

NOTICE OF MEETING

Notice is hereby given that the Legislature of Rockland County will meet in its Chambers in the Allison-Parris Office Building, New City, New York on Tuesday, October 15, 2013 at 7:00 P.M., pursuant to the adjournment of the October 1, 2013 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 10th day of October 2013

The Legislature of Rockland County convened in regular session pursuant to adjournment of the October 1, 2013 meeting.

A Roll Call being taken (7:14 p.m.), the following Legislators were present and answered to their names:

Edwin J. Day
Toney L. Earl
Michael M. Grant
Jay Hood, Jr.
Douglas J. Jobson
Nancy Low-Hogan
Joseph L. Meyers
Patrick J. Moroney
John A. Murphy
Aney Paul
Philip Soskin
Frank P. Sparaco
Aron B. Wieder
Alden H. Wolfe, Vice Chairman
Harriet D. Cornell, Chairwoman, Chairwoman

Absent: Legislators Christopher J. Carey and Ilan S. Schoenberger

Honorable Douglas J. Jobson, Legislator, District 1, led in the Salute to the Flag and delivered the invocation.

Chairwoman Cornell called for a moment of silence for their former colleague Legislator Theodore "Ted" Dusanenko.

The Chairwoman opened the public participation portion of the meeting at 7:15 p.m. and the following persons appeared and spoke:

- ❖ Matthew Brennan, Kennedy Park Fields
- ❖ Terry Donnelan, Grant for Rockland County Veterans
- ❖ Richard Brega, Bus contracts

Public Participation ended at 7:20 p.m.

Comments from the Chairwoman:

Honorable Harriet D. Cornell

I want to say a few words about our former colleague Ted Dusanenko who served as a County Legislator from 1970 through 1985 and then returned in 1990 and served through the end of 2007 for a total of 34 years. He was very involved and he loved Rockland County. His family was very involved with Rockland County organizations. As you know, he came from a Ukrainian background and very active with the Ukrainian organizations. He also served as Supervisor for the Town of Clarkstown from 1980 through 1984 and he was a Councilman.

I learned today that he died some time this weekend at his home in North Carolina. We are getting details about a service and as soon as that happens our Clerk, Laurence Toole, will inform members of the Legislature, and obviously it will be in the newspaper.

I know you will join me in giving his family our condolences, and certainly with appreciation to Ted for his service to Rockland County.

**LOCAL LAW NO. 5 OF 2013
COUNTY OF ROCKLAND
STATE OF NEW YORK**

(Introduced by: Hon. Alden H. Wolfe)

Mr. Wolfe offered the following Local Law, which was seconded by Mrs. Low-Hogan and unanimously adopted:

A local law creating the Rockland county public employee rehiring disclosure act.

Be it enacted by the legislature of the county of Rockland as follows:

Section 1. Title.

This local law shall be known as the Rockland county public employee rehiring disclosure act.

Section 2. Legislative Intent.

It is the intention of the legislature of Rockland county to develop a policy to prevent former employees who have left, separated or retired from county government and have received compensation for unused fringe benefits or incentives to separate or incentives for early retirement or other forms of monetary payments other than wages for days worked, from returning to county employment as an employee, consultant or outside contractor. There have been incidents where those who have received enhanced compensation or enhanced pension credits have returned to county employment, as an employee, and become eligible for additional enhanced compensation or enhanced pension credits on their next termination of employment.

The county has participated in New York State pension incentives and/or created local Rockland county created incentive proposals to encourage employees to terminate employment with the county. These programs were represented as a means to achieve financial savings to the County as a result of terminations of employment, however it was later discovered that some participating employees were rehired or employed again. Therefore the financial benefits sought were not realized or drastically reduced in value.

The legislature, as the appropriating and policy-making arm of county government, has the duty and obligation to ensure that employees who receive enhanced compensation or enhanced pension credits not be rehired. The legislature needs to be able to rely upon savings projections and enforce the intention and/or representations offered; specifically, that there would be savings and/or reduction in personnel of the county workforce when enhanced compensation or enhanced pension credits are received by employees.

In order to obtain the savings and to follow through on the understandings set forth upon agreeing to multiple forms of employment reduction, it is an absolute necessity that re-hiring of individuals who have received enhanced compensation or enhanced pension credits not be rehired by the county executive without the concurrence of the legislature on a verification of the need, necessity and stated duration of such rehiring and protection against additional accruals given to rehired employees after having already been compensated in the first instance.

Section 3. Definitions.

- A. Enhanced compensation shall mean the payment to a retiring or separating employee as an incentive to participate in an offering to terminate employment with the county and also be paid all or some of said employee's unused fringe benefits, steps or any form of termination payment, excluding payment for days worked.
- B. Enhanced pension credits shall mean the addition of days or months of credited service or credited compensation for days not worked as an incentive to participate in an offering to terminate employment with the county, to be included in the calculation of a retiring or separating employee's New York State and Local Retirement Pension.

Section 4. Public Employee Abuse Prevention Restrictions

- A. The county of Rockland shall not rehire or employ as a contractor, consultant or employee, any former Rockland county employee who has previously received enhanced compensation or enhanced pension credits.
- B. No employee who has received enhanced compensation or enhanced pension credits shall be appointed as a non-union employee, whether pending or not pending the taking of civil service test, nor hired as a temporary employee.
- C. The prohibition on rehiring or contracting with former employees who received enhanced compensation or enhanced pension credits may be waived by resolution of the county setting forth the justification and need to rehire said employee and state the duration of his or her reemployment and the compensation rate for said rehired employee.

Section 5. Severability

If any clause, sentence, paragraph, subdivision, section or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. Effective date.

This local law shall become effective upon filing with the New York State secretary of state.

Debate:Mr. Wolfe

This is a Local Law that, if adopted, will create a greater sense of information flow in the context of rehiring certain employees of Rockland County. One of the things that I have learned is that Rockland County has had a series of early retirement incentives. We had a voluntary separation incentive this year and what comes with that is generally the giving of some sort of an enhanced pension benefit, a cash payment or some sort of financial benefit in order to leave public service in Rockland County. There is nothing that would stop the rehiring of these employees by the County Executive without any involvement or notice to the Legislature. In fact, there are about 48 employees over the last number of years that have taken an incentive and who were rehired by Rockland County. There may be very good reasons for that; retaining someone who has a particular expertise or transitioning a new employee into a position and those reasons would be perfectly fine. What this Local Law would do is create a requirement that that in order for such an employee who has taken an incentive to leave County service before they are rehired then the Legislature's approval is required and the County Executive would need to disclose the expected length of hiring, the compensation and the specific position.

Some light is very healthy in government and I think this would better allow us to make decisions on how we are going to meet the savings target that are represented to us by the administration, this administration or any other administration.

Mr. Meyers

This law provides that this person may not be rehired or employed as a contractor, consultant or employee. What if the former employee forms a company and the County Executive wishes to hire that company as a consultant or as a contractor, is that permissible?

Mr. Wolfe

Clearly that is a legal issue. The way it is drafted is that the County shall not rehire or employ as a contractor, consultant or employee, any former Rockland county employee who has previously received enhanced compensation or enhanced pension credits. I believe it is a matter of legal interpretation as to what would constitute a contractor. I do not have an answer, but you have raised an extremely important point.

Mr. Meyers

I think that is a loophole. I can see an County Executive saying to just form a corporation or an LLC with you as a principal owner and we will hire your entity instead of hiring you. Many contractors would not be contracted under their own name it would be their company's name. I don't know whether you want to amend this before we pass it, but I think it is a loophole we should close up.

Mr. Wolfe

Council, would that be a substantive change if we were to make an amendment?

Mrs. Yeger, Legal Council

I actually don't think so, but I also don't know that it is overly relevant since a company could not get pension benefits, unemployment, vacation, leave or any fringe benefits that we worry about giving to an employee who has already received enhanced compensation. So, I don't know that is really an issue.

Mr. Meyers

I think that the issue and part of the reason for this Law is if somebody got the benefit of getting those benefits by leaving early we don't want them to be able to come back in some form and still be able to do the job they were doing before while having enjoyed those benefits of getting the enhanced compensation. I don't believe the author was concerned with them getting it again. I think the author was concerned about them being able to get remuneration from the County for the same type of work that they were doing as an employee.

Mr. Wolfe

I appreciate the concern that you have and I think that it is something I would like to look into it. I think in order to make an amendment tonight might over complicate things, because this Local Law is focused on employment and under those circumstance it would be a contract for services, which is treated differently and would have to come to us for approval in any event. If we are talking about the direct delivery of service I think it might be difficult and end up being a substantive change that we can't address at this. I am happy to monitor this and see if at some point in time an amendment is necessary. I am just looking for better communication between the branches of government and more sunlight in the operations of what goes on here in the County.

Mr. Meyers

I totally support this law. The only reason I mentioned it at all was because one of the components is not being hired as a contractor, which means that they wouldn't be a direct employee. In the future you may want to propose legislation to close up that loophole. When you introduce the concept of contractor or consultant you very often have entities there.

Mr. Jobson

In my other career we have had a number of people who have retired and have a terrific skill that my company might invite them back as a consultant or they form an LLC or company of their own and they will be hired back or get a contract and do business with us on a regular basis. Now that person just worked for us for forty years and then they turn around and retire and are back again, because they have something unique or that the operation needs and are willing to pay for. Are we totally shutting the door on that? I don't want to be too paranoid. I don't want to close the door on anyone that has a great skill for Rockland County.

Mr. Wolfe

We are not closing the door on anything. We are not talking about someone who has just retired. We are talking about someone that Rockland County had paid money to in order to leave service. I find it offensive that somebody gets money to leave service and then rehired at a rate that perhaps we don't even have any awareness of. That is what this is designed to deal with. The answer is, no the door is never closed, because the Legislature can always waive it however the resolution must set forth the justification, the need to rehire and state duration of employment and compensation rate. With that information this Legislature will be able to make a smart decision about whether it makes sense for that person to re-enter employ for the County.

Mr. Jobson

So you are rally looking at people who took special incentives to retire.

Mr. Day

I don't see this as being a big issue, I really don't. I would just compare it to my own background, and other fellow members of law enforcement. When we come back to work in government we have to get a 2-11 Waiver, which is the only way we can get rehired in certain jobs within New York State government.

This Local Law is much more defined. What this really does is provides some oversight for someone who not just left County government and retired they are coming back to County government, not just another State job, and they have already received an incentive to leave County government. I don't think it is an arduous situation for this Legislature to what to know the reasons for the rehire. I don't think it is an overreach on the powers of the authority of the Executive branch. I am going to support this. Thank you.

**LOCAL LAW NO. 4 OF 2013
COUNTY OF ROCKLAND
STATE OF NEW YORK**

(Introduced by: Hon. Alden H. Wolfe)

Mr. Wolfe offered the following Local Law, which was seconded by Mr. Wieder and unanimously adopted:

A local law establishing and adopting a fund balance management policy within Rockland County government.

Be it enacted by the legislature of the county of Rockland as follows:

Section 1. This law shall be known as “the Rockland County Fiscal Stabilization Act.”

Section 2. Legislative Intent.

The Governmental Accounting Standards Board (GASB) is the independent organization that establishes and improves standards of accounting and financial reporting for U.S. state and local governments. Established in 1984 by agreement of the Financial Accounting Foundation (FAF) and 10 national associations of state and local government officials, the GASB is recognized by governments, the accounting industry, and the capital markets as the official source of generally accepted accounting principles (GAAP) for state and local governments. Compliance with GASB's standards is enforced through the laws of some individual states and through the audit process, when auditors render opinions on the fairness of financial statement presentations in conformity with GAAP; and

The Government Finance Officers Association (GFOA) is a professional organization of public officials united to enhance and promote the professional management of governmental financial resources by identifying, developing and advancing fiscal strategies, policies, and practices for the public benefit. In 1993, the GFOA began developing a body of recommended practices in the functional areas of public finance to give GFOA members and other state and local governments more guidance on sound financial management practices. These Recommended Practices were recently reclassified as Best Practices and Advisories. A GFOA Best Practice identifies specific policies and procedures as contributing to improved government management. It aims to promote and facilitate positive change rather than merely to codify current accepted practice. Partial implementation is encouraged as progress toward a recognized goal; and

In March of 2009, GASB issue Statement 54, *Fund Balance Reporting and Governmental Fund Type Definitions* which was intended to improve the usefulness of information provided to financial report users about fund balance by providing clearer, more structured fund balance classifications, and by clarifying the definitions of existing governmental fund types. Its mandates were required on financial statements for fiscal years first ending June 30, 2011; and

In October of 2009, GFOA issued a “best practice” regarding the *Appropriate Level of Unrestricted Fund Balance in the General Fund*, which utilized GASB's categories and definitions in recommending that governments establish a formal policy on the level of unrestricted fund balance that should be maintained in the general fund. GFOA stated, “Such a guideline should be set by the appropriate policy body and should provide both a temporal framework and specific plans for increasing or decreasing the level of unrestricted fund balance, if it is inconsistent with that policy;” and

The Rockland County Legislature - the policy body of Rockland County government - being committed to fiscal responsibility and ever mindful of the unpredictability of the surrounding economic climate, wishes to establish and adopt a formal policy regarding fund balance management that will ensure that the County of Rockland remains on solid financial footing in the years to come.

Section 3. Definitions

As used in this article, the following terms shall have the meanings indicated:

- A. **COUNTY** – The County of Rockland, New York
- B. **FINANCIAL STATEMENTS** – the comprehensive annual financial report
- C. **REVENUE** – any received or accrued funds
- D. **EXPENDITURE** – any actual or accrued disbursement of funds
- E. **SHORTFALL** – any excess of expenditures over revenues
- F. **APPROPRIATION** – any budgeted expenditure
- G. **DECLARED STATE OF EMERGENCY** – the occurrence of any natural or man-made disaster, rioting, catastrophe, or similar public emergency within the territorial limits of the county, or the reasonable apprehension of immediate danger thereof, and a finding by the County Executive that the public safety is imperiled thereby, as governed by Executive Law §24

Section 4. The Rockland County Legislature hereby adopts the following fund balance management policy:

- A. The most current fund balance classifications as promulgated by GASB shall be used in all financial statements filed on behalf of the County. See attached Schedule A for the current fund balance classifications.
- B. In circumstances when an expenditure is made for a purpose for which amounts are available in multiple fund balance classifications, the County shall follow the following accounting policy in compliance with GASB Statement 54: restricted amounts are used first, followed by committed, assigned, and unassigned amounts, in that order.
- C. The County shall have a targeted minimum unassigned fund balance level of 5% of general fund operations. When revenues exceed budgeted appropriations in any given fiscal year, the surplus shall be appropriated first to the unreserved fund balance. Upon reaching the 5% target for the unassigned fund balance, any additional surplus shall be appropriated to the committed fund for contingencies (a restricted “rainy day” fund to be used for unexpected shortfalls in revenue once the unassigned fund balance is exhausted or insufficient to meet current operating needs) up to an additional 5%. Any further excess funds above 10% of general fund operations shall flow back to the unassigned fund balance.
- D. The committed fund for contingencies, or the “rainy day” fund, shall contain amounts constrained to stabilization and shall be reported as committed fund balance in the general fund.
- E. In the event of a shortfall, monies from the unassigned fund balance shall be appropriated before withdrawing from the “rainy day” fund, unless the shortfall meets one or more of the criteria for appropriating from the “rainy day” fund.
- F. Before any money from the committed “rainy day” fund may be appropriated, one or more of following criteria must be met:
 - a. unforeseen expenses attributed to a declared state of emergency within the County;
 - b. unanticipated decreases in state and/or federal reimbursements during the County fiscal year;
 - c. unanticipated increases in state and/or federal mandates during the County fiscal year;
 - d. sums directed to be paid by the County within the same fiscal year by a final, non-appealable judgment or settlement of litigation; or
 - e. any other situation that the legislature deems to be of urgent or critical need.
- G. Any appropriation from the “rainy day” fund shall be approved by a 2/3 majority of the Legislature.

Section 5. Applicability

This law shall apply to any and all actions occurring on or after the closing of the books on fiscal year 2013.

Section 6. Severability.

If any clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 7. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

Debate:**Mr. Wolfe**

This is the *Rockland County Fiscal Stabilization Act*. We will be adopting the recommendations of GASB, Government Accounting Standards Board. It is an organization that promulgates statements regarding generally accepted accounting principals for government. They came out with some definitions regarding fund balance reporting, which were intended to standardize and improve the usefulness of the information as presented on financial reports. It is required and something we should be complying with.

The second component is the creation of a target fund balance. I have worked on this Local Law very closely with our Commissioner of Finance, our outside auditors Mr. DeSantis and Mr. Kasay. We put together this Local Law that would allow us to better manage our fund balance. We came up with the conclusion that a "Healthy Fund Balance" is 5% of what you would generally fund in a given year for your operations. On a \$700,000 budget it would be \$35,000,000 would be considered a healthy fund balance.

In any given year, if we have a surplus in an operating year in our general fund, then up to an additional 5% would go into a rainy day fund where it would be held and accumulated as a hedge against what the future might bring. The types of things that come to mind are many of the things we have dealt with over the last period of time and any unforeseen expenses attributed to a State of Emergency, decrease in funding or Federal reimbursement, unanticipated increases in State and Federal mandates, any sums directed to be paid by County for a judgment or settlement of litigation or any situation that the Legislature deems to be urgent or a critical need. Any appropriation from this rainy day fund will be approved by a two-thirds majority.

The Commissioner of Finance came before the Budget and Finance Committee last week and talked about meeting with the rating agencies. Part of their presentation to the rating agencies when they were having their periodic review was the fact that we had a public hearing on this Local Law and it was to be considered by this Legislature. The rating agencies were very positive about it and thought that it was a very important component in repairing our credit and showing the world that we are doing what we need to do. I had asked him to prepare a memo to us that I could share with all of you indicating that, but I have not received it.

I do think that adoption of this Local Law is an important part of setting the structure so that when we bring our deficit to a close, if we do get our deficit financing and we sell the nursing home, we can literally have no deficit in eighteen months. This is not a pipedream; this is setting a structure in place that will automatically trigger once we end up getting back to where we need to be. I urge all of you to support this and vote yes tonight.

Chairwoman Cornell

I was at that meeting and I can attest that indeed this has met with great favor by the rating agencies.

Introduced by:

Referral No. 9481

- Hon. Aney Paul, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Michael M. Grant, Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Harriet D. Cornell, Co-Sponsor
- Hon. Jay Hood, Jr., Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Frank Sparaco, Co-Sponsor
- Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO 534 OF 2013
 APPROPRIATING THE SUM OF \$1,500 TO
 AMERICAN LEGION MOSCARELLA POST 199, MONSEY, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2013**

Mr. Grant offered the following resolution, which was seconded by Mr. Earl, Mr. Soskin and Mr. Wieder and unanimously adopted:

WHEREAS, the Rockland County Legislature has set aside in the 2013 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the American Legion Moscarella Post 199, Monsey, New York, is contracting with the County of Rockland to conduct patriotic observances in 2013, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

WHEREAS, the Budget and Finance Committee has met, considered and by a unanimous vote approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,500, for providing patriotic observance events in Rockland County in calendar year 2013; 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 FUND

| | | |
|--------------------------------|---|---------|
| <u>Increase Approp. Acct.:</u> | | |
| A-CA-7584-5010 | American Legion Moscarella Post 199 Post Office Box 1299 Monsey, NY 10952 | \$1,500 |
| | | |
| <u>Decrease Approp. Acct.:</u> | | |
| A-LEG-1010-5042 | Patriotic Observances | \$1,500 |

Introduced by:

Referral No. 2825

Hon. Alden H. Wolfe, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Douglas J. Jobson, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 535 OF 2013
 APPROVING SUPPLEMENTAL GRANT AGREEMENT #5
 COMPTROLLER'S CONTRACT NO. K006725
 WITH THE NEW YORK STATE DEPARTMENT OF
 TRANSPORTATION TO REIMBURSE THE COUNTY'S ELIGIBLE
 CAPITAL PROJECT COSTS FROM THE DEDICATED MASS
 TRANSPORTATION TRUST FUND IN THE AMOUNT OF \$799,293
 (REQUIRING NO COUNTY TAX DOLLARS)
 FOR TOTAL CONTRACT AMOUNT NOT TO EXCEED \$6,947,860
 FOR THE PERIOD FEBRUARY 1, 2007 THROUGH JANUARY 31, 2017
 AND AUTHORIZING THE COUNTY EXECUTIVE
 TO EXECUTE ALL NECESSARY DOCUMENTS AND INSTRUMENTS
 [DEPARTMENT OF PUBLIC TRANSPORTATION]
 (\$6,947,860)**

Mr. Grant offered the following resolution, which was seconded by Mr. Jobson and unanimously adopted:

WHEREAS, By Resolution No. 240 of 2013 the Legislature of Rockland County approved Supplemental Grant Agreement #4 (Comptroller's Contract No. K006725) with the New York State Department of Transportation (NYSDOT) to reimburse the County's eligible Capital Project costs from the dedicated Mass Transportation Trust Fund in the amount of \$624,625 for total contract amount not to exceed \$5,523,942 for the period February 1, 2007 through January 31, 2017 resulting in a new contract amount not to exceed \$6,148,567; and

WHEREAS, The County Executive and the Legislature of Rockland County have been advised by the Department of Public Transportation that the County has been awarded, and has been invited to enter into, Supplemental Grant Agreement No. 5 with the NYSDOT to reimburse the County for up to \$799,293 non-federal share of its eligible mass transportation capital project costs for New York State PIN 8TOM.24.0021 (namely the purchase of ADA replacement vans) and PIN 8TRM.82.001 (namely purchase of replacement cutaway buses for TRIPS); and

WHEREAS, It is necessary for the County, in the first instance to fund 100% of the federal and non-federal shares of such eligible capital project costs, using local funds, pending reimbursement (of the non-federal share) by the NYSDOT; and

WHEREAS, The Planning & Public Works and Budget and Finance 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 Supplemental Grant Agreement No. 5 with the NYSDOT to reimburse the County for up to \$799,293 non-federal share of its eligible mass transportation capital project costs for New York State PIN 8TOM.24.0021 (namely the purchase of ADA replacement vans) and PIN 8TRM.82.001 (namely purchase of replacement cutaway buses for TRIPS) for total contract amount not to exceed \$6,947,860 for the period February 1, 2007 through January 31, 2017; and be it further

RESOLVED, That although neither this resolution nor Supplemental Grant Agreement No. 5 requires the expenditure of any County tax dollars, the County shall, in the first instance, fund 100% of the non-federal share of such eligible capital project costs, using local funds, pending reimbursement (of the non-federal share) by the NYSDOT; and be it further

RESOLVED, That the County Executive is hereby authorized to execute Supplemental Grant Agreement No. 5 and all other necessary and related documents and instruments, subject to the approval of the County Attorney.

Introduced by:

Referral No. 5906

- Hon. Alden H. Wolfe, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 536 OF 2013
 APPROVING THE PURCHASES IN EXCESS OF \$100,000
 FROM JAMICA BEARINGS CO. INC.
 FOR RBC GEAR REDUCERS, TORQUE ARMS AND BELT GUARDS
 FOR THE ROCKLAND COUNTY SEWER DISTRICT NO. 1
 UNDER RFB-RC-2013-062
 IN AMOUNT NOT TO EXCEED \$250,000
 FOR THE PERIOD FROM JUNE 10, 2013 THROUGH JUNE 9, 2014
 WITH FOUR (4) ADDITIONAL ONE (1) YEAR OPTION TERMS
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$250,000)**

Mr. Grant offered the following resolution, which was seconded by Mr. Earl and Mrs. Low-Hogan and unanimously adopted:

WHEREAS, The Director of Purchasing advertised for bids for RBC gear reducers, torque arms and belt guards under RFB-RC-2013-062 (the "RFB") for the Rockland County Sewer District No. 1 ("RCSD#1"); and

WHEREAS, Over one hundred twenty-five (125) vendors were notified of the RFB, and three (3) vendors responded; and

WHEREAS, The Director of Purchasing determined that Jamica Bearing Company, Inc. ("Jamica"), 1700 Jericho Turnpike, New Hyde Park, New York 11040, was the lowest responsive, responsible bidder; and

WHEREAS, The Director of Purchasing awarded the RFB to Jamica for the period from June 10, 2013 through June 9, 2014 with four (4) additional one (1) year options; and

WHEREAS, RCSD#1 operates nine (9) RBC units, each unit is comprised of a motor, gearbox and driveshaft and each component is critical to the unit; and

WHEREAS, To date, the total expenditures under this contract total \$62,277, and RCSD#1 anticipates the need to purchase three (3) additional gear reducers in the near future; and

WHEREAS, The Director of Purchasing therefore recommends to the County Executive and the Legislature of Rockland County that the County approve the purchases in excess of \$100,000 from Jamica for RBC gear reducers, torque arms and belt guards under the RFB in an amount not to exceed \$250,000 for the period from June 10, 2013 through June 9, 2014 with four (4) additional one (1) year option terms; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2013 Budget of the Rockland County Sewer District No. 1 and is contingent upon 2014 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 Planning & Public Works and Budget and Finance 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 purchases in excess of \$100,000 from Jamica Bearing Company, Inc., 1700 Jericho Turnpike, New Hyde Park, New York 11040, for RBC gear reducers, torque arms and belt guards under RFB-RC-2013-062 in an amount not to exceed \$250,000 for the period from June 10, 2013 through June 9, 2014 with four (4) additional one (1) year option terms, and authorizes all 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 these purchases is provided for in the 2013 Budget of the Rockland County Sewer District No. 1 and is contingent upon 2014 Budget appropriations.

Introduced by:

Referral No. 5327

Hon. Michael M. Grant, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Frank A. Sparaco, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 537 OF 2013
 APPROVING ACCEPTANCE OF FUNDS
 IN THE AMOUNT OF \$7,729 (NCTD)
 FROM THE UNITED STATES SECRET SERVICE
 FOR FEDERAL FISCAL YEAR 2013
 (OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013)
 TO BE USED IN CONNECTION WITH
 THE PARTICIPATION OF THE ROCKLAND COUNTY
 SHERIFF'S COMPUTER CRIME UNIT IN THE
 NEW YORK/NEW JERSEY ELECTRONIC CRIMES TASK FORCE
 [OFFICE OF THE SHERIFF]
 (\$7,729)**

Mr. Grant offered the following resolution, which was seconded by Mr. Day, Mr. Jobson, Mrs. Paul and Mr. Soskin and unanimously adopted:

WHEREAS, The Office of the Sheriff has advised the County Executive and the Rockland County Legislature that they have been awarded funds in the amount of \$7,729 from the United States Secret Service for federal fiscal year 2013 (October 1, 2012 through September 30, 2013), to be used in connection with the Rockland County Sheriff's Computer Crime Unit in the New York/New Jersey Electronic Crimes Task Force; and

WHEREAS, These funds were awarded pursuant to the conditions and procedures associated with the reimbursement allocation found in Part III of the Memorandum of Understanding entered into between the County of Rockland/Rockland County Sheriff's Department and the United States Secret Service on or about February 24, 2006; and

WHEREAS, No County tax dollars (NCTD) are required to accept these funds; and

WHEREAS, It is necessary to appropriate these funds to the proper account; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of funds in the amount of \$7,729 from the United States Secret Service for federal fiscal year 2013 (October 1, 2012 through September 30, 2013) to be used in connection with the participation of the Rockland County Sheriff's Department in the New York/New Jersey Electronic Crimes Task Force, 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 no County tax dollars (NCTD) are required to accept these funds; and be it further

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

GENERAL FUND - 2013

| | | |
|--|-----------------------------|-------|
| <u>Increase Approp. Accts (Credit):</u> | | |
| A-SHF-3114-E5060 | Program Costs | 7,729 |
| <u>Increase Est. Rev. Acct. (Debit):</u> | | |
| A-SHF-3114-R4389 | Federal Aid - Public Safety | 7,729 |

Introduced by:

Referral No. 7342

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Frank A. Sparaco, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 538 OF 2013
 APPROPRIATION OF FUNDS
 IN THE AMOUNT OF \$22,500 (NCTD)
 FROM ENTERGY SERVICES, INC.
 ENTERGY SAFETY RESPONDERS FUND 2012
 IN ORDER TO PURCHASE VARIOUS ITEMS
 FOR THE SHERIFF'S RIVER PATROL (MARINE UNIT)
 IN THE CALENDAR YEAR 2013
 [OFFICE OF THE SHERIFF]
 (\$22,500)**

Mr. Grant offered the following resolution, which was seconded by Mr. Hood, Jr. and unanimously adopted:

WHEREAS, The County Executive and the Legislature of Rockland County have been advised that the Office of the Sheriff has been awarded funds in the amount of \$22,500 from Entergy Services, Inc. - Entergy Safety Responders Fund 2012 in order to purchase various items for the Sheriff's River Patrol (Marine Unit); and

WHEREAS, The County is allowed by Entergy Services, Inc. to appropriate these funds to the calendar year 2013; and

WHEREAS, No County tax dollars (NCTD) are required to accept these funds; and

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

WHEREAS, It is necessary to appropriate these funds to the proper account; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of funds in the amount of \$22,500 from Entergy Services, Inc. - Entergy Safety Responders Fund 2012 in order to purchase various items for the Sheriff's River Patrol (Marine Unit); and be it further

RESOLVED, That the County is allowed by Entergy Services, Inc. to appropriate these funds to the calendar year 2013; and be it further

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

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

| | | |
|---------------------|---------------|---------------|
| A -SHF -3113 -E2050 | Equipment | 12,300 |
| -E5060 | Program Costs | <u>10,200</u> |
| | | 22,500 |

Increase Est. Rev. Acct. (Debit):

| | | |
|---------------------|----------------------|--------|
| A -SHF -3113 -R2770 | Unclassified Revenue | 22,500 |
|---------------------|----------------------|--------|



Introduced by:

Referral No. 2973/9142

- Hon. Philip Soskin, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 539 OF 2013
 APPROVING THE ACCEPTANCE OF A GRANT FROM
 THE NEW YORK STATE OFFICE OF MENTAL HEALTH
 TO THE ROCKLAND COUNTY DEPARTMENT OF MENTAL HEALTH (DMH)
 IN THE AMOUNT OF \$185,000 [NCTD] FOR THE
 PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2015 WHICH IS TO
 BE DISTRIBUTED TO THE COUNTY OF ROCKLAND VETERANS SERVICE
 AGENCY AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE
 ALL NECESSARY DOCUMENTS INCLUDING THE APPLICABLE CONTRACT
 [DEPARTMENT OF MENTAL HEALTH]
 (\$185,000)**

Mr. Grant offered the following resolution, which was seconded by Mr. Earl, Mrs. Low-Hogan, Mr. Murphy, Mrs. Paul and Mr. Soskin and unanimously adopted:

WHEREAS, The Commissioner of the Department of Mental Health (DMH) has advised the County Executive and the Legislature of Rockland County that the New York State Office of Mental Health has awarded DMH a grant in the amount of \$185,000 for the period from July 1, 2013 through June 30, 2015, which is to be distributed to the County of Rockland Veterans Service Agency; and

WHEREAS, This grant is designated to support a pilot program for veterans suffering from post-traumatic stress syndrome through individual and group peer-to-peer counseling; and

WHEREAS, The acceptance of these funds will require an agreement between DMH and the Veterans Service Agency; and

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

WHEREAS, It is necessary to appropriate these funds to the proper accounts; 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 Multi-Services and Budget and Finance 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 acceptance of the grant from the New York State Office of Mental Health to the Rockland County Department of Mental Health (DMH) in the amount of \$185,000 for the period from July 1, 2013 through June 30, 2015, which is to be distributed to the County of Rockland Veterans Service Agency and which will be used to support a pilot program for veterans suffering from post-traumatic stress syndrome through individual and group peer-to-peer counseling, and hereby authorizes the County Executive to execute all necessary documents related to the acceptance of these funds including the contract with the Veterans Service Agency; and be it further

RESOLVED, That no County tax dollars [NCTD] are required to accept these grant funds; and be it further

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

GENERAL FUND - 2013

| | | |
|--|---------------|---------|
| <u>Increase Approp. Acct (Credit):</u> | | |
| A-VET-6510-E5060 | Program Costs | 185,000 |
| <u>Increase Est. Rev. Acct. (Debit):</u> | | |
| A-VET-6510-R3470 | State Aid-OMH | 185,000 |

Introduced by:

Referral No. 9209

Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 540 OF 2013
APPROVING THE PURCHASES IN EXCESS OF \$100,000
FROM FORT ORANGE PRESS, INC.
FOR PRINTING AND SCANNING OF OPTICAL SCAN BALLOTS
AND MISCELLANEOUS ELECTIONS SUPPLIES
FOR THE NYS PRIMARY AND GENERAL ELECTIONS
UNDER RFB-RC-2013-077
IN AN AMOUNT NOT TO EXCEED \$150,000
FOR THE PERIOD FROM AUGUST 21, 2013 THROUGH AUGUST 20, 2014
WITH FOUR (4) ADDITIONAL ONE (1) YEAR OPTION TERMS
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$150,000)**

Mr. Grant offered the following resolution, which was seconded by Mrs. Low-Hogan and Mr. Soskin and unanimously adopted:

WHEREAS, The Director of Purchasing advertised for bids for printing and scanning of optical scan ballots and miscellaneous elections supplies for the New York State primary and general elections for the Rockland County Board of Elections under RFB-RC-2013-077 (the "RFB"); and

WHEREAS, Over one hundred twenty-five (125) vendors were notified of the RFB, and the following three (3) vendors responded -- Phoenix Graphics, which indicated that its pricing would be submitted by Election System & Software (ES&S), Fort Orange Press and ES&S; and

WHEREAS, The Director of Purchasing determined that Fort Orange Press, 11 Sand Creek Road, Albany, New York 12205, was the lowest responsive, responsible bidder for Sections I, II and III; and

WHEREAS, The Commissioners of the Rockland County Board of Elections agreed with the recommendation of the Director of Purchasing; and

WHEREAS, Although Fort Orange Press submitted itemized pricing for Section III, it offered these items free of charge to any agency ordering election ballots from Sections I and II; and

WHEREAS, The cost of most ballots from Fort Orange Press is \$0.325 per ballot, down from \$0.45 per ballot in 2012 from ES&S, resulting in an estimated savings to the County in the amount of \$21,375 plus the cost of printing miscellaneous elections supplies which will now be available to the County free of charge; and

WHEREAS, The Director of Purchasing therefore recommends to the County Executive and the Legislature of Rockland County that the County approve the purchases in excess of \$100,000 from Fort Orange Press, Inc., 11 Sand Creek Road, Albany, New York 12205, for printing and scanning of optical scan ballots and miscellaneous elections supplies for the New York State primary and general elections for the Rockland County Board of Elections under RFB-RC-2013-077 in the amount of \$150,000 for the period from August 21, 2013 through August 20, 2014 with four (4) additional one (1) year options; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2013 Budget of the Rockland County Board of Elections and is contingent upon 2014 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 Multi-Services and Budget and Finance 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 purchases in excess of \$100,000 from Fort Orange Press, Inc., 11 Sand Creek Road, Albany, New York 12205, for printing and scanning of optical scan ballots and miscellaneous elections supplies for the New York State primary and general elections for the Rockland County Board of Elections under RFB-RC-2013-077 in the amount of \$150,000 for the period from August 21, 2013 through August 20, 2014 with four (4) additional one (1) year options, and authorizes all 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 these purchases is provided for in the 2013 Budget of the Rockland County Board of Elections and is contingent upon 2014 budget appropriations.

Introduced by:

Referral No. 6704

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Frank A. Sparaco, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 541 OF 2013
 APPROVING LEASE AGREEMENT BETWEEN GLORIOUS SUN
 ROBERT MARTIN, LLC, AND THE COUNTY OF ROCKLAND FOR
 PREMISES TO BE OCCUPIED BY THE ROCKLAND COUNTY
 DISTRICT ATTORNEY’S DRUG TASK FORCE
 FOR THE PERIOD OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2018
 IN AN AMOUNT NOT TO EXCEED \$1,439,683 AND AUTHORIZING
 EXECUTION OF THIS AGREEMENT BY THE COUNTY EXECUTIVE
 [DISTRICT ATTORNEY’S OFFICE]
 (\$1,439,683)**

Mr. Grant offered the following resolution, which was seconded by Mr. Day and Mr. Hood, Jr. and unanimously adopted:

WHEREAS, The District Attorney is requesting that the County approve a lease agreement between Glorious Sun Robert Martin, LLC and the County of Rockland, for premises to be occupied by the District Attorney’s Drug Task Force, for the period October 1, 2013 through September 30, 2018, in a total amount not to exceed \$1,439,683, with the details of this lease being as follows:

| <u>Period of Time</u> | <u>Monthly Lease Rate</u> | <u>Not to Exceed Amount</u> |
|-----------------------|---------------------------|------------------------------------|
| 10/1/13 - 12/31/13 | \$25,808 | \$77,424 |
| 1/1/14 - 12/31/14 | \$25,808 | \$258,080 (includes 2 months free) |
| 1/1/15 - 12/31/15 | \$25,808 | \$258,080 (includes 2 months free) |
| 1/1/16 - 12/31/16 | \$26,324 | \$289,564 (includes 1 month free) |
| 1/1/17 - 12/31/17 | \$27,640 | \$304,040 (includes 1 month free) |
| 1/1/18 - 9/30/18 | \$28,055 | \$252,495 |

;and

WHEREAS, The Real Property Tax Officer has reviewed and approved the terms of the Lease Agreement; and

WHEREAS, Funding for the period October 1, 2013 through December 31, 2013 is provided for in the 2013 Budget of the District Attorney’s Drug Task Force (Dept. 3190, line E4010) and funding for the period January 1, 2014 through September 30, 2018 will be contingent upon 2014-2018 budget appropriations for Dept. 3190, line E4010; and

WHEREAS, Escalation costs associated with this lease agreement, i.e. increase in taxes, utilities, security, etc., that may occur in the future will be covered by expense savings within the departments of the District Attorney and/or non-County funding sources and, via a resolution, this Legislature will be informed of any escalation costs that arise in the future, as well as what expense savings within the departments of the District Attorney and/or source of non-County funding will pay for these costs; and

WHEREAS, During the term of the lease, the owner or owner’s agent shall have the right to enter the premises at reasonable hours upon twenty-four (24) hours notice for the purpose of showing the premises to prospective tenants; and at no time shall the owner or owner’s agent have access to the “Wire Room” of the demised premises without the written consent of the tenant; tenant shall have the right to withhold consent at its sole discretion; and

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

RESOLVED, That the Legislature of Rockland County hereby approves a lease agreement between Glorious Sun Robert Martin, LLC and the County of Rockland, for premises to be occupied by the District Attorney’s Drug Task Force, for the period October 1, 2013 through September 30, 2018, in a total amount not to exceed \$1,439,683, with the details of this lease being as follows:

| <u>Period of Time</u> | <u>Monthly Lease Rate</u> | <u>Not to Exceed Amount</u> |
|-----------------------|---------------------------|------------------------------------|
| 10/1/13 - 12/31/13 | \$25,808 | \$77,424 |
| 1/1/14 - 12/31/14 | \$25,808 | \$258,080 (includes 2 months free) |
| 1/1/15 - 12/31/15 | \$25,808 | \$258,080 (includes 2 months free) |
| 1/1/16 - 12/31/16 | \$26,324 | \$289,564 (includes 1 month free) |
| 1/1/17 - 12/31/17 | \$27,640 | \$304,040 (includes 1 month free) |
| 1/1/18 - 9/30/18 | \$28,055 | \$252,495 |

and be it further

RESOLVED, The Real Property Tax Officer has reviewed and approved the terms of the Lease Agreement; and be it further

RESOLVED, That the Legislature of Rockland County authorizes execution of this agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for the period October 1, 2013 through December 31, 2013 is provided for in the 2013 Budget of the District Attorney’s Drug Task Force (Dept. 3190, line E4010) and funding for the period January 1, 2014 through September 30, 2018 will be contingent upon 2014-2018 budget appropriations for Dept. 3190, line E4010; and be it further

RESOLVED, That escalation costs associated with this lease agreement, i.e. increase in taxes, utilities, security, etc., that may occur in the future will be covered by expense savings within the departments of the District Attorney and/or non-County funding sources and, via a resolution, this Legislature will be informed of any escalation costs that arise in the future, as well as what expense savings within the departments of the District Attorney and/or source of non-County funding will pay for these costs.

Introduced by:

Referral No. 8894

Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 542 OF 2013
APPROVING FIFTEEN (15) 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]
(\$18,525,000.00)**

Mr. Grant offered the following resolution, which was seconded by Mr. Earl, Mr. Moroney, Mrs. Paul, Mr. Soskin and Mr. Sparaco and unanimously adopted:

WHEREAS, The Commissioner of Health is requesting that the County Executive and the Legislature of Rockland County approve fifteen (15) agreements for Special Educational Services in Pre-School Programs, with the various providers as specified on the attached Schedule "A", each of which is in excess of \$100,000 for the one year period of July 1, 2013 and ending June 30, 2014; and

WHEREAS, These agreements provide for payment by the County to various providers for services rendered in compliance with the Individual Family Service Plan/Individual Education Plan (IFSP/IEP) for the children referred as specified in the annexed Schedules "A" and "B"; 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 Legislature has appropriated funds in the 2013 Budget for Rockland County Health Department Pre-K and is contingent upon 2014 budget appropriations; and

WHEREAS, The Multi-Services and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County approves the fifteen (15) agreements listed on the attached Schedule "A" and "B" for the Department of Health's Special Education Services in Pre-School Programs for a one year period commencing July 1, 2013 and ending June 30, 2014, having a total aggregate sum not to exceed \$18,525,000.00, and authorizes their execution by the County Executive subject to the approval of the County Attorney; and be it further

RESOLVED That the Legislature has appropriated sufficient funds in the 2013 Budget for Rockland County Health Department Pre-K and is contingent upon 2014 budget appropriations for these agreements.

SCHEDULE "A"

| PROVIDER | Contract Amount Not to Exceed | Contract Term |
|---|-------------------------------|---------------|
| A STARTING PLACE, INC. Preschool Related Services for Children with Disabilities | \$ 250,000 | 2013 - 2014 |
| A STARTING PLACE, INC. Preschool Center Based/SEIT Program | \$ 4,000,000 | 2013 - 2014 |
| ADVANCED THERAPEUTIC CONCEPTS, INC. Preschool Related Services for Children with Disabilities | \$ 225,000 | 2013 - 2014 |
| ADVANCED THERAPEUTIC CONCEPTS, INC. Preschool Center Based/SEIT Program | \$ 250,000 | 2013 - 2014 |
| BARABELL, FRANCINE Preschool Related Services for Children with Disabilities | \$ 100,000 | 2013 - 2014 |
| CHILDRENS HOME LMSW, OT, PT, PSYCHOLOGY AND SPEECH THERAPY SERVICES, PLLC Preschool Related Services for Children with Disabilities | \$ 150,000 | 2013 - 2014 |
| FIRST MEDCARE, INC. - WELLSRING Preschool Related Services for Children with Disabilities | \$ 200,000 | 2013 - 2014 |
| HTA OF NEW YORK, INC. Preschool Related Services for Children with Disabilities | \$ 300,000 | 2013 - 2014 |
| HTA OF NEW YORK, INC. Preschool Center Based/SEIT Program | \$ 300,000 | 2013 - 2014 |
| JAWONIO, INC. Preschool Related Services for Children with Disabilities | \$ 950,000 | 2013 - 2014 |
| JAWONIO, INC. Preschool Center Based/SEIT Program | \$ 4,200,000 | 2013 - 2014 |
| JUDI DOBNER THERAPIST AGENCY, LLC Preschool Related Services for Children with Disabilities | \$ 4,200,000 | 2013 - 2014 |
| LISE PETRICONE, INC. DBA SMALL STEPS Preschool Related Services for Children with Disabilities | \$ 350,000 | 2013 - 2014 |
| ROCKLAND COUNTY CHAPTER NYSARC, INC. - PRIME TIME FOR KIDS Preschool Related Services for Children with Disabilities | \$ 550,000 | 2013 - 2014 |
| ROCKLAND COUNTY CHAPTER NYSARC, INC. - PRIME TIME FOR KIDS Preschool Center Based/SEIT Program | \$ 2,500,000 | 2013 - 2014 |
| TOTAL AMOUNT | \$18,525,000.00 | |

SCHEDULE "B"

CONTRACTOR: A Starting Place, Inc.
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$250,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Psychologist,
 Family Counseling/Training
ADDRESS: 664 Orangeburg Road, Pearl River, NY 10965
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 75
 Individual Corporation

CONTRACTOR: A Starting Place, Inc.
PURPOSE OF CONTRACT: Preschool Special Education Center Based/SEIT Program
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$4,000,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Psychologist,
 Family Counseling/Training
ADDRESS: 664 Orangeburg Road, Pearl River, NY 10965
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 180
 Individual Corporation

CONTRACTOR: Advanced Therapeutic Concepts, Inc
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$225,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Physician,
 Psychologist, Teacher of the Deaf, Teacher of the Visually Impaired, Social Worker
ADDRESS: 100 Lawrence St, Suite 109, Nanuet, NY 10954
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 60
 Individual Corporation

CONTRACTOR: Advanced Therapeutic Concepts, Inc
PURPOSE OF CONTRACT: Preschool Special Education Center Based/SEIT Program
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$250,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Physician,
 Psychologist, Teacher of the Deaf, Teacher of the Visually Impaired, Social Worker
ADDRESS: 100 Lawrence St, Suite 109, Nanuet, NY 10954
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 15
 Individual Corporation

SCHEDULE "B"

CONTRACTOR: Francine Barabell
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$100,000.00
PROGRAM: Speech Pathology
ADDRESS: 15 Concord Drive, New City, NY 10956
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 32
 Individual Corporation

CONTRACTOR: Childrens Home LMSW, OT, PT, Psychology and Speech Therapy
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$150,000.00
PROGRAM: Speech Pathology, Occupational Therapy, Physical Therapy, Special Education
ADDRESS: 40 Forest Glen Road, Valley Cottage, NY 10989
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 49
 Individual Corporation

CONTRACTOR: First MedCare, Inc. - Wellspring
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$200,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Social Worker, Psychologist, Nutrition
ADDRESS: 8707 Flatlands Avenue, Brooklyn, NY 11236
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 130
 Individual Corporation

CONTRACTOR: HTA of New York, Inc.
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$300,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Teaching Assistant, Teacher of the Deaf, Teacher of the Visually Impaired, Psychologist, Social Worker, Nutritionist
ADDRESS: 1053 Saw Mill River Road, Ardsley, NY 10502
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 29
 Individual Corporation

SCHEDULE "B"

CONTRACTOR: HTA of New York, Inc.
PURPOSE OF CONTRACT: Preschool Special Education Center Based/SEIT Program
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$300,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Teaching Assistant, Teacher of the Deaf, Teacher of the Visually Impaired, Psychologist, Social Worker, Nutritionist
ADDRESS: 1053 Saw Mill River Road, Ardsley, NY 10502
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 70
 Individual Corporation

CONTRACTOR: Jawonio, Inc.
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$950,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Psychologist, Social Worker
ADDRESS: 260 North Little Tor Road, New City, NY 10956
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 105
 Individual Corporation

CONTRACTOR: Jawonio, Inc.
PURPOSE OF CONTRACT: Preschool Special Education Center Based/SEIT Program
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$4,200,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Psychologist, Social Worker
ADDRESS: 260 North Little Tor Road, New City, NY 10956
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 113
 Individual Corporation

CONTRACTOR: Judi Dobner Therapist Agency, LLC
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$4,200,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Teacher of the Deaf, Teacher of the Visually Impaired, Social Worker, Psychological, Nutritionist
ADDRESS: 386 Route 59, Suite 102, Monsey, NY 10952
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 967
 Individual Corporation

SCHEDULE "B"

CONTRACTOR: Lise Petricone, Inc DBA Small Steps
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$350,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education Teacher, Teacher of the Visually Impaired, Social Worker; Psychologist
ADDRESS: 21 Burd Street, Nyack, NY 10960-
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 596
 Individual Corporation

CONTRACTOR: Rockland County Chapter NYSARC, Inc. - Prime Time for Kids
PURPOSE OF CONTRACT: Preschool Related Services for Children with Disabilities
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$550,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education, Psychologist, Social Worker, Nurse
ADDRESS: 25 Hemlock Drive, Congers, NY 10920
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 207
 Individual Corporation

CONTRACTOR: ARC - Rockland County Chapter NYSARC, Inc. - Prime Time for Kids
PURPOSE OF CONTRACT: Preschool Special Education Center Based/SEIT Program
CONTRACT TERM: 2013 - 2014
AMOUNT NOT TO EXCEED: \$2,500,000.00
PROGRAM: Speech Therapy, Occupational Therapy, Physical Therapy, Special Education, Psychologist, Social Worker, Nurse
ADDRESS: 25 Hemlock Drive, Congers, NY 10920
FUNDS ARE SPENT: Payment for services rendered in compliance with the IFSP for the children referred.
CHILDREN SERVICED: 63
 Individual Corporation

Introduced by:

Referral No. 8862

Hon. Michael M. Grant, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Frank A. Sparaco, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 543 OF 2013
 APPROVING ACCEPTANCE OF CONTINUATION GRANT
 IN THE AMOUNT OF \$112,895 FROM THE
 NEW YORK STATE DEPARTMENT OF HEALTH FOR THE
 SAFE DRINKING WATER PROGRAM
 FOR THE PERIOD APRIL 1, 2013 THROUGH MARCH 31, 2014
 WITH A LOCAL SHARE OF \$29,142 ASSOCIATED WITH THIS GRANT AND
 \$987 OF ESTIMATED EMPLOYEE HEALTH INSURANCE REIMBURSEMENT,
 MAKING TOTAL APPROPRIATIONS NEEDED
 FOR THIS PROGRAM FOR SAID PERIOD \$143,024
 AND AUTHORIZING EXECUTION OF ALL NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HEALTH]
 (\$143,024)**

Mr. Grant offered the following resolution, which was seconded by Mrs. Low-Hogan and unanimously adopted:

WHEREAS, The Commissioner of Health has advised the County Executive and the Legislature that the Rockland County Health Department has been awarded a \$112,895 Safe Drinking Water Program continuation grant from the New York State Department of Health to enhance regulatory oversight in the supervision of the public water supply for Rockland County for the period April 1, 2013 through March 31, 2014; and

WHEREAS, There is a local share of \$29,142 associated with this grant, which will be covered by available matching funds within the Department of Health; and

WHEREAS, \$987 of estimated employee health insurance reimbursement will be appropriated in connection with this grant; and

WHEREAS, Said grant, local share and employee health insurance reimbursement added together equals \$143,024, and it is this amount that needs to be appropriated to the proper accounts; 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 Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a \$112,895 Safe Drinking Water Program continuation grant from the New York State Department of Health to enhance regulatory oversight in the supervision of the public water supply for Rockland County for the period April 1, 2013 through March 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 there is a local share of \$29,142 associated with this grant, which will be covered by available matching funds within the Department of Health; and be it further

RESOLVED, That \$987 of estimated employee health insurance reimbursement will be appropriated in connection with this grant; and be it further

RESOLVED, That said grant, local share and employee health insurance reimbursement added together equals \$143,024, and it is this amount that needs to be appropriated to the proper accounts; and be it further

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

| | | | |
|-------------|--------|------------------------|----------------|
| A-DOH -4058 | -E1100 | Salaries, Employees | 88,496 |
| | -E1910 | Health | 26,000 |
| | -E1911 | Dental | 1,500 |
| | -E1912 | Vision | 300 |
| | -E1920 | Retirement | 15,000 |
| | -E1930 | Social Security | 6,770 |
| | -E1940 | Unemployment Insurance | 175 |
| | -E1950 | Workers' Compensation | 203 |
| | -E1980 | MTA Mobility Tax | 300 |
| | -E3290 | Operational Supplies | 952 |
| | -E4040 | Travel | 256 |
| | -E4140 | Conferences & Seminars | 665 |
| | -E4220 | Licenses | 1,571 |
| | -E4230 | Dues | 250 |
| | -E4600 | Telephone | 586 |
| | | | <u>143,024</u> |

GENERAL FUND - 2013 (Cont'd)

Decrease Approp. Acct. (Debit):

| | | | |
|-------------|--------|-------------------|--------|
| A-DOH -4052 | -E5390 | Local Share Match | 29,142 |
|-------------|--------|-------------------|--------|

Increase Est. Rev. Acct. (Debit):

| | | | |
|-------------|--------|---|---------|
| A-DOH -4058 | -R1211 | Allocation – Employee Health Insurance Reimb. | 987 |
| A-DOH -4058 | -R3480 | Health Grant(s) | 112,895 |

UNEMPLOYMENT FUND - 2013

Increase Approp. Acct. (Credit):

| | | | |
|--------------|--------|-------------------|-----|
| Q -PER -9050 | -E8010 | Employee Benefits | 175 |
|--------------|--------|-------------------|-----|

Increase Est. Rev. Acct. (Debit):

| | | | |
|--------------|--------|--------------------|-----|
| Q -PER -9050 | -R2809 | Interfund Revenues | 175 |
|--------------|--------|--------------------|-----|

and be it further

RESOLVED, That should outside funding be reduced and/or eliminated, any position(s) previously created under this grant shall automatically terminate without further action of this Legislature.

Introduced by:

Referral No. 8281

- Hon. Philip Soskin, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 544 OF 2013
 APPROVING A FIVE (5) YEAR LEASE AGREEMENT
 FOR OFF-SITE WOMEN, INFANT AND CHILDREN (WIC) PROGRAM
 AND CLINIC/SERVICES FOR THE DEPARTMENT OF HEALTH
 WITH THE NYACK CENTER
 58 DEPEW AVENUE,
 NYACK, NEW YORK
 JULY 1, 2013 THROUGH JUNE 30, 2018
 [DEPARTMENT OF HEALTH]
 (\$16,800)**

Mr. Grant offered the following resolution, which was seconded by Mr. Earl, Mr. Jobson, Mrs. Low-Hogan, Mr. Murphy, Mrs. Paul and Mr. Soskin and unanimously adopted:

WHEREAS, The Commissioner of Health has requested approval of a five (5) year lease agreement with The Nyack Center for the Department of Health's off-site health clinic located at 58 Depew Avenue, Nyack, New York 10960; and

WHEREAS, The off-site clinic is used by the Health Department for Women's Health Services and Women, Infant and Children (WIC); and

WHEREAS, The proposed rent for the premises is \$16,800 as shown on Schedule "A" for the term of five (5) years from July 1, 2014 through June 30, 2018; and

WHEREAS, Sufficient grant funds has been provided in the 2013 Budget of the Department of Health – WIC Grant Program and is contingent upon budget appropriations for 2014, 2015, 2016, 2017 and 2018, and

WHEREAS, The Multi-Services and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County approves the five (5) year lease agreement with The Nyack Center for an off-site Health Clinic at 58 Depew Avenue, Nyack, New York, to be used by the Health Department for Women's Health Services and Women, Infant and Children (WIC) Clinics, for the term commencing July 1, 2013 and ending June 30, 2018, at the rent rate of \$16,800 as shown on Schedule "A", and authorizes the County Executive to execute the lease and all other documents necessary subject to the approval of the County Attorney, and be it further

RESOLVED, That sufficient grant funds has been provided in the 2013 Budget of the Department of Health – WIC Grant Program and is contingent upon budget appropriations for 2014, 2015, 2016, 2017 and 2018, and

Rockland County Department of Health

WIC PROGRAM

SCHEDULE A

**The Nyack Center
58 Depew Avenue
Nyack, New York 10960**

Term of Lease: July 1, 2013 through June 30, 2018

| | |
|---|---|
| SERVICE PROVIDED/ STATEMENT OF WORK: | Provide space to the Rockland County Department of Health's Women, Infant and Children's Program (WIC) on Monday's of each week. |
| RATE: | 7/1/13 - 6/30/14 - \$250 per month 7/1/14 - 6/30/15 - \$250 per month 7/1/15 - 6/30/16 - \$300 per month 7/1/16 - 6/30/17 - \$300 per month 7/1/17 - 6/30/18 - \$300 per month |
| PAYMENT(S): | Rent is paid within the first 10 days of each month |
| NOT TO EXCEED: | \$16,800.00 |
| DATE(S) OF SERVICES: | July 1, 2013 through June 30, 2018 |

Introduced by:

Referral No. 6501

Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 545 OF 2013
AUTHORIZING THE RELIEVY OF 2013 VILLAGE TAXES
[DEPARTMENT OF FINANCE]**

Mr. Grant offered the following resolution, which was seconded by Mr. Sparaco and unanimously adopted:

WHEREAS, The Commissioner of Finance of the County of Rockland has requested a resolution authorizing and directing the supervisors of the towns of the County of Rockland to add to their respective 2014 tax rolls the amounts of the 2013 uncollected village taxes which were returned as unpaid, and

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

RESOLVED, That the supervisors of the towns of Rockland County be and they are hereby authorized and directed to add to their respective 2014 tax rolls the amount of the 2013 uncollected village taxes returned by the collectors of the various villages to the Commissioner of Finance and remaining unpaid, and that said taxes be reassessed and relieved upon the lots and parcels so returned with the appropriate penalty, and be it further

RESOLVED, That the supervisors of the various towns be and they are hereby authorized and empowered to make such alterations in the descriptions of the land as may be necessary to render such description conformable to provisions of law, and be it further

RESOLVED, That the Commissioner of Finance be and is hereby authorized to collect unpaid villages taxes only until, and including November 29, 2013.

Introduced by:

Referral No. 6502

Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO 546 OF 2013
AUTHORIZING THE RELIEVY OF 2013 SCHOOL TAXES
[DEPARTMENT OF FINANCE]**

Mr. Grant offered the following resolution, which was seconded by Mr. Soskin and unanimously adopted:

WHEREAS, The Commissioner of Finance of the County of Rockland has requested a resolution authorizing and directing the supervisors of the towns of the County of Rockland to add to their respective 2014 tax rolls the amount of the 2013 uncollected school taxes which were returned as unpaid, and

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

RESOLVED, That the supervisors of the towns of Rockland County be and they are hereby authorized and directed to add to their respective 2014 tax rolls the amount of the 2013 uncollected school taxes returned by the collectors of the various districts to the Commissioner of Finance and remaining unpaid, and that said taxes be reassessed and relieved upon the lots and parcels so returned with the appropriate penalty, and be it further

RESOLVED, That the supervisors of the various towns be and they are hereby authorized and empowered to make such alterations in the descriptions of the land as may be necessary to render such description conformable to provisions of law, and be it further

RESOLVED, That the Commissioner of Finance be and is hereby authorized to collect unpaid school taxes only until, and including November 29, 2013.

Introduced by:

Referral No. 8596

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Frank A. Sparaco, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 547 OF 2013
 ESTABLISHING EQUALIZATION RATES FOR EACH
 OF THE TOWNS - ESTABLISHING TAXABLE ASSESSED
 VALUES AND FULL VALUES FOR EACH TOWN IN
 THE COUNTY OF ROCKLAND FOR THE YEAR 2014
 [DEPARTMENT OF FINANCE]**

Mr. Grant offered the following resolution, which was seconded by Mr. Wolfe and unanimously adopted:

WHEREAS, It has been the practice of the Legislature of Rockland County to adopt the equalization rates, based upon the most recent survey data available, established by the staff of the State Board of Equalization and Assessment as the equalization rates to apportion County taxes among the towns, and

WHEREAS, Based upon information provided by the Towns to the Legislature, the said rates reflect the most up-to-date information and are a fair and equitable apportionment of taxes to the various towns, based upon the actual market value of taxable real property within each town, and

WHEREAS, Pursuant to Chapter 280 of the Laws of the State of New York, and by Resolution No. 511 of 1985, as amended, the Legislature of Rockland County directed that taxable assessed value for the apportionment of County taxes to include all partial exemptions, and

WHEREAS, Taxable assessed value for the apportionment of County taxes is defined as the total assessed value, less the value of wholly exempt properties, as set forth in the Assessor's Report, and

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

RESOLVED, That the Legislature of Rockland County hereby adopts the equalization rates, based upon the most recent survey data available, established by the staff of the State Board of Equalization and Assessment as the equalization rates to apportion County taxes among the towns, and be it further

RESOLVED, That the ratio and percentage which the assessed value of real property in each of the towns contained in the County of Rockland bears to its full value and be and the same is hereby established as follows:

| | |
|-------------|---------|
| Clarkstown | 34.00% |
| Haverstraw | 105.50% |
| Orangetown | 52.30% |
| Ramapo | 15.39% |
| Stony Point | 15.88% |

and be it further

RESOLVED, That the taxable assessed value be defined as the total assessment value, less the value of wholly exempt property, as set forth in the Assessor's Report and is to be used for the apportionment of County taxes, and be it further

RESOLVED, That the following be and is hereby adopted as the taxable assessed value of property for the apportionment of County taxes for each of the towns within Rockland County:

| | |
|------------------------------|--------------------|
| Clarkstown | \$ 4,314,862,034 |
| Haverstraw | 3,115,582,768 |
| Orangetown | 4,081,212,811 |
| Ramapo | 1,746,890,921 |
| Stony Point | <u>288,525,250</u> |
| TOTAL TAXABLE ASSESSED VALUE | \$13,547,073,784 |

and be it further

RESOLVED, That each of the following be and hereby is adopted as the total full value of taxable property in each of the towns within Rockland County:

| | |
|------------------|----------------------|
| Clarkstown | \$ 12,690,770,688 |
| Haverstraw | 2,953,159,022 |
| Orangetown | 7,803,466,178 |
| Ramapo | 11,350,818,200 |
| Stony Point | <u>1,816,909,635</u> |
| TOTAL FULL VALUE | \$ 36,615,123,723 |

and be it further

RESOLVED, That the aforesaid figures shall be used to apportion County taxes among the towns for 2014.

Introduced by:

Referral No. 7621

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Frank A. Sparaco, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO 548 OF 2013
 SETTING A DATE FOR A PUBLIC HEARING
 WITH RESPECT TO THE ADOPTION OF A LOCAL LAW
 AUTHORIZING THE USE OF A BEST VALUE AWARD METHODOLOGY
 FOR PURCHASE CONTRACTS (INCLUDING CONTRACTS FOR
 SERVICE WORK, BUT EXCLUDING ANY PURCHASE CONTRACTS
 NECESSARY FOR THE COMPLETION OF A PUBLIC WORKS CONTRACT
 PURSUANT TO ARTICLE EIGHT OF THE LABOR LAW)
 AS DEFINED IN § 163 OF THE STATE FINANCE LAW AND
 AS AUTHORIZED BY § 103 OF THE GENERAL MUNICIPAL LAW
 (DEPARTMENT OF GENERAL SERVICES –
 DIVISION OF PURCHASING)**

Mr. Grant offered the following resolution, which was seconded by Mr. Wolfe and adopted:

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County adopt a local law authorizing the use of a Best Value Award methodology for purchase contracts (including contracts for service work, but excluding any purchase contracts necessary for the completion of a public works contract pursuant to article eight of the labor law) as defined in § 163 of the State Finance Law and as authorized by §103 of the General Municipal Law; and

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

RESOLVED, That the Legislature of Rockland County hereby sets the 17th day of December 2013 at 7:05 p.m. for a public hearing to provide for a local law authorizing the use of a Best Value Award methodology for purchase contracts (including contracts for service work, but excluding any purchase contracts necessary for the completion of a public works contract pursuant to article eight of the labor law) as defined in § 163 of the State Finance Law and as authorized by §103 of the General Municipal Law.

The vote resulted as follows:

| | | |
|-----------|----|---|
| Ayes: | 14 | (Legislators Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Soskin, Wieder, Wolfe, Cornell) |
| U.A. Nay: | 01 | (Legislator Sparaco) |
| Absent: | 02 | (Legislators Carey, Schoenberger) |



Introduced by:

Referral No. 9473

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Harriet D. Cornell, Co-Sponsor
- Hon. Jay Hood, Jr., Co-Sponsor
- Hon. Toney L. Earl, Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Frank Sparaco, Co-Sponsor
- Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO. 549 OF 2013
 RECEIVE AND FILE REPORT AND MANAGEMENT LETTER
 OF O'CONNOR DAVIES LLP –
 COUNTY OF ROCKLAND
 COMPREHENSIVE ANNUAL FINANCIAL REPORT –
 FISCAL YEAR ENDING DECEMBER 31, 2012**

Mr. Grant offered the following resolution, which was seconded by Mr. Earl, Mr. Moroney, Mr. Murphy and Mr. Soskin and adopted:

WHEREAS, O'Connor Davies LLP, has completed its audit and management letter for the Rockland County Budget for the year ending December 31, 2012; and

WHEREAS, copies of the audit report and management letter have been filed with the Clerk to the Legislature of Rockland County and distributed to all members of the Legislature; and

WHEREAS, the Budget and Finance Committee of the Legislature has met, considered and by a unanimous vote approved this resolution, now, therefore be it

RESOLVED, that the audit report and management letter of O'Connor Davies LLP, for the fiscal year ending December 31, 2012, be and the same is hereby received and filed; and be it further

RESOLVED, that the Clerk of the Legislature be and is hereby directed to file a copy of the audit with the State Comptroller pursuant to General Municipal Law Section 30 (5) and with the County Clerk who shall publish the required legal notices in accordance with Chapter 376 of the Laws of 1988.

The vote resulted as follows:

| | | |
|-----------|----|---|
| Ayes: | 14 | (Legislators Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Soskin, Wieder, Wolfe, Cornell) |
| U.A. Nay: | 01 | (Legislator Sparaco) |
| Absent: | 02 | (Legislators Carey, Schoenberger) |

Introduced by:

Referral No. 9173

- Hon. Philip Soskin, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 550 OF 2013
 APPROVING EXECUTION OF AN INTERMUNICIPAL AGREEMENT
 IN AN AMOUNT NOT TO EXCEED \$13,000
 BETWEEN COUNTY OF ROCKLAND AND
 VILLAGE OF WEST HAVERSTRAW FOR THE
 HEALTHY PLACES TO LIVE, WORK AND PLAY INITIATIVE,
 FOR A PERIOD FROM APRIL 1, 2013 THROUGH MARCH 31, 2014 AND
 AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HEALTH]
 (\$13,000)**

Mr. Grant offered the following resolution, which was seconded by Mr. Hood, Jr. and Mrs. Paul and adopted:

WHEREAS, By Resolution No. 99 of 2012 the Legislature of Rockland County approved an Intermunicipal Agreement between the County of Rockland and the Village of West Haverstraw for the Healthy Places to Live, Work and Play Initiative for an amount not to exceed \$22,150 for a term from October 1, 2011 through March 31, 2012; and

WHEREAS, By Resolution No. 475 of 2012 the Legislature of Rockland County approved an Intermunicipal Agreement between the County of Rockland and the Village of West Haverstraw for the Healthy Places to Live, Work and Play Initiative for an amount not to exceed \$22,000 for a term from October 1, 2012 through March 31, 2013; and

WHEREAS, The Commissioner of the Department of Health recommends that the County Executive and the Rockland County Legislature approve an intermunicipal agreement between the County of Rockland and the Village of West Haverstraw for the period from April 1, 2013 through March 31, 2014 to implement policy and environmental improvements to help achieve a healthier community as indicated in Schedule "A" in an amount not to exceed \$13,000; and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The County shall have the option to renew the contract for one (1) additional one (1) year term; and

WHEREAS, Sufficient grant funds have been provided for this agreement in the 2013 budget of Department of Health DOH-GH02-E4090 and is contingent upon 2014 budget appropriations; and

WHEREAS, The Multi-Services and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County approves the execution of an intermunicipal agreement with the Village of West Haverstraw, 130 Samsondale Avenue, West Haverstraw, New York 10993, to implement policy and environmental improvements in order to reach the goal of a healthier community in the amount not to exceed \$13,000 for the period from April 1, 2013 through March 31, 2014, and authorizes the execution of the agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, Sufficient grant funds have been provided for this agreement the 2013 budget of Department of Health, DOH-GH02-E4090 and is contingent upon 2014 budget appropriations.

The vote resulted as follows:

| | | |
|-----------|----|---|
| Ayes: | 14 | (Legislators Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Soskin, Wieder, Wolfe, Cornell) |
| U.A. Nay: | 01 | (Legislator Sparaco) |
| Absent: | 02 | (Legislators Carey, Schoenberger) |

ROCKLAND COUNTY DEPARTMENT OF HEALTH



SCHEDULE A

Village of West Haverstraw
 Catherine B. Kopf, Treasurer
 130 Samsondale Avenue
 West Haverstraw, NY 10993
 Phone: 845-947-2800
 Fax: 845-947-1560



Email: ckopf@westhaverstraw.org (Catherine B. Kopf)
 Tax ID: 13-6007338

| | |
|--------------------------------|--|
| GOALS & OBJECTIVES: | <p>The Rockland County Department of Health seeks to reduce death and disability due to chronic disease by initiating targeted lifestyle interventions in the Rockland County Community through the Creating Healthy Places to Live, Work and Play Initiative funded by the New York State Department of Health.</p> <p>Village of West Haverstraw is committed to working with the Rockland County Department of Health to implement policy and environmental improvements in the following areas to reach the goals of a healthier community: Create, rehabilitate, maintain and promote parks and recreation facilities in underserved residential areas to offer safe, accessible and attractive opportunities for physical activity for persons of all ages and abilities; Develop and/or enhance playgrounds for children that are safe, attractive, accessible and available; Improve street-scale urban design for small geographic areas (such as a few blocks): improved street lighting, safe street crossing, use of traffic calming approaches (speed humps, traffic circles), enhanced landscaping, and promote these areas as appropriate for physical activity; create a new farmers' market, and improve quality of food at grocery stores, convenience stores/bodegas and small stores in underserved communities.</p> |
| STATEMENT OF WORK: | <ul style="list-style-type: none"> • Design, create and promote a farmers' market at Peck's Pond/Village Hall area to host a weekly, seasonal farm stand. • Finalize logistics and plans for a seasonal farmers' market • Promote the market to the community. • Complete the Labyrinth at the multi-generational play space. • Support and provide financial or tangible item awards to approximately 5-6 corner stores/bodegas in 10993 or 10923 zip codes that are working with the health department on the Healthy Corner Store Initiative. <p>Funds can be spent on travel, personnel, administration, and all related expenses (approved by RCDOH technical advisor for this project) to complete the project deliverables.</p> |
| RATE: | <p>Year 1 - \$13,000 Question is raised annually: Up to \$90,000 over the four-year service period. Vouchers must be submitted to Melissa Jacobson, RCDOH, 50 Sanatorium Road, Building J, Pomona, NY 10970.</p> |
| DATE(S) OF SERVICE: | <p>Total contract period: April 1, 2011 - March 31, 2015 Annual dates of service: Year 1 - April 1, 2011 - March 31, 2012 Year 2 - April 1, 2012 - March 31, 2013 Year 3 - April 1, 2013 - March 31, 2014</p> |
| NOT TO EXCEED: | <p>Year 4 - April 1, 2014 - March 31, 2015</p> <p>\$90,000 over 4 years \$ 13,000 for Year 3</p> <p>FINAL VOUCHER MUST BE RECEIVED BY FEBRUARY 28, 2014</p> |

**RESOLUTION NO. 551 OF 2013
WAIVE THE RULES OF THE LEGISLATURE
TO CONSIDER PROPOSED RESOLUTION
UNDER NEW BUSINESS**

Mr. Grant offered the following resolution, which was seconded by Mr. Jobson and unanimously adopted:

RESOLVED, that the Rules of the Legislature be waived to consider Item 12 A, Resolution No. 552 of 2013 under New Business.

Debate:

Mr. Grant

I did have a discussion with our Deputy Clerk and I did agree to put this on the committee agenda last week and somehow, because it was a late addition, it missed my attention. I would prevail on all of you to accept the waiver of the rules for this resolution.

Chairwoman Cornell

It actually started in mid August and did not get to us until this date.

Introduced by:
Hon. Harriet D. Cornell, Sponsor

**RESOLUTION NO. 552 OF 2013
ESTABLISHING ONE POSITION
AND ABOLISHING ONE POSITION
IN THE DISTRICT ATTORNEY'S OFFICE**

Mr. Grant offered the following resolution, which was seconded by Mr. Moroney and unanimously adopted:

WHEREAS, The District Attorney is requesting the establishment of one position along with the abolishment of one position in order to provide critical technical support to undercover operations, and

WHEREAS, The Department of Personnel has reviewed a job description for one position and has made an appropriate civil service classification, and

WHEREAS, The District Attorney is requesting no additional funds to establish this position, now, therefore, be it

RESOLVED, That one position of Undercover Investigator I (Technical Support), position #9115 (\$50,999 - \$64,683) be hereby established in the Office of the District Attorney – 3190, and be it further

RESOLVED, That the position title Undercover Investigator I (Technical Support) be allocated to level 1 (\$50,999 - \$64,683) of the salary schedule of the Agreement by and between the County of Rockland and the Rockland County Investigative Aides Association, and be it further

RESOLVED, That the position of Undercover Investigator I (Spanish-Speaking), position control #8720 be hereby concurrently abolished.

Introduced by:

Referral No. 9499

Hon. Ilan S. Schoenberger, Sponsor
 Hon. Philip Soskin, Co-Sponsor
 Hon. Jay Hood, Jr., Co-Sponsor
 Hon. Toney L. Earl, Co-Sponsor
 Hon. Aney Paul, Co-Sponsor
 Hon. Douglas J. Jobson, Co-Sponsor
 Hon. Patrick J. Moroney, Co-Sponsor
 Hon. Alden H. Wolfe, Co-Sponsor

**RESOLUTION NO. 553 OF 2013
 SUPPORTING UNITED STATES SENATE BILL S. 744 –
 THE BORDER SECURITY, ECONOMIC OPPORTUNITY, AND IMMIGRATION
 MODERNIZATION ACT OF 2013, AND URGING THE UNITED STATES HOUSE OF
 REPRESENTATIVES TO PASS SIMILAR LEGISLATION**

Mr. Soskin offered the following resolution, which was seconded by Mr. Earl, Mr. Jobson and Mr. Moroney and unanimously adopted:

WHEREAS, the Border Security, Economic Opportunity, and Immigration Modernization Act, or S. 744, is a broad-based proposal for reforming the U.S. immigration system written by a bi-partisan group of eight senators known as the “Gang of Eight;” and

WHEREAS, S. 744 addresses all aspects of the immigration process from border and enforcement issues to legal immigration reform; and

WHEREAS, S. 744 makes changes to the family and employment-based visa categories for immigrants, provides critical due-process protections, increases the availability of nonimmigrant workers to supplement all sectors of the workforce, and provides legal status to 11 million undocumented immigrants within the United States; and

WHEREAS, provisions of S. 744 include:

- 1) Title One – issues of border security, the oversight of the border, and the security goals that must be achieved before other provisions of the bill are implemented;
- 2) Title Two – addresses permanent legal status in the United States
 - a. Creates a Registered Provisional Immigrant program for undocumented immigrants and incorporates versions of the DREAM Act and AgJobs, for undocumented young people brought to the U.S. as children and for agricultural workers, respectively;
 - b. Provides sufficient visas to erase the current backlog of family and employment-based visa applicants in the next seven (7) years, eliminates or changes some family-based immigration programs, and creates a new merit system that is based points accrued through education, employment, and family ties;
- 3) Title Three – addresses the ability of the Department of Homeland Security to enforce immigration laws while correcting many procedural problems with the immigration system
 - a. Phases in the mandatory E-Verify employment eligibility verification program;
 - b. Addresses important refugee and asylum issues, enhances due-process protections in the immigration courts, increases the oversight of detention facilities, and toughens penalties for gang-related convictions and other convictions;
- 4) Title Four – reforms the nonimmigrant visa program for skilled workers and creates new programs for less-skilled workers, investors and visitors (this program aims to ensure that the U.S. economy has access to the labor and investment it needs to drive growth and innovation, while protecting workers from exploitation);

and

WHEREAS, Rockland County enjoys tremendous ethnic and cultural diversity and could only benefit from the modernization of the immigration system, enabling the customs, values and work ethics of immigrants to further enhance and enrich our community; and

WHEREAS, the Multi Services Committee has met, considered and by a unanimous vote, approved this resolution; now therefore be it

RESOLVED, The Rockland County Legislature supports United States Senate Bill S. 744, The Border Security, Economic Opportunity, and Immigration Modernization Act of 2013, and urges the United States House of Representatives to introduce and pass similar legislation, and the President of the United States to sign such legislation; and be it further

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a copy of this resolution to Hon. Barack H. Obama, President of the United States; Hon. Charles Schumer and Hon. Kirsten Gillibrand, United States Senators; Hon. Nita M. Lowey, Member of the United States Congress; the President Pro Tem of the United States Senate; the Speaker of the United States House of Representatives; the Majority and Minority Leaders of the United States Senate and House of Representatives; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

Introduced by:

Referral No. 2416

Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 554 OF 2013
CONFIRMING THE APPOINTMENT OF
THOMAS A. TERNQUIST, SR.
SUFFERN, NEW YORK
TO THE ROCKLAND COUNTY
COMMUNITY SERVICES BOARD**

Mr. Soskin offered the following resolution, which was seconded by Mr. Meyers and Mr. Wolfe and unanimously adopted: r

WHEREAS, Article 41 of the New York State Mental Hygiene Law requires the County, as a condition for eligibility for state aid, to establish a community services board ("Board") composed of fifteen (15) members, who either have certain professional qualifications or represent the community interest in all of the problems of the mentally disabled, and further provides that, because the County has a population of over 100,000 the board members shall have staggered terms; and

WHEREAS, Article 41 of the New York State Mental Hygiene Law also requires that wherever practical, a psychologist and a physician or two physicians be appointed to the Board; and

WHEREAS, Section C9.03 of the Charter Law of Rockland County established the Rockland County Community Services Board and provides that it shall be constituted in accordance with the Mental Hygiene Law, whose members shall be appointed by the County Executive, subject to confirmation by the Legislature; 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, Article 41 of the New York State Mental Hygiene 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 appointment of Thomas A. Ternquist, Sr, Suffern, New York has been recommended by the Commissioner of Mental Health to a vacancy on the Board; and

WHEREAS, The County Executive has appointed Thomas A. Ternquist, Sr., Spring Valley, New York to a four-year term on the Rockland County Community Services Board, to fill a vacancy; and

WHEREAS, With the approval of this resolution and the confirmation of Maura Donoghue there will be two (2) vacancies on the Board: and

WHEREAS, Said term will commence on September 1, 2013 and expire September 1, 2017; and

WHEREAS, Thomas A. Ternquist, Sr. is the Director of the Volunteer Action Center Chore Program and is over the age of 60 and has demonstrated an interest in the field of services for persons with mental disorders; and

WHEREAS, The Multi-Services Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of Thomas A. Ternquist, Sr. Spring Valley, New York to the Rockland County Community Services Board; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Community Services Board and to the appointee, Thomas A. Ternquist, Sr.

Introduced by:

Referral No. 2416

Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 555 OF 2013
CONFIRMING THE APPOINTMENT OF
MAURA DONOGHUE
NEW CITY, NEW YORK
TO THE ROCKLAND COUNTY
COMMUNITY SERVICES BOARD**

Mr. Soskin offered the following resolution, which was seconded by Mr. Day, Mrs. Paul and Chairwoman Cornell and unanimously adopted:

WHEREAS, Article 41 of the New York State Mental Hygiene Law requires the County, as a condition for eligibility for state aid, to establish a community services board ("Board") composed of fifteen (15) members, who either have certain professional qualifications or represent the community interest in all of the problems of the mentally disabled, and further provides that, because the County has a population of over 100,000 the board members shall have staggered terms; and

WHEREAS, Article 41 of the New York State Mental Hygiene Law also requires that wherever practical, a psychologist and a physician or two physicians be appointed to the Board; and

WHEREAS, Section C9.03 of the Charter Law of Rockland County established the Rockland County Community Services Board and provides that it shall be constituted in accordance with the Mental Hygiene Law, whose members shall be appointed by the County Executive, subject to confirmation by the Legislature; 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, Article 41 of the New York State Mental Hygiene 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 appointment of Maura Donoghue, New City, New York has been recommended by the Commissioner of Mental Health to a vacancy on the Board; and

WHEREAS, The County Executive has appointed Maura Donoghue, New City, New York to a four-year term on the Rockland County Community Services Board, to fill a vacancy; and

WHEREAS, With the approval of this resolution and the confirmation of Thomas Ternquist there will be two (2) vacancies on the Board; and

WHEREAS, Said term will commence on September 1, 2013 and expire September 1, 2017; and

WHEREAS, Maura Donoghue, New City, New York is the Director of Public Health Social Work for the County Department of Health with a demonstrated an interest in the field of services for persons with mental disabilities; and

WHEREAS, The Multi-Services Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of Maura Donoghue, New City, New York to the Rockland County Community Services Board; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Community Services Board and to the appointee, Maura Donoghue, New City, New York.

Introduced by:

Referral No. 2420

Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor

**RESOLUTION NO. 556 OF 2013
CONFIRMING THE APPOINTMENT
OF ROCCO A. MARINO, JR.,
GARNERVILLE, NEW YORK
TO THE ROCKLAND COUNTY
BOARD OF ELECTRICAL EXAMINERS**

Mr. Wolfe offered the following resolution, which was seconded by Mr. Day, Mr. Hood, Jr., Mr. Jobson and Mr. Murphy and unanimously adopted:

WHEREAS, Section §250-4 of the Laws of Rockland County established the Rockland County Board of Electrical Examiners consisting of eleven (11) members ("Board") who shall be residents of the County, appointed by the County Executive subject to legislative confirmation, and shall serve at the pleasure of the County Executive; and

WHEREAS, The members of the Board shall be persons with training in the field of electrical installations; and

WHEREAS, The membership of the Board shall at all times consist of least two residents from each of the several towns in Rockland County and for members at large, exclusive of the Legislative member; and

WHEREAS, Section C3.02 of the Charter Law of Rockland County provides that, subject to the County Executive, shall appoint members of County boards and commissions, who shall serve at his pleasure subject to legislative confirmation; and

WHEREAS, There is one (1) vacancy on the Board; and

WHEREAS, The County Executive appointed Rocco A. Marino, Jr., Garnerville, New York to a vacancy on the Rockland County Board of Electrical Examiners; and

WHEREAS, With the approval of this resolution the Rockland County Board of Electrical Examiners will be fully constituted; and

WHEREAS, The Planning and Public Works Committees of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That, pursuant to Section C3.02 of the Charter Law and Section 250-4 of the Laws of Rockland County, the Legislature of Rockland County hereby confirms the appointment of Rocco A. Marino, Jr., Garnerville, New York to the Rockland County Board of Electrical Examiners; and

RESOLVED, That the Clerk to the Legislature is hereby directed to forward a copy of this resolution to the Rockland County Board of Electrical Examiners and to the appointee, Rocco A. Marino, Jr.

Chairwoman Cornell called for a brief recess at 7:53 p.m. The meeting reconvened at 8:09 p.m.

Mrs. Low-Hogan offered a motion that the Rules of the Legislature be waived to consider Item 12 B 1, under New Business: Referral No. 8293 - Amending Resolution No. 516 Of 2013 Which Approved A Contract In Excess Of \$100,000 With Hudson Transit Corp. To Operate The Tappan Zeexpress Bus Service For The Period From October 1, 2013 Through November 2, 2013 For A Total Contract Amount Not To Exceed \$302,346 (No County Tax Dollars) And Authorized Its Execution By The County Executive, which was seconded by Mr. Grant and failed:

The vote resulted as follows:

| | | |
|----------|---|---|
| Ayes: | 7 | (Legislators Grant, Hood, Jr., Low-Hogan, Soskin, Wieder, Wolfe, Cornell) |
| Nays: | 7 | (Legislators Day, Earl, Jobson, Meyers, Moroney, Paul, Sparaco) |
| Abstain: | 1 | (Legislator Murphy, President and Chairman of the Board of Camp Venture. Brega supplies bus service for Camp Venture) |
| Absent: | 2 | (Legislators Carey, Schoenberger) |

There was no action taken on the resolution.

Mrs. Low-Hogan offered a motion that the Rules of the Legislature be waived to consider Item 12 B 2, under New Business: Referral No. 8293 - Amending Resolution No. 517 Of 2013 Which Approved A Contract In Excess Of \$100,000 With Hudson Transit Corp. To Operate The Transport Of Rockland (TOR) Route 93 Partial Bus Service For The Period From October 1, 2013 Through November 2, 2013 For A Total Contract Amount Not To Exceed \$26,551.14 (No County Tax Dollars) And Authorized Its Execution By The County Executive, which was seconded by Mr. Grant and failed:

The vote resulted as follows:

| | | |
|----------|---|---|
| Ayes: | 7 | (Legislators Grant, Hood, Jr., Low-Hogan, Soskin, Wieder, Wolfe, Cornell) |
| Nays: | 7 | (Legislators Day, Earl, Jobson, Meyers, Moroney, Paul, Sparaco) |
| Abstain: | 1 | (Legislator Murphy, President and Chairman of the Board of Camp Venture. Brega supplies bus service for Camp Venture) |
| Absent: | 2 | (Legislators Carey, Schoenberger) |

There was no action taken on the resolution.

Mrs. Low-Hogan offered a motion that the Rules of the Legislature be waived to consider Item 12 C under New Business: Referral No. 2825 - Amending Resolution No. 518 Of 2013 Which Approved A 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 October 1, 2013 Through November 2, 2013 For A Total Contract Amount Not To Exceed \$1,023,413.49 (No County Tax Dollars) And Authorized Its Execution By The County Executive, which was seconded by Mr. Grant and failed:

The vote resulted as follows:

| | | |
|----------|---|---|
| Ayes: | 7 | (Legislators Grant, Hood, Jr., Low-Hogan, Soskin, Wieder, Wolfe, Cornell) |
| Nays: | 7 | (Legislators Day, Earl, Jobson, Meyers, Moroney, Paul, Sparaco) |
| Abstain: | 1 | (Legislator Murphy, President and Chairman of the Board of Camp Venture. Brega supplies bus service for Camp Venture) |
| Absent: | 2 | (Legislators Carey, Schoenberger) |

There was no action taken on the resolution.

**RESOLUTION NO. 557 OF 2013
RECEIVE AND FILE
REQUIRED CERTIFICATION OF CALENDAR YEAR 2012
ELECTION EXPENSES**

Mr. Grant offered the following resolution, which was seconded by Mr. Murphy and unanimously adopted:

RESOLVED, that the Required Certification Of Calendar Year 2012 Election Expenses. (Referral No. 9209) be and it is hereby received and filed.

**ADJOURNMENT IN MEMORY OF
EDMUND J. SHANLEY**

Mr. Moroney offered the following memorial, which was seconded by Mr. Murphy and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Edmund J. Shanley.

**ADJOURNMENT IN MEMORY OF
JEAN GREEN**

Mr. Schoenberger offered the following memorial, which was seconded by the Entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Jean Green.

**ADJOURNMENT IN MEMORY OF
JAMES MULLARKEY**

Mr. Moroney offered the following memorial, which was seconded by Mr. Murphy and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of James Mullarkey.

**ADJOURNMENT IN MEMORY OF
DANIEL K. MERCADO**

Chairwoman Cornell offered the following memorial, which was seconded by Mrs. Paul and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Daniel K. Mercado.

**ADJOURNMENT IN MEMORY OF
KAREN PATRICIA CUMMINGS**

Mr. Day offered the following memorial, which was seconded by Mr. Carey and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Karen Patricia Cummings.

**ADJOURNMENT IN MEMORY OF
EDWIN PAZMINO**

Mr. Day offered the following memorial, which was seconded by Mr. Carey and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Edwin Pazmino.

**ADJOURNMENT IN MEMORY OF
LEGETTE NELSON**

Mr. Schoenberger offered the following memorial, which was seconded by the Entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Legette Nelson.

**ADJOURNMENT IN MEMORY OF
JAMES JOHNSON**

Mr. Schoenberger offered the following memorial, which was seconded by the Entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of James Johnson.

**ADJOURNMENT IN MEMORY OF
TERESA VARRICHIO**

Chairwoman Cornell offered the following memorial, which was seconded by the Entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Teresa Varrichio.

**ADJOURNMENT IN MEMORY OF
MICHAEL C. MONDELLO**

Mr. Day offered the following memorial, which was seconded by Mr. Carey and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Michael C. Mondello.

**RESOLUTION NO. 558 OF 2013
ADJOURNMENT**

Mr. Murphy offered the following resolution, which was seconded by Mr. Wieder and unanimously adopted (8:12 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Wednesday, November 6, 2013 at 7:00 p.m.

Respectfully Submitted,

DARCY SHAPIN - GREENBERG
Proceedings Clerk