

The Legislature of Rockland County



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

AGENDA PLANNING AND PUBLIC WORKS COMMITTEE TUESDAY, AUGUST 28, 2012 7:00 P.M.

- ROLL CALL
 - ADOPTION OF MINUTES OF 7/31/12
1. **REFERRAL NO. 3936** CONFIRMING THE APPOINTMENT OF MATHEW I BRENNAN, NEW CITY, NEW YORK TO THE ROCKLAND COUNTY PARK COMMISSION (**SCOTT VANDERHOEF, COUNTY EXECUTIVE**) **DL# 2012-03218**
 2. **REFERRAL NO. 7300** ACCEPTING THE BID OF THE LOWEST RESPONSIBLE BIDDER AND APPROVING A CONTRACT IN EXCESS OF \$100,000 WITH HARLEY CONSTRUCTION MANAGEMENT CORP. IN AN AMOUNT NOT TO EXCEED \$318,000 TO RENOVATE THE INMATE SHOWERS FOR THE EUGENE J. GROGAN CORRECTIONAL CENTER AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT] (\$318,000) (**GERRY WALSH, COMMISSIONER OF DGS**) **DL# 2012-02971**
 3. **REFERRAL NO. 6394** APPROVING THE PURCHASE IN EXCESS OF \$100,000 FROM TRIUS, INC. OF 1 TYMCO 500X AIR SWEEPER FOR THE HIGHWAY DEPARTMENT UNDER RFB-RC-2012-030 TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$221,256) (**GERRY WALSH, COMMISSIONER OF DGS-PURCHASING**) **DL# 2012-02818**
 4. **REFERRAL NO. 6803** ACCEPTING THE BID OF THE LOWEST RESPONSIBLE BIDDER AND APPROVING CONTRACT IN EXCESS OF \$100,000 WITH TILCON NEW YORK, INC. IN AN AMOUNT NOT TO EXCEED \$2,200,000 FOR RESURFACING OF COUNTY ROADS AND APPROVING EXECUTION OF THE CONTRACT BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$2,200,000) (**CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAY**) **DL# 2012-02916**
 5. **REFERRAL NO. 5906** APPROVING AMENDMENT TO OUTSIDE COUNSEL AGREEMENT IN EXCESS OF \$100,000 WITH PANNONE LOPES DEVEREAUX AND WEST LLC IN THE ADDITIONAL AMOUNT OF \$450,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$985,000 FOR SPECIAL COUNSEL SERVICES AND EXTENDING TERM THROUGH DECEMBER 31, 2014 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [ROCKLAND COUNTY SEWER DISTRICT NO. 1] (\$985,000) (**DIANNE PHILIPPS, EXECUTIVE DIRECTOR, SEWER DISTRICT**) **DL# 2012-02962**

6. **REFERRAL NO. 5906** APPROVING AMENDMENT TO CONTRACT IN EXCESS OF \$100,000 WITH GHD CONSULTING ENGINEERS LLC (F/K/A STEARNS & WHEELER, LLC.) IN THE ADDITIONAL AMOUNT OF \$256,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$6,741,681 FOR ENGINEERING AND ADMINISTRATION OF CONSTRUCTION SERVICES FOR DESIGN AND CONSTRUCTION OF SANITARY SEWERS, FORCE MAINS AND PUMPING STATIONS TO SERVE WESTERN RAMAPO AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [ROCKLAND COUNTY SEWER DISTRICT NO. 1] (\$6,741,681) **(DIANNE PHILIPPS, DIRECTOR SEWER DISTRICT) DL# 212-02855**
7. **REFERRAL NO. 5906** APPROVING AGREEMENT IN EXCESS OF \$100,000 WITH HELMER-CRONIN CONSTRUCTION, INC. IN AN AMOUNT NOT TO EXCEED \$2,287,300 FOR ANAEROBIC DIGESTER REHABILITATION PROJECT CIP2012-03 FOR A PERIOD OF 365 CONSECUTIVE CALENDAR DAYS FROM THE NOTICE TO PROCEED AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [ROCKLAND COUNTY SEWER DISTRICT NO. 1] (\$2,287,300) **(DIANNE PHILIPPS, DIRECTOR OF SEWER DISTRICT NO. 1) DL# 2012-02915**
8. **REFERRAL NO. 5906** APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000 FROM HAUSER BROS., INC. FOR PLUMBING, MECHANICAL AND PIPING WORK-SERVICES AND MATERIAL FOR USE BY THE ROCKLAND COUNTY SEWER DISTRICT #1 AND THE DEPARTMENTS OF GENERAL SERVICES UNDER RFB-RC-2010--104 IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$300,000 FOR THE PERIOD FROM MARCH 6, 2012 THROUGH MARCH 5, 2013 AND IN A TOTAL AMOUNT NOT TO EXCEED \$710,144 FOR THE FULL PERIOD FROM MARCH 6, 2011 THROUGH MARCH 5, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$710,144) **(GERRY WALSH, COMMISSIONER OF DGS-PURCHASING) DL# 2012-02982**
9. **REFERRAL NO. 2420** SETTING A DATE FOR A PUBLIC HEARING WITH RESPECT TO ADOPTION OF A LOCAL LAW TO PROVIDE FOR AN ELECTRICAL CODE ENFORCEMENT PROGRAM AND FOR THE CERTIFICATION OF ELECTRICAL INSPECTORS IN THE COUNTY OF ROCKLAND **(TERRY GROSSELFINGER, DIRECTOR CONSUMER PROTECTION) DL# 2012-01930**
10. **REFERRAL NO. 2420** SETTING A DATE FOR A PUBLIC HEARING WITH RESPECT TO ADOPTION OF A LOCAL LAW AMENDING LOCAL LAW NUMBER 11 OF 1967 AS AMENDED BY LOCAL LAW NUMBER 16 OF 1967, LOCAL LAW NUMBER 5 OF 1968, LOCAL LAW NUMBER 2 OF 1983, LOCAL LAW NUMBER 2 OF 1996, LOCAL LAW NUMBER 5 OF 2000, LOCAL LAW NUMBER 3 OF 2005, AND LOCAL LAW NUMBER 8 OF 2007, (CHAPTER 250 OF THE LAWS OF ROCKLAND COUNTY) RELATING TO THE LICENSING OF MASTER ELECTRICIANS IN ROCKLAND COUNTY **(TERRY GROSSELFINGER, DIRECTOR CONSUMER PROTECTION) DL# 2012-01927**

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

RESOLVED, That the Legislature of Rockland County accepts the bid of \$318,000 from Harley Construction Management Corp., 160 Paris Avenue, Northvale, New Jersey 07647 and approves the contract in excess of \$100,000 in an amount not to exceed \$318,000 to renovate the inmate showers for the Eugene J. Grogan Correctional Center with the use of the Sheriff's Department Forfeiture Funds pursuant to plans and specifications prepared by the Department of General Services-Facilities Management and Jan Degenshein Architects, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

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

TS:mf
2012-02971
8-14-12

RESOLVED, That the Legislature of Rockland County hereby approves the purchase in excess of \$100,000 from Trius, Inc., P.O. Box 158, Bohemia, New York 11716, of one (1) Tymco 500x Air Sweeper in an amount not to exceed \$220,456 (including vehicle, options and delivery) under RFB-RC-2012-030 for the Highway Department, to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for this purchased is provided for in Capital Project No. 3394.

BB:lo
2012-02818
7/31/12

WHEREAS, Funds expended from the 5110-4460 account will be reimbursed 100% by the New York State Department of Transportation through its CHIPS Program; and

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

RESOLVED, That the Legislature of Rockland County accepts the bid from the lowest responsible bidder, who submitted the lowest bid, and approves execution of a contract with Tilcon New York, Inc., 162 Old Mill Road, West Nyack, New York 10994, in an amount not to exceed \$2,200,000, for a contract for the resurfacing of County roads, pursuant to plans and specifications prepared by the Rockland County Highway Department, subject to the approval of the County Attorney, and be it further

RESOLVED, Sufficient funding for this project exists in Capital Accounts 3401 (Three year resurfacing program) and 3399 (Hurricane Irene, road repairs), and in the Department of Highway's budget account line 5110-4460 (CHIPS Capital)

LHG:mf
2012-02916
8-2-12
r. 8-15-12

DRAFT

Introduced by:
Hon.

Referral No.

DRAFT

**RESOLUTION NO. OF 2012
APPROVING AMENDMENT TO OUTSIDE COUNSEL
AGREEMENT IN EXCESS OF \$100,000 WITH
PANNONE LOPES DEVEREAUX & WEST LLC
IN THE ADDITIONAL AMOUNT OF \$450,000
FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$985,000
FOR SPECIAL COUNSEL SERVICES AND
EXTENDING TERM THROUGH DECEMBER 31, 2014
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]
(\$985,000)**

WHEREAS, On December 1, 2010, the County, on behalf of the Rockland County Sewer District No. 1, entered into an outside counsel agreement with Pannone, Lopes, Devereaux & West, LLC, 100 Church Street, 8th Floor, New York, New York 10007, in an amount not to exceed \$85,000 for special counsel services for legal matters including permit enforcement, environmental, litigation, construction, real estate, procurement, and other matters for the period from August 2, 2010 through December 31, 2011; and

WHEREAS, On July 18, 2011, the County, on behalf of the Rockland County Sewer District No. 1, entered into an amendment to the outside counsel agreement with Pannone, Lopes, Devereaux & West, LLC, 100 Church Street, 8th Floor, New York, New York 10007, in the additional amount of \$450,000, for a total contract amount not to exceed \$535,000 for special counsel services for legal matters including permit enforcement, environmental, litigation, construction, real estate, procurement, and other matters for the period from August 2, 2010 through December 31, 2012; and

WHEREAS, In order to ensure continuity of legal services, a contract under \$100,000 was established with the understanding that the Board of Sewer Commissioners would request that the contract be amended and referred to the Rockland County Legislature; and

WHEREAS, The Sewer District now wishes to further amend the outside counsel agreement with Pannone, Lopes, Devereaux & West, LLC, relating to legal matters, including Wick's Law compliance, permit enforcement, environmental, litigation, construction, real estate, procurement and other matters; and

WHEREAS, The Sewer District has received a proposal for on-going legal services from Pannone, Lopes, Devereaux & West, LLC dated June 18, 2012 which requests an amendment to the existing agreement in the amount of \$450,000, for a total contract in the amount of \$985,000; and

WHEREAS, By Resolution No. 49 of 2012 the Board of Commissioners of the Rockland County Sewer District No. 1 authorized the amendment of the outside counsel agreement between the County on behalf of the Sewer District with Pannone, Lopes, Devereaux & West, LLC, 100 Church Street, 8th Floor, New York, New York 10007, in the additional amount of \$450,000, for a total contract sum not to exceed \$985,000, and extend the contract through December 31, 2014, subject to the approval of the Rockland County Legislature; and

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

WHEREAS, Sufficient funds for a portion of the amendment to this agreement exists in the 2012 Operating Budget of the Rockland County Sewer District No. 1, with the remaining balance to be appropriated in the 2013 and 2014 Operating Budgets of the Rockland County Sewer District No. 1; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the amendment to the outside counsel agreement between the County on behalf of the Rockland County Sewer District No. 1, with Pannone, Lopes, Devereaux & West, LLC, 100 Church Street, 8th Floor, New York, New York 10007, in the additional amount of \$450,000, for a total contract sum not to exceed \$985,000, relating to legal matters, including Wick's Law compliance, permit enforcement, environmental, litigation, construction, real estate, procurement and other matters, and extending the term through December 31, 2014, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, Sufficient funds for a portion of the amendment to this agreement exists in the 2012 Operating Budget of the Rockland County Sewer District No. 1, with the remaining balance to be appropriated in the 2013 and 2014 Operating Budgets of the Rockland County Sewer District No. 1

AFR:dc
2012-02962
8/2/12

WHEREAS, The Executive Director of the Rockland County Sewer District No. 1 has requested that the contract with GHD Consulting Engineers LLC, f/k/a/ Stearns and Wheler, LLC be amended by increasing the contract in the amount of \$256,000, for engineering and administration of construction services for sanitary sewers, force mains and pumping stations to serve Western Ramapo, for a total contract amount not to exceed \$6,741,681; and

WHEREAS, This increase is for completion of the design phase for the remaining four contracts for the WRSE project including bidding services, construction phase services for the close out of contracts WR03-03A and WR03-04B including change orders, final payment requests and review of final closeout documents and payment requests, resolution of issues related to project deficiency list and field testing review; and

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

WHEREAS, Sufficient funding for this project exists in the Sewer District's Capital Project #6150; and

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

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the contract with GHD Consulting Engineers LLC f/k/a/ Stearns & Wheler, LLC, One Remington Avenue, Cazenovia, New York 13035, in an additional amount of \$256,000, for engineering and administration of construction services for sanitary sewers, force mains and pumping stations to serve Western Ramapo for a total contract sum not to exceed \$6,741,681, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this project exists in the Sewer District's Capital Project #6150.

DB:lo
2012-02855
8/1/12

Introduced by:

Referral No.

DRAFT

RESOLUTION NO. OF 2012
APPROVING AGREEMENT IN EXCESS OF \$100,000
WITH HELMER-CRONIN CONSTRUCTION, INC.
IN AN AMOUNT NOT TO EXCEED \$2,287,300
FOR ANAEROBIC DIGESTER REHABILITATION PROJECT
CIP 2012-03 FOR A PERIOD OF 365 CONSECUTIVE CALENDAR DAYS
FROM THE NOTICE TO PROCEED AND
AUTHORIZING ITS EXECUTION
BY THE COUNTY EXECUTIVE
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]
(\$2,287,300)

WHEREAS, The Anaerobic Digester Rehabilitation Project consists of removal and disposal of the remaining floating cover appurtenances; repairing cracks in the concrete, damaged corbels and hydrostatic valve; furnish, install test and complete the installation of a new floating cover, install pressure relief valves and appurtenances on cover, repair brick façade, install resinous flooring system to Zimpro building, furnish and install new stair system including removal and disposal of old stairs, test and abate any lead containing material; and

WHEREAS, Bids were advertised for Anaerobic Digester Rehabilitation Project, Contract CIP2012-03; and

WHEREAS, In a memo dated June 22, 2012, Staff of the Sewer District has indicated that a total of four (4) bids were received as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Helmer-Cronin Construction 27 Route 210 Stony Point, NY 10980	\$2,287,300.00
Northeast Remsco Construction Inc. 1433 Route 34 South-Building B Farmingdale, NJ 07727	\$2,432,700.00
Spectraserve Inc. 75 Jacobus Ave South Kearny, NJ 07032	\$2,482,450.00
Montana Construction Corp., Inc. 80 Contant Ave Lodi, NJ 07644	\$3,995,500.00

DRAFT

and,

WHEREAS, The work is located at the wastewater treatment plant in Orangeburg, NY;
and

WHEREAS, Helmer-Cronin Construction has submitted the lowest bid for the work described in the contract documents; and

WHEREAS, By Resolution No. 48 of 2012, the Board of Sewer Commissioner's of the Rockland County Sewer District No. 1, has approved the award of Contract CIP 2012-03, to Helmer-Cronin Construction, 27 Route 210, Stony Point, New York 10980, an amount not to exceed \$2,287,300; and

WHEREAS, Local Law 18 of 1996 provides for the Legislature to approve "execution of all contracts in excess of \$100,000 entered into by the County; and

WHEREAS, Sufficient funding for the agreement exists in the 2012 Adopted Capital Budget, Capital Project No. 6240; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the contract in excess of \$100,000 with Helmer-Cronin Construction, 27 Route 210, Stony Point, New York 10980, in an amount not to exceed \$2,287,300, for Contract CIP 2012-03 the Anaerobic Digester Rehabilitation Project for a period of 365 consecutive calendar days from the Notice to Proceed, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, Sufficient funding for the agreement exists in the 2012 Adopted Capital Budget, Capital Project No. 6240.

TM:mf
2012-02915
8-16-12

DRAFT

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budgets of the Sewer District and the Department of General Services subject to available interdepartmental transfers and is contingent upon 2013 budget appropriations; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the additional purchases in excess of \$100,000 from Hauser Bros., Inc., 17 Schoolhouse Road, Orangeburg, New York 10962, for plumbing, mechanical and piping work – services and materials for use by the Rockland County Sewer District #1 and the Department of General Services under RFB-RC-2010-104 in an additional amount not to exceed \$300,000 for the period from March 6, 2012 through March 5, 2013, and in a total amount not to exceed \$710,144 for the full period from March 6, 2011 through March 5, 2013, and authorizes all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That Sufficient funding for these purchases is provided for in the 2012 Budgets of the Rockland County Sewer District #1 and the Department of General Services subject to available interdepartmental transfers and is contingent upon 2013 budget appropriations.

BB:mf
2012-02982
8-1-12

DRAFT

Introduced by:
Hon.

Referral No.

**RESOLUTION NO OF 2012
SETTING A DATE FOR A PUBLIC HEARING
WITH RESPECT TO ADOPTION OF A LOCAL LAW
AMENDING LOCAL LAW NUMBER 11 OF 1967 AS
AMENDED BY LOCAL LAW NUMBER 16 OF 1967, LOCAL LAW
NUMBER 5 OF 1968, LOCAL LAW NUMBER 2 OF 1983,
LOCAL LAW NUMBER 2 OF 1996, LOCAL LAW NUMBER 5 OF
2000, LOCAL LAW NUMBER 3 OF 2005, AND
LOCAL LAW NUMBER 8 OF 2007, (CHAPTER 250 OF THE
LAWS OF ROCKLAND COUNTY) RELATING TO THE LICENSING
OF MASTER ELECTRICIANS IN ROCKLAND COUNTY**

WHEREAS, The County Executive has recommended to the County Legislature of Rockland County that the Legislature adopt a local law amending local law number 11 of 1967 as amended by local law number 16 of 1967, local law number 5 of 1968, local law number 2 of 1983, local law number 2 of 1996, local law number 5 of 2000, local law number 3 of 2005 and local law number 8 of 2007, (Chapter 250 of the Laws of Rockland County) in relation to the licensing of master electricians in Rockland County; and

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

RESOLVED, That the Legislature of Rockland County hereby sets the day of , 2012, at p.m., for a public hearing to provide for adopt a local law amending local law number 11 of 1967 as amended by local law number 16 of 1967, local law number 5 of 1968, local law number 2 of 1983, local law number 2 of 1996, local law number 5 of 2000, local law number 3 of 2005 and local law number 8 of 2007, (Chapter 250 of the Laws of Rockland County) in relation to the licensing of master electricians in Rockland County.

VWJ:dc
2012-01927
8/3/12