

# The Legislature of Rockland County



**JAY HOOD, JR.**  
*Legislator – District 3*

Chair, Public Safety Committee

**Members Present:**

Leg. J. Hood, Jr. Chair  
Leg. T. Earl, Vice Chair  
Leg. A. Paul  
Leg. C. Carey  
Leg. E. Day  
Leg. A. Wolfe  
Leg. Chair H. Cornell (Late)

**Members Absent:**

**Others Present:**

E. Yeger, Esq.  
Leg. T. Earl  
F. Viohl  
J. Schleimer  
Leg. D. Jobson

B. Atkins  
B. Press  
M. Carmona  
T. Seery

D. Greeley  
P. McNamee  
M. Kohut  
L. Senatus

MINUTES  
***PUBLIC SAFETY COMMITTEE***  
THURSDAY, MARCH 21, 2013  
**5:00 PM**

ROLL CALL

PLEDGE OF ALLEGIANCE

ADOPTION OF MINUTES, MEETING OF MARCH 12, 2013

**MOTION TO ADOPT:  
EARL/CAREY**

UNAN

1. REF. #9361 - APPROVING ACCEPTANCE OF FUNDS IN THE AMOUNT OF \$38,620.07 (NCTD) FROM THE CITY OF NEW YORK, THROUGH THE NEW YORK CITY POLICE DEPARTMENT, UNDER THE SECURE THE CITIES HOMELAND SECURITY PROGRAM FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 SAID FUNDS TO BE USED TO REIMBURSE THE TOWN OF ORANGETOWN FOR THE PURCHASE OF A 2011 CHEVROLET TAHOE VEHICLE AND AUTHORIZING THE EXECUTION BY THE COUNTY EXECUTIVE OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF ORANGETOWN AND AUTHORIZING THE EXECUTION BY THE COUNTY EXECUTIVE OF ANY OTHER NECESSARY DOCUMENTS TO EFFECTUATE THIS AWARD [SHERIFF'S DEPARTMENT] (\$38,620.07)  
**(LOUIS FALCO, SHERIFF)**

**MOTION TO APPROVE:  
CORNELL/WOLFE**

UNAN  
**TRANSFER TO B&F 3/21/13**

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

2. REF. #6924 - APPROVING INTERMUNICIPAL AGREEMENT WITH ORANGE ULSTER AND SULLIVAN COUNTIES FOR THE REIMBURSEMENT TO THE COUNTY OF ROCKLAND FOR HAZARDOUS MATERIALS GRANT [NCTD] AND AUTHORIZES ITS EXECUTION BY THE COUNTY EXECUTIVE  
(GORDON W. WREN, FIRE AND EMERGENCY)

**MOTION TO APPROVE:**  
**DAY/EARL, PAUL**

**UNAN**  
**TRANSFER TO B&F 3/21/13**

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

3. REF. #5327 - APPROPRIATION OF FEDERAL FORFEITURE FUNDS REQUESTED BY THE SHERIFF IN ORDER TO PURCHASE COMNETIX FINGERPRINTING HARDWARE FOR VARIOUS POLICE AGENCIES WITHIN ROCKLAND COUNTY [OFFICE OF THE SHERIFF] (NCTD) (\$220,000)  
(LOUIS FALCO, SHERIFF)

**MOTION TO APPROVE:**  
**CORNELL/EARL, DAY, CAREY, HOOD, PAUL, WOLFE**

**UNAN**  
**TRANSFER TO B&F 3/21/13**

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

4. REF. #9478 - *DISCUSSION ITEM:* SAFETY REQUIREMENTS FOR THIRD FLOOR APARTMENTS  
(HON. JAY HOOD, JR., LEGISLATURE)

Chair Hood stated that he put this issue on the agenda because there is a conflict with the county sanitary code, which requires more than what building departments require for buildings with a third floor. This has created many difficulties.

Legislator Wolfe noted that if there is a conflict between the state building code and the sanitary code, it is hard for changes to be made.

Mr. Viohl discussed variations between old building laws and new laws and related an incident in which an adjustment was made to an old building.

Mr. McNamee said the Health Department performed a building inspection on a two-family house and vacated the third floor. The Health Department told the occupants to go to the building department to remedy the issue. The building department generally does not get involved in third floors of such houses.

Legislator Day discussed the challenges of buildings with safety issues that are grandfathered in.

Mayor Kohut said the Health Department provided Rooming House permits, which the village does not permit.

Manny Carmona stated that the Uniform Building Code, when discussing departments that have jurisdiction over issues, the Health Department is not listed, indicating that they have no jurisdiction over these issues. The law is that if a building was issued a building permit and subsequent laws conflicted with the standards of the house when it was built, there are various options to remedy those conflicts.

Mr. Carmona recommended that all agencies and departments should work together and outline a streamlined list of requirements for all buildings.

Chair Hood noted that any issues or other conflicts with different departments or agencies should be brought to the attention of the legislature by different building departments.

Mr. Schleimer discussed issues with his tenants that led to the Health Department placing violations on his property. If he were to place a sprinkler system in the house, it would create a lot of problems for the occupants.

Chair Cornell stated that there are many laws from different governments that complicate the matter.

Legislator Day suggested that perhaps placing a moratorium on such actions by the Health Department would be a way to discuss and resolve this issue.

Chair Hood said that he will continue to work on this issue with other county officials.

**DISCUSSED**

**MOTION TO ADJOURN: 6:05 PM  
CAREY/CORNELL**

**UNAN**

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