

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, November 6, 2013 at 7:00 P.M., pursuant to the adjournment of the October 15, 2013 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 31st day of October 2013

The Legislature of Rockland County convened in regular session pursuant to adjournment of the October 15, 2013 meeting.

A Roll Call being taken (7:08 p.m.), the following Legislators were present and answered to their names:

- Christopher J. Carey
- 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
- Ilan S. Schoenberger
- Philip Soskin
- Frank P. Sparaco
- Aron B. Wieder
- Alden H. Wolfe, Vice Chairman
- Harriet D. Cornell, Chairwoman, Chairwoman

Honorable Nancy Low-Hogan, Legislator, District 7, led in the Salute to the Flag and delivered the invocation.

**RESOLUTION NO. 559 OF 2013
ADOPTION OF MINUTES OF LEGISLATIVE MEETINGS
OCTOBER 1, 2013 AND OCTOBER 15, 2013**

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

Resolved, that the transcribed minutes of the Legislative meetings of October 1, 2013 and October 15, 2013, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

The vote resulted as follows:

- Ayes: 16 (Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wolfe, Cornell)
- U.A. Nay: 01 (Legislator Wieder)

The Chairwoman opened the public participation portion of the meeting at 7:12 p.m. and the following persons appeared and spoke:

- ❖ Habib Hansan, honor to marines and in favor of salary reduction resolution
- ❖ Gene Sullivan, in favor of salary reduction resolution
- ❖ Jacqueline Cassagnol, RN, First responders and CPR importance
- ❖ Joseph Gravagna, CEO JA Media, profits for tourism with website
- ❖ Mike Hirsh, Commended Legislator Day
- ❖ Antonio Luciano, in favor of salary reduction resolution
- ❖ Barbara Gally, in favor of salary reduction resolution and responsible budgeting
- ❖ William Somber, Esq., in favor of salary reduction resolution and responsible budgeting
- ❖ Lynn Teger, in favor of salary reduction resolution
- ❖ Emelia White, congratulated Legislator Day and in favor of salary reduction resolution
- ❖ Wayne Swarno, congratulated Legislator Day and in favor of salary reduction resolution

Public Participation ended at 7:27 p.m.

Comments from the Chairwoman:

Honorable Harriet D. Cornell

The meeting to vote on the budget is going to be Thursday, December 5, 2013.

I want to congratulate County Executive Elect Ed Day who has been our colleague for so many years and will be with us for another month and a half as we move through the budget process. I also want to thank David Fried, and really all the people who ran for the different offices in Rockland County. Some of them won and some of them did not, but putting yourself forward to run in an election is not an easy thing to do. We are very grateful for people who care enough about public service to put themselves forward.

Ed, we wish you the very best, and as I said in my phone call to you last night, "We certainly stand ready to work with you during your transition in any way we can."

Statement by Honorable Michael M. Grant

I too would like to extend my congratulations to my colleague Ed Day and to my friend David Fried for two campaigns well run.

Introduced by:

Referral No. 9481

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

**RESOLUTION NO. 560 OF 2013
 AMENDING THE 2013 CONTRACT WITH NYACK CENTER TO TRANSFER
 \$14,891 ADDITIONAL FUNDS TO NYACK CENTER PREVIOUSLY ALLOCATED
 IN THE 2013 BUDGET TO THE ROCKLAND PARENT CHILD CENTER**

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

WHEREAS, the County of Rockland, in its 2013 Budget, did appropriate the sum of \$14,891 to the Rockland Parent Child Center to provide services including but not limited to parenting support, education and advocacy to mothers and fathers in the Rockland County Correctional Facility, re-entry support services, case management and programs aimed at building parents' skills; and

WHEREAS, subsequent to the adoption of the 2013 County Budget and prior to the release of funds by the County of Rockland to the Rockland Parent Child Center, said contract agency ceased to function and did not receive any portion of the \$14,891 which had been awarded to it in the County of Rockland's 2013 Adopted Budget; and

WHEREAS, the Nyack Center is a contract agency in good standing with the County of Rockland, who is currently receiving funding under the County of Rockland's 2013 Adopted Budget, for specific services provided which are different than the services provided by the Rockland Parent Child Center; and

WHEREAS, the Nyack Center has agreed to perform the additional services that were to be provided by the Rockland Parent Child Center and in consideration of such, the County of Rockland has determined that it is appropriate to amend the Nyack Center contract and transfer the \$14,891 previously allocated to the Rockland parent Child Center; and

WHEREAS, the adoption of this resolution would not involve the expenditure of any new county funds; and

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

RESOLVED, that the contract with Nyack Center for fiscal year 2013 is hereby amended by the appropriation of an additional \$14,891 to cover the services previously performed by Rockland Parent Child Center; and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized to increase and decrease the following accounts:

<u>GENERAL FUND</u>		
<u>Increase Appropriation:</u>		
A 6314 5010	Nyack Center	\$14,891
 <u>Decrease Appropriation:</u>		
A 8800 5010	Rockland Parent Child Center	\$14,891

The vote resulted as follows:

- Ayes: 16 (Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wolfe, Cornell)
- U.A. Nay: 01 (Legislator Wieder)

Legislator Aron B. Wieder back at 7:30 p.m.

Introduced by:

Referral No. 2973/9481

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

**RESOLUTION NO. 561 OF 2013
 AMENDING THE 2013 BUDGET BY APPROVING THE ACCEPTANCE
 OF ADDITIONAL FUNDS FROM THE NEW YORK STATE
 OFFICE OF PEOPLE WITH DEVELOPMENTAL DISABILITIES (OPWDD)
 IN THE AMOUNT OF \$1,175 [NCTD] TO BE DISTRIBUTED TO THE
 ROCKLAND COUNTY ASSOCIATION FOR THE LEARNING DISABLED
 FOR THE CALENDAR YEAR 2013 FOR USE IN ITS DAY TRAINING PROGRAM
 ENTITLED "PROJECT VISION"
 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY
 DOCUMENTS INCLUDING THE APPLICABLE CONTRACT AMENDMENT
 [DEPARTMENT OF MENTAL HEALTH]
 (\$1,175)**

Mr. Grant offered the following resolution, which was seconded by Mr. Earl and Mr. Murphy 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 People with Developmental Disabilities (OPWDD) has awarded additional funding in the amount of \$1,175 to the Rockland County Association for the Learning Disabled for the calendar year 2013; and

WHEREAS, This allocation is designated for use in the agency's Day Training program entitled "Project Vision"; and

WHEREAS, The acceptance of these funds will require an amendment to the County's 2013 contract with the Rockland County Association for the Learning Disabled; and

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

WHEREAS, It is necessary to appropriate these additional funds to the proper account; 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 additional funding from the New York State Office of People with Developmental Disabilities (OPWDD) in the amount of \$1,175 to be distributed to the Rockland County Association for the Learning Disabled for the calendar year 2013 for use in the agency's Day Training program entitled "Project Vision," and hereby authorizes the County Executive to execute all necessary documents related to the acceptance of these funds including the applicable contract amendment, 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. Acct. (Credit):</u>		
A-DMH-4332-E5010	R.C. Assoc. for the Learning Disabled	1,175
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-DMH-4332-R3475	State Aid - OPWDD	1,175

Introduced by:

Referral No. 9495

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

**RESOLUTION NO 562 OF 2013
SETTING A DATE FOR A PUBLIC HEARING
WITH RESPECT TO ADOPTION OF A LOCAL LAW
OVERRIDING THE TAX LEVY LIMIT FOR FISCAL YEAR 2014
IN THE COUNTY OF ROCKLAND**

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

WHEREAS, The County Executive has recommended to the County Legislature of Rockland County that the Legislature adopt a local law overriding the tax levy limit for fiscal year 2014 in the county of Rockland; 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 **19th day of November, 2013, at 7:10 p.m.**, for a public hearing to provide for a local law overriding the tax levy limit for fiscal year 2014 in the county of Rockland.

Introduced by:

Referral No. 7070

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

**RESOLUTION NO. 563 OF 2013
 SETTING A DATE FOR A PUBLIC HEARING:
 FOR A LOCAL LAW AMENDING LOCAL LAW 10 OF 2012
 A LOCAL LAW CREATING A
 ROCKLAND COUNTY DEFICIT REDUCTION ACT (RCDRA)**

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

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

RESOLVED, that this Legislature hereby sets the **19th day of November, 2013 at 7:15 P.M.** for a public hearing to provide for A local law amending local law 10 of 2012 a local law creating a Rockland County Deficit Reduction Act (RCDRA).

Debate:

Mr. Schoenberger

I hoped that we would have a discussion in Budget and Finance Committee on this matter on Monday night. I was under the impression we would have some pieces of paper in our hands to at least describe to us what this proposed Local Law will do. We have an existing Local Law that requires that the budget sent over by the County Executive have at least \$10,000,000 applied to the 2013 budget for deficit reduction. This is to amend that law, and I am concerned about what is proposed to be amended. I thought after our discussion Monday night we would have papers that would actually propose drafts on what we were supposed to set a public hearing date on. Without knowing exactly what I am asked to set a public hearing date on in which way the Deficit Reduction Act will be amended I don't feel comfortable voting for this. I am sure if we have ever done this before. I don't recall setting dates for public hearings without at least having the law in our hand to see what we are voting on. I am very uncomfortable with this.

Chairwoman Cornell

There was a lengthy discussion the other night during the Budget and Finance Committee meeting. Basically, we are asking Legislators to give their ideas with regard to this particular piece of legislation primarily because we are still waiting for the Governor to make a decision as to whether we have a deficit bond approval. We would have a final document before us ten days before the public hearing.

Mr. Grant

I appreciate your discomfort with setting a date without having a completed bill in front of you. Part of our problem is that the Legislative budget review process is a 45-day process. When you back up the weekends, holidays, and Full Legislative meetings we are less than twenty-eight days to deliberate on this. The budget that was submitted to us, in my personal view, does not comply with Local 10 of 2012, which pertinent part says:

Section 4. Fund for Deficit Reduction.

The County of Rockland, in adopting its annual budget, commencing with the budget for calendar year 2014, shall allocate a sum of no less than 10 million dollars on a reoccurring annual basis for the reduction of the deficit of Rockland County fund, which sum shall be held in the account designated "for deficit reduction", which account is a deficit reserve fund and cannot and will not be used for any purpose other than to eliminate the deficit in Rockland County..."

The County Executive has relied on an opinion from the County Attorney's office. In his interpretation the Deficit Bond Legislation, if approved, would satisfy the requirements of this law. I disagree with that. I think the language is fairly clear here that we set a requirement to set-aside some money. We set that requirement a year ago after the deficit bond legislation we submitted in 2012 failed to make it through the Senate and was not entertained by the Governor. We decided to try to solve the problem by setting aside this money. Now we have this uncertainty with this deficit bond, which has been sitting on the Governor's desk since June 20, 2013 and is still unsigned and not vetoed. We are at a distinct disadvantage here in terms of being able to know what our course is and should be. To have a Local Law amended we need to publish a notice and have it in final form ten days before the public hearing and we need to do this before we adopt the final budget. Setting this public hearing was all about creating options for us.

When we first entertained the resolution to do this in the Budget and Finance Committee I think I made it clear that I was not presuming what the solution should be and there are consequences for whatever solution we choose. The rating agency told us they saw this as a move to move our rating up from the negative watch to a stable watch. We need to be concerned with how we approach this and deal with this.

Fully funding this would double the tax increase the County Executive has proposed. The plan here is to have a full discussion in Budget and Finance Committee to create an amendment to a Local Law to provide us with some options. We can certainly come up with a plan that makes sense. I would encourage Legislators to pass this resolution to set the public hearing and to come to the Budget and Finance Committee meeting with ideas to make for workable solutions.

Mr. Schoenberger

Thank you Legislator Grant, we certainly agree on the requirements of the County Executive to have allocated and funded \$10,000,000 in his proposed budget that he submitted to us on October 23rd for 2014 towards deficit reduction. We also agree that the budget does not do that even though the Local Law that I wrote and this Legislature passed and the County Executive signed and approved requires it. The question becomes what happens then?

The law requires that the County Executive provide \$10,000,000 in the 2014 budget to go towards deficit reduction. He did not. Is the plan now to reduce the \$10,000,000 required by the County Executive to some other number? I don't know, because I don't have a piece of paper that set forth a plan. If that is one of the plans I can tell you that I am very uncomfortable with that, because the people of Rockland County expect the County Executive to live up to the law and if he doesn't should we be rewarding him by reducing deficit reduction. I don't think the people want deficit reduction; they want us to deal with the deficit and eliminate it. To reduce it is not an answer, at least not to me. The County Executive is the Chief Budget Officer of Rockland County, according to our Charter. To say that he didn't put it in for calendar year 2014 so let's give him a break and push it off to calendar year 2015 and then it will be someone else's problem I don't think that is fair either. I think the County Executive, who had a law that required he take certain action and did not should be compelled to obey the law. I don't think that we in good conscience should reduce the amount required for deficit reduction or should delay the law, because the County Executive chose not to obey it.

I would like to have a piece of paper in my hand, I would like to see it and I wouldn't like to walk into a meeting after it has been placed on our desks and that be what we have to vote on. I am uncomfortable with that. I don't doubt your good meaning and your good will. I can't vote for this unless I have a piece of paper in my hand that shows me what is proposed. If there are two options I will have two pieces of paper, one for each option. If there are five options I will have five pieces of paper. Give us a chance to at least look at what we are voting on before we set the date for a public hearing as is normally done. Thank you.

Mr. Meyers

I seem to recall that there is precedent for doing this. On a couple of occasions during the five years that I have been here we have set public hearings for items we did not have in front of us at the time.

Time is short since we have to pass a budget on December 5th and this Legislature only has one other Full Legislative meeting before then. We have to consider all possibilities. If the Budget and Finance Committee has to recommend to this body a budget that sets aside \$10,000,000 when we already have a large tax increase proposed by the County Executive I would not support to have to lay aside another \$10,000,000 that he didn't put in the budget. It would just cause a much larger tax increase for the residents of Rockland County. I think that we do need to have some options on the table. We do need to have the public hearing scheduled and to not do so will simply tie our own hands and lead to a larger than even proposed tax increase. I am sure nobody wants that, including Legislator Schoenberger.

Mr. Wolfe

I think this discussion highlights the fact that we as Legislators are somewhat victims of the budget process. The reality is all of us as Rockland County residents are victims of a County Executive who not only refuses to follow the law that he swore to uphold, but also he didn't follow a law that he signed and approved and that is what is so outrageous. We sit here with an apparent \$10,000,000 hole in the budget, because the County Executive didn't have the guts to do what he had to do, which was to make sufficient cuts to fund it or propose sufficient increases in taxes to fund it. I think what is most telling is the fact that the County Executive's proposed property tax increase is 9.9%. It is like buying a loaf of bread for \$3.99, it is not quite \$4.00.

It is very frustrating. All we are considering right now is setting a date for a public hearing to get public input, which is a necessary part of the process of enacting any local law. We do have a requirement that any proposed local law would be on our desks ten days prior in final form. Many times we have set a date for a public hearing without the final law in hand. I think it is very important to not foreclose options to do what we need to do to deal with this \$10,000,000 hole in the budget.

Mr. Moroney

I am very concerned about this, because what happens if the Governor does not sign the deficit bond. Where does that leave us? It is very disturbing to move along these lines when we don't really know where we are going. It has been on the Governor's desk for four months. We are stuck in the middle here, but to have a public hearing when we don't really know what we are talking about concerns. We all recognize the fact that we have an obligation to put a balanced budget together. The County Executive did not adhere to the law. We should have taken more initiative on the budgets. I have problems with the uncertainty with this. I am not thrilled with the 9.9% tax increase. We have to know where this money is coming from and if we have the deficit bond.

Mr. Day

By time we have this public hearing we will know if the Governor signed the deficit bond, because he has ten days to make a decision once it has been placed on his desk and he does have it. I think we all agree that the deficit has to be attacked and brought down.

The Legislative intent seems to refer that the reason behind for passing the law was to protect us if the deficit bond is not approved and then we would force the issues internally. It also says in Section 4 that the County of Rockland, in adopting its annual budget, commencing with the budget for calendar year 2014, shall allocate a sum of no less than 10 million dollars. It should have said that the County Executive shall propose a budget with that in there. It is a hair-split and it gave the administration an option to ignore it and let the Legislature deal with it, which unfortunately what has happened way too often in the years I have been here. I think part of this should be to tighten the language up and to fix responsibility to both branches of government, which I will welcome. It seems that this has been dumped in our lap one more time. Once the Governor has made his decision we will have to take action accordingly. Thank you.

Chairwoman Cornell

The Governor has until midnight on November 13th to take action by signing it or do nothing. If he signs it or does nothing it is approved. If he vetoes it then it has to go back to the State Legislature. We will know by midnight of November 13th.

Mr. Schoenberger

I welcome public input. As a matter of fact we are going to have a public hearing on the budget on November 19th, which will be after this November 13th date the Governor has. Basically it sounds as if we are faced with two options: If the Governor signs the bill there is going to be a proposal for one kind of Local Law change and if the Governor does not sign the bill there will be a proposal for a different kind of Local Law change. I do not understand why we couldn't have had both those options in front of us tonight with this proposal.

My recollection of the statute was that it required the County Executive when he submitted the budget to us to provide for a plan for deficit reduction for the \$10,000,000. The \$10,000,000 deficit reduction came about, because when this law was submitted the Legislature had refused to act on our request for an \$80,000,000 deficit bond. If we got the \$80,000,000 deficit bond we would have paid it out over ten years paying \$8,000,000 in principal and \$2,000,000 in interest per year. It would have been \$10,000,000 per year we would have had to pay for ten years. My thought was that since we would have had to pay that money anyway and the deficit bond was not approved by the Senate (it was approved by the Assembly) we would have had to pay that money anyway let's do it ourselves. Let's allocate \$10,000,000 per year for deficit reduction. The following year our deficit increased from \$80,000,000 to \$96,000,000 and then we asked for a \$96,000,000 bond that the Senate and Assembly approved and is on the Governor's desk.

Since that time the deficit has grown to \$128,000,000 and that is to the end of 2012. We know we will have additional deficit for 2013, because the nursing home of the hospital, which we are trying to sell, runs on a deficit of almost \$15,000,000 per year. The County Attorney's office issued an opinion to the County Executive in August, which was not shared with us until after the County Executive submitted the budget, which basically said that it was our "intent" to provide \$10,000,000 per year for deficit reduction and if the deficit bond had passed we would not have needed it. I do not know how the County Attorney's office opined that opinion without asking me, or the Chair or the Chair of Budget and Finance or anybody else. He just wrote that opinion and based upon that the County Executive did not act upon the requirements of the law.

We can talk about setting a date for a public hearing, which I assume Madam Chair would be December 5th. I don't see the connection or nexus between passing this law and the budget adoption, which is scheduled for December 5th, because you have passed the Local Law on the same night we pass the budget and the Local Law does not become effective that night. We only pass a Local Law and it then has to go through an adoption process. After we pass it gets certified, sent to the County Executive who has thirty days to approve or disapprove it. If he doesn't approve it, it becomes a law after thirty days, which puts us into January. If he vetoes it we then have an override process. So we are talking about enacting a law to deal with the budget. Even if the Local Law gets approved by the County Executive it still has to get filed with the Secretary of State so there is no way this law will be effective by December 5th no matter what you do.

I would like to know exactly what I am voting on. I am troubled by the time periods. Since what I said is correct about adopting on December 5th, and since the Governor is not going to act on our deficit bond or can act on our deficit bond as late as November 13th we are having another meeting November 19th – why can't we take this up on November 19th? By then we will know what the Governor has or has not done regarding our bill. We will know our options. Between November 19th and December 5th it is still the same ten days for the law to be put on the desk. By then we will hopefully have something in writing that we could look at. So I would ask this body to consider not adopting this tonight, but setting the date at the meeting of November 19th for the same date of December 5th.

Mr. Schoenberger made a motion to table this until the meeting of November 19, 2013, which was seconded by Mr. Jobson and Mr. Moroney. After some discussion Mr. Schoenberger withdrew his motion to table reserving his right to make it again.

Chairwoman Cornell

I would like to find out whether there is time for notification for advertising.

Mr. Wolfe

I would prefer that we set the date tonight for the public hearing to be scheduled for November 19th instead of tabling the resolution. If we set a date for a public hearing for November 19th the proposed Local Law would have to be on the desk in final form ten days before the public hearing. Is counsel able to have the Local Law ready? If counsel is able to do that we will have a better sense moving forward on November 19th. Just because we are setting a date doesn't mean we are adopting any of the options. All it does is satisfies the due process requirement. Can we have the options prepared to lie on the desks by Friday?

Chairwoman Cornell

Legislator Grant, I know what you wanted is totally valid, which is to hear from your fellow Legislators as to a variety of options and probably have not gotten any comments back as to how to best amend this or to amend it at all.

Mr. Grant

I have not received any comments from Legislators. Counsel is working hard so we will be able to have options when the Local Law is presented and placed on the desks. The comments has been made that people are not comfortable; I get it. We set dates for public hearings all the time without have the information in front of us. We set a date for the RCC public hearing for their budget without having their budget in our hands. We set dates in the Solid Waste Authority, which a number of us sit on, for the budget that no one has seen until the day of the public hearing. This is setting the calendar. It is not about the Local Law. I don't know why we are debating the Local Law tonight. There will be ample opportunity to do that in committee and then the night we have the public hearing we will hear from the public.

For anyone out there who thinks this budget season is easy forget about it. Our charter limits our time to review to 45-days with a net of about 28-days. A Governor who has had access to our deficit bill since June 20th has placed us in a difficult position and the lack of the decision of yes or no has increased the difficulty here incredibly. The deficit legislation itself if it becomes law requires that the County Executive sends the budget to the Comptroller within 15-days of its presentation of the Legislature, and I believe that has been done. The Comptroller has 10-days to review the budget and they send back the required changes to the budget and we are required to implement those 5-days before the budget is adopted. We have the tax levy cap that needs to be lifted if we are going to accommodate the County Executive's budget. This opportunity to amend or not amend the Local Law is an option that we need to have just as we need to have an option to lift the cap or not. If we levy taxes in excess of what the cap allows us without lifting it through a Local Law the Comptroller will confiscate those monies. This is not easy stuff. This couldn't be a more difficult year.

I urge Legislators not to defer it, but to set the date for the public hearing. Let's see what we can do to fix this problem. This law was created in a completely different environment. This law was created when we were of the firm belief that we would have no access to the deficit reduction legislation we proposed and the money it would have infused into the County. If the Governor signs the Legislation, in 2015 we are going to have a debt service payment between \$12,000,000 and \$15,000,000 that also has to be meant. We can all contribute to this Local Law. We can address the deficit bond if it is signed. We can address it if it is not signed. We can address the balance that is left over. There is also the hope that someday we will finish in the black again. If we don't set a date for a public hearing we won't meet the due process requirements of State law. Let's refocus on what this resolution is about, which is simply to set a date for a public hearing. The Local Law by requirement will be on your desk ten days before. It will be on everybody's desk with your ideas in it if you contribute to it and then we move on from there. If you are uncomfortable with it then vote "no" on it and then we will be in a position where we can still make changes to the budget.

This couldn't be more difficult. Don't make it more complicate than it already is.

Chairwoman Cornell

Legislator Grant, just so it is clear in my mind, you would prefer to leave the date at December 5th or do you not care whether it is November 19th.

Mr. Grant

I would prefer that it be done at an earlier opportunity than December 5th. I don't know what we would do if it failed on December 5th if we haven't made provisions for \$10,000,000 more.

Chairwoman Cornell

So then we should go with November 19, 2013.

Mr. Hood, Jr.

I have to agree with Legislator Grant. I don't see any harm in setting a date for a public hearing. It is simply putting it on the table for that date. By November 19th we will know if the Governor signs the bill. I am ready to set this public hearing tonight. It doesn't bind us to anything. We will have plenty of time to review the papers and consider them.

Mr. Meyers

I just don't understand if we have a new Budget and Finance Chairman, who the Chairwoman has given her confidence in and so have all of us to do a job that we know is very hard, why can we not follow the procedure and time table that the new Chair of the Budget and Finance Committee thinks is desirable to get his ducks in a row. I don't understand why we are debating it so much. People said that they don't know what they are voting on. You will know what you are voting on long before you vote and long before we hear from the public. I don't understand what the issue is and why we are spending so much time on this. Why, with all due respect, were two of our members were so quick to second the table. Are we not going to support our Budget and Finance Chair as he tries to set a procedure that makes sense?

Mrs. Low-Hogan

I think that we should set this public hearing as soon as possible and I support November 19th.

Chairwoman Cornell

We could indeed set it for November 19th and the County Executive needs to sign the resolution immediately in order to make this all work. Everything is very time scripted. If we assume that he will do that then we can set it for November 19th.

Mr. Schoenberger

I think what Legislator Grant spoke about just outlined the problem what I was referring to. If we set the public hearing date without first having the Local Law in hand and it is on everybody's desk ten-days before and you don't build a consensus behind some law he said, "What if we set it for December 5th and the Local Law fails." I think that what we should be doing is getting the Local law together, letting Legislators and the public see what is being proposed and at the meeting of November 19th set the date for December 5th. We will know then if we build enough of a Legislative consensus around one law to pass it or not. I say that to you while I am sitting here as we just said on Thursday, November 6th, setting a date for a public hearing on Tuesday, November 19th, which means the Local Law we just authorized lifting the tax cap has to be on everybody's desk in final form by Friday, November 8th. We have done that law a couple of times before in the past and it is not that complicated. This is more complicated.

I spoke to both Legislative counsels Monday evening and we talked about this Local Law. I asked them if they had a copy of the Local Law and they both said to me, "We don't, because we are not sure what we are being asked to do." That could continue for a while and if the Local Law is not vetted there is a danger that it will fill December 5th and we will be in worse shape than we are now.

I appreciate Legislator Low-Hogan saying we should have it on November 19th. My question is, since the Local Law would have to be in final form and on everybody's desk by Friday can counsel even draft it by Friday?

If it is the sense of this body that they wish to vote on setting a date for a public hearing tonight and disagree with what I have outlined I have no problem with that and I respect that here are differences. Let the people who vote yes, vote yes and the people who vote no, vote no. I will vote no. If enough vote carries and it passes so be it.

Chairwoman Cornell

When we vote on a referral setting a date for a public hearing we are not voting on the date. I suggest that we vote on this and I will announce the date as November 19th. If we cannot do this in time we will set it for the later date. I suggest that we move ahead.

Mr. Schoenberger

My I offer a compromise. We can set a date tonight for a public hearing for November 19th and we can simultaneously pass another resolution setting a date for December 5th. We can pass both resolutions. In the meantime, if I get assurances from the Chair of the Budget and Finance Committee that this will be vetted in the Budget and Finance Committee that gives us all enough time to review it before it is put in final form on the desks. I would go along with that as long as we have a date where the Legislators can vet it and the public knows it will be vetted. I am not looking to stop the process I am looking to get information. I want to know exactly what I am being asked to vote on when I said a date. If I could get assurances that we are all going to have that document in enough time to vet it and discuss it then I am willing to be flexible. I am looking to get the information that I need so that I can fulfill my duty as an elected official in a proper way.

Chairwoman Cornell

Thank you Mr. Schoenberger. Everyone here knows that you are one of the most creative members of the County Legislature. We would like you to make a suggestion in writing after the meeting as one of the suggestions so that we have a number of ways to proceed. I appreciate your suggestions.

Mr. Meyers

I think Legislator Schoenberger's suggestion is a good one. We would pass a resolution tonight to set a date for a public hearing with verbal assurances from the Chair of Budget and Finance Committee that the body has it in enough time to consider it.

Mr. Grant

We can discuss from now until December 5th at every meeting if you so choose to.

Counsel to prepare:

1. Local Law that would appeal Local Law 10 of 2012
2. Amendment to Local Law 10 of 2012 that defers compliance until January 1, 2015
Considering both of those, tighten up the requirement on the County Executive to include in his submission to the Legislature the \$10,000,000 or whatever amount the Legislature decides is appropriate
3. Amendment to Local Law that says in the Resolved, that the County Executive will include the debt service on the deficit bond should it be approved plus a percentage of the remaining outstanding bond.

Tomorrow night we can talk about what the percentage should be, keeping in mind that if we get the deficit bond it is \$96,000,000.

Those are just changes to the Resolved.

4. If the Governor vetoes that Legislation, and if it is \$128,000,000, it is a minimum of \$10,000,000 or 10% or 15%.

We have four options for our consideration for tomorrow night. It keeps our options open should the Governor sign the Deficit Legislation and keeps our promise to Rockland County to pay it down, but it comes with a cost of raising taxes if we can't find the cuts in the budget. We can contemplate that with tax levy issue.

Public hearings are intended to get public input so that you can make change before you take action. If we set this public hearing for December 5th there is not much that can be on the floor of this Legislature that night to overcome lifting the tax cap, complying with our own law and meeting the requirements for the Deficit Bond Legislation.

Mr. Schoenberger

Legislator Grant, do you have a date that you want to specifically discuss the Local Laws pertinent to this public hearing?

Mr. Grant

Tomorrow night.

Mr. Schoenberger

You will have drafts by tomorrow night?

Mrs. Yeger, Legislative Counsel

Sure.

Mr. Grant

Thank you Counsel.

Mr. Schoenberger

My final words are, if we could have had them by tomorrow night I don't understand why we couldn't have them tonight.

Chairwoman Cornell

I do not want to set a second date for December 5th. I want to set a date that may be Thanksgiving week. Maybe we don't want to go as far as December 5th. So what I would like to do is vote on this referral exactly the way it is. It doesn't have a date in it and then I will announce that the date will be November 19th or a subsequent as soon thereafter as possible. We are going to vote on it this way. I am told it is not required to announce the date, but my intention would be to try to go to November 19th with a soon thereafter date if necessary.

Mr. Schoenberger

I would like to say something for the record. After this lengthy discussion I did vote yes on this with the assurances from the Chair of the Budget and Finance Committee that we will have drafts of the Local Law in our hands at the Budget Review meeting tomorrow night. Thank you.

Introduced by

Referral No. 9323

Hon. Ilan S. Schoenberger, Sponsor
 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. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Frank Sparaco, Sponsor

**RESOLUTION NO. 564 OF 2013
 APPROVING AN AGREEMENT IN EXCESS OF \$100,000
 WITH eCLINICAL WORKS, LLC
 FOR ELECTRONIC HEALTH RECORD SOFTWARE,
 IMPLEMENTATION, FIVE YEAR HOSTING AND ONE YEAR MAINTENANCE
 IN AN AMOUNT NOT TO EXCEED \$958,960
 FOR THE PERIOD FROM
 NOVEMBER 1, 2013 THROUGH OCTOBER 31, 2018
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF GENERAL SERVICES – FACILITIES MANAGEMENT]
 (\$958,960)**

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

WHEREAS, By Resolution No. 491 of 2013, the Legislature of Rockland County amended the 2013 Adopted Capital Budget in the amount of \$2,980,000 bringing the project total amount to \$6,480,000 for the Integrated Patient Information System under Capital Project No. 4443; and

WHEREAS, By Resolution No. 492 of 2013, the Legislature of Rockland County approved a bond resolution authorizing the financing for costs of the design and implementation of the Integrated Patient Information System to be used by the Departments of Hospitals, Health and Mental Health under Capital Project No. 4443 at an estimated maximum cost of \$6,480,000 and appropriating \$3,730,000 in addition to the \$2,750,000 previously appropriated and authorizing the issuance of \$3,730,000 bonds of the County to finance said appropriation; and

WHEREAS, As a result of a unanimous vote, the EHR Steering Committee recommends that the County Executive and Legislature of Rockland County approve a contract with eClinical Works, LLC, 2 Technology Drive, Westborough, MA 01581 for the purchase of Electronic Health Record Software, implementation, hosting and maintenance for the period from November 1, 2013 through October 31, 2018 in an amount not to exceed \$958,960; and

WHEREAS, Said software will provide our HER out patient services to the Departments of Health and Mental Health; and

WHEREAS, Funds for this agreement exist in Budget Line 4443-4090; 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 Planning and Public Works and Budget and Finance 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 agreement in excess of \$100,000 with eClinical Works, LLC, 2 Technology Drive, Westborough, MA 01581, for the purchase of Electronic Health Record Software, implementation, five year hosting and one year maintenance, with four additional years to be contracted as needed for the period from November 1, 2013 through October 31, 2018 in an amount not to exceed \$958,960, and further authorizes the execution of the agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds for this agreement exist in the Budget Line Item #4443-4090.

Introduced by:

Referral No. 6795

- Hon. Ilan S. Schoenberger, Sponsor
- 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. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 565 OF 2013
 APPROVING AN AGREEMENT IN EXCESS OF \$100,000
 WITH DUTCHESS TEL-AUDIO, INC. TO PROVIDE MATERIALS, EQUIPMENT,
 DESIGN AND INSTALLATION OF A NURSE CALL SYSTEM FOR THE
 DEPARTMENT OF HOSPITALS, SUMMIT PARK HOSPITAL
 AND NURSING CARE CENTER FOR A TOTAL AMOUNT NOT TO
 EXCEED \$378,693.00 FOR THE PERIOD FROM SEPTEMBER 30, 2013
 THROUGH SEPTEMBER 30, 2014 AND AUTHORIZING
 ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF GENERAL SERVICES – FACILITIES MANAGEMENT]
 (\$378,693)**

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

WHEREAS, Based upon the determination and professional opinion of Robert H. Gruffi, P.E., Director of Facilities Management, the County Executive and Chairwoman of the Legislature of Rockland County executed a Declaration of Emergency pursuant to General Municipal Law §103(4) and Rockland County Administrative Code §140-3.9, to authorize the procurement for replacement of the Nurse Call System at Summit Park Hospital and the Nursing Care Center; and

WHEREAS, Since the execution of the Declaration of Emergency, Facilities Management and the Division of Purchasing have worked together with the Department of Hospitals to facilitate the immediate procurement and installation of a new nurse call system; and

WHEREAS, At this time, the Director of Facilities Management proposes to initially replace the nurse call systems on the 4th, 5th and 9th floors and utilize reusable parts from the 4th and 5th floors to maintain the operation of the 6th, 7th and 8th floors and only replace the nurse call systems on the 6th, 7th and 8th floors as required; and

WHEREAS, The Director of Facilities Management recommends that the County Executive and Rockland County Legislature approve an agreement with Dutchess Tel-Audio, Inc., 5 Spackenkill Road, Poughkeepsie, New York 12603 to provide materials, equipment, design and installation of the WestCall Novus Nurse Call System for the Department of Hospitals, Summit Park Hospital and Nursing Care Center for a total amount not to exceed \$378,693 for the period from September 30, 2013 through September 30, 2014; and

WHEREAS, Sufficient funds for this agreement re authorized in Capital Project No. 4475; 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 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 agreement in excess of \$100,000, with Dutchess Tel-Audio, Inc, 5 Spackenkill Road, Poughkeepsie, New York 12603 to provide materials, equipment, design and installation for the WestCall Novus Nurse Call System for the Department of Hospitals, Summit Park Hospital and Nursing Care Center in a total amount not to exceed \$378,693 for the period from September 30, 2013 through September 30, 2014 and further authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds for this agreement are authorized in Capital Project No. 4475.



Introduced by:

Referral No. 7945

- Hon. Ilan S. Schoenberger, Sponsor
- 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. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 566 OF 2013
 APPROVING A CONTRACT IN EXCESS OF \$100,000
 WITH WJL EQUITIES CORP., IN AN AMOUNT NOT TO EXCEED \$228,950
 FOR GENERAL CONSTRUCTION OF THE NEW PARKING AREA AND
 ENTRANCE TO DUTCH GARDEN PARK, NEW CITY, NEW YORK
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT]
 (\$228,950)**

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

WHEREAS, By Resolution No. 336 of 2009 and 344 of 2013, the Legislature of Rockland County authorized its Clerk to advertise for bids for general construction of the new parking area and entrance to Dutch Garden Park, New City, New York under Capital Project No. 1390 pursuant to plans and specifications prepared by the Department of General Services-Facilities Management and Jan Degenshein Architects; and

WHEREAS, A public bid was advertised and six (6) bids were received and opened; and

WHEREAS, The Director of Purchasing determined that WJL Equities Corp., 274 White Plains Road, Eastchester, New York, was the lowest responsible bidder, and submitted the lowest bid for general construction of the new parking area and entrance to Dutch Garden Park, New City, New York in the amount of \$228,950; and

WHEREAS, The Commissioner of General Services and the Director of Facilities Management recommend that the County Executive and the Legislature of Rockland County approve a contract with WJL Equities Corp., in an amount not to exceed \$228,950; 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 contract exists in Capital Project No. 1390; 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 approves a contract with WJL Equities Corp., 274 White Plains, Eastchester, New York in an amount not to exceed \$228,950 for general construction of the new parking area and entrance to Dutch Garden Park, New City, New York under Capital Project No. 1390 pursuant to plans and specifications prepared by the Department of General Services-Facilities Management and Jan Degenshein Architects, and authorizes its execution of the contract by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this contract exists in Capital Project No. 1390.

The vote resulted as follows:

- Ayes: 16 (Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Sparaco, Wieder, Wolfe, Cornell)
- U.A. Nay: 01 (Legislator Soskin)



Introduced by:

Referral No. 7300

Hon. Ilan S. Schoenberger, Sponsor
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. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 567 OF 2013
APPROVING A CONTRACT IN EXCESS OF \$100,000
WITH FESCO FENCE INC., IN AN AMOUNT NOT TO EXCEED \$186,500
FOR THE REPLACEMENT OF THE CONSTRUCTION OF THE JAIL SECURITY
IMPROVEMENTS FOR PERIMETER SECURITY FENCING AT THE
EUGENE J. GROGAN CORRECTIONAL CENTER AND AUTHORIZING
ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT]
(\$186,500)**

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

WHEREAS, By Resolution No. 204 of 2013, the Legislature of Rockland County authorized its Clerk to advertise for bids for the replacement of the Construction Of The Jail Security Improvements for Perimeter Security Fencing At The Eugene J. Grogan Correctional Center under Capital Project No. 1456 pursuant to plans and specifications prepared by the Department of General Services-Facilities Management and Jan Degenshein Architects; and

WHEREAS, A public bid was advertised and three (3) bids were received and opened; and

WHEREAS, The Director of Purchasing determined that Fesco Fence Inc, 237 South Route 303, West Nyack, New York, was the lowest responsible bidder, and submitted the lowest bid for the replacement of the Construction Of The Jail Security Improvements for Perimeter Security Fencing At The Eugene J. Grogan Correctional Center in the amount of \$186,500; and

WHEREAS, The Commissioner of General Services and the Director of Facilities Management recommend that the County Executive and the Legislature of Rockland County approve a contract with Fesco Fence Inc., in an amount not to exceed \$186,500; 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 Capital Project No. 1456; 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 approves a contract with Fesco Fence Inc, 237 South Route 303, West Nyack, New York in an amount not to exceed \$186,500 for the replacement of the Construction Of The Jail Security Improvements for Perimeter Security Fencing At The Eugene J. Grogan Correctional Center under Capital Project No. 1456 pursuant to plans and specifications prepared by the Department of General Services-Facilities Management and Jan Degenshein Architects, and authorizes its execution of the contract 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 Capital Project No. 1456.

Debate:

Mr. Meyers

Didn't we famously approve \$3,000,000 for the fencing last year? I remember when Sheriff Falco came in he discovered that the fencing is not operational and he didn't want to run a correctional facility that way. Do you remember that? He needed a very large sum of money. It was in the millions of dollars.

Mr. Grant

This is just approving the contract. It is not new money.

Mr. Meyers

This is the same money that was set aside. Thank you.

Introduced by:

Referral No. 8850

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

**RESOLUTION NO. 568 OF 2013
 APPROVING ACCEPTANCE OF GRANT
 IN THE AMOUNT OF \$73,694 (NCTD) FROM THE
 NEW YORK STATE ARCHIVES
 LOCAL GOVERNMENT RECORDS MANAGEMENT
 IMPROVEMENT FUND (LGRMIF)
 FOR THE PERIOD JULY 1, 2013 THROUGH JUNE 30, 2014
 (PROJECT NO. 0580-14-4716)
 TO DIGITIZE HISTORICAL DEEDS AND MORTGAGES
 AND AUTHORIZING EXECUTION OF THE NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [ROCKLAND COUNTY CLERK]
 (\$73,694)**

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

WHEREAS, The County Clerk has advised the County Executive and the Legislature of Rockland County that his department has been awarded a Local Government Records Management Improvement Fund (LGRMIF) grant from the New York State Archives (Project No. 0580-14-4716) in the amount of \$73,694 for the period July 1, 2013 through June 30, 2014; and

WHEREAS, Said grant funds will be used to digitize historical deeds and mortgages; and

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

WHEREAS, It is necessary to appropriate these funds to the proper account; 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 a Local Government Records Management Improvement Fund (LGRMIF) grant from the New York State Archives (Project No. 0580-14-4716) in the amount of \$73,694 for the period July 1, 2013 through June 30, 2014; and authorizes execution of the necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That said grant funds will be used to digitize historical deeds and mortgages; and be it further

RESOLVED, That no County tax dollars (NCTD) are required to accept said 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. Acct. (Credit):</u>		
A-CLK-1460-GC13-E4090	Fees for Services, Non-Employee	73,694
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-CLK-1460-GC13-R3060	Records Management	73,694



Introduced by:

Referral No. 7300

Hon. Ilan S. Schoenberger, Sponsor
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. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor

**RESOLUTION NO. 569 OF 2013
APPROVING A CONTRACT IN EXCESS OF \$100,000
WITH HVB CONSTRUCTION, INC.,
IN AN AMOUNT NOT TO EXCEED \$560,000 FOR THE REPLACEMENT
OF THE SHERIFF'S BUILDING ROOF, NEW CITY, NEW YORK AND
AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT]
(\$560,000)**

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

WHEREAS, By Resolution No. 236 of 2013, the Legislature of Rockland County authorized its Clerk to advertise for bids for replacement of the Sheriff's Building roof, New City, New York under Capital Project No. 1384 pursuant to plans and specifications prepared by the Department of General Services-Facilities Management and Jan Degenshein Architects; and

WHEREAS, A public bid was advertised and two (2) bids were received and opened; and

WHEREAS, The Director of Purchasing determined that HVB Construction Inc., P.O. Box 662, 144 Route 17M, Suite B, Harriman, New York, was the lowest responsible bidder, and submitted the lowest bid for replacement of the Sheriff's Building roof, New City, New York in the amount of \$560,000; and

WHEREAS, The Commissioner of General Services and the Director of Facilities Management recommend that the County Executive and the Legislature of Rockland County approve a contract with HVB Construction, Inc., in an amount not to exceed \$560,000; 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 agreement exists in Capital Project No. 1384 and Capital Project No. 1452; 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 approves a contract with HVB Construction, Inc., Box 662, 144 Route 17M, Suite B, Harriman, New York in an amount not to exceed \$560,000 for replacement of the Sheriff's Building roof, New City, New York under Capital Project No. 1384 pursuant to plans and specifications prepared by the Department of General Services-Facilities Management and Jan Degenshein Architects, and authorizes its execution of the contract by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists in Capital Project No. 1384 and Capital Project No. 1452.

Introduced by:

Referral No. 6394

- Hon. Ilan S. Schoenberger, Sponsor
- 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. Frank A. Sparaco, Sponsor
- Hon. Joseph L. Meyers, Sponsor

**RESOLUTION NO. 570 OF 2013
 AMENDING 2013 ADOPTED CAPITAL BUDGET IN THE AMOUNT OF \$4,500,000
 INCREASING THE TOTAL PROJECT COST FROM
 \$33,300,000 TO \$37,800,000 FOR RECONSTRUCTION OF
 NEW HEMPSTEAD ROAD, TOWNS OF RAMAPO AND CLARKSTOWN
 CAPITAL PROJECT 3273
 [HIGHWAY DEPARTMENT]
 (\$37,800,000)**

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

WHEREAS, Previously the Legislature of Rockland County authorized a capital project for the reconstruction of New Hempstead Road in the Towns of Ramapo and Clarkstown and created an account in the Capital Budget, Capital Project No. 3273; and

WHEREAS, The County Legislature previously approved an amount of \$33,300,000 for Capital Project No. 3273; and

WHEREAS, The Total Project Amount was calculated leaving out the Utility Portion of the contract being reimbursed to the County in the approximate amount of \$4,500,000; and

WHEREAS, This Utility Portion of the contract should have been included in the calculation of the Total Project Amount of Capital Project No. 3273, effectively increasing the Total Project Amount by the same approximate amount of \$4,500,000; and

WHEREAS, The Total Project Amount for Capital Project 3273 is now calculated to be \$37,800,000; and

WHEREAS, This increase is 100% reimbursable by the Utilities thus not increasing the County's cost to the Project; and

WHEREAS, The Superintendent of Highways has requested that the Legislature amend the 2013 Adopted Capital Budget to increase the Total Project Amount of Capital Project No. 3273 in the amount of \$4,500,000 to allow for the continued payment of actual construction costs of the project; 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 an amendment to the 2013 Adopted Capital Budget to increase The Total Project Amount of Capital Project No. 3273 in the amount of \$4,500,000, to allow for the continued payment of actual construction costs of the project; and be it further

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

CAPITAL PROJECTS FUND

Increase Approp. Acct.:

H3273	County Route 80 Corridor Study, EA & Construction - New City Revitalization	4,500,000
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Increase Est. Rev. Acct.:

H2770	Other Unclassified Revenue	4,500,000
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Introduced by:

Referral No. 6394

Hon. Ilan S. Schoenberger, Sponsor
 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. Frank A. Sparaco, Sponsor
 Hon. Joseph L. Meyers, Sponsor

**RESOLUTION NO. 571 OF 2013
 APPROVING AGREEMENT IN EXCESS OF \$100,000
 WITH LOCHNER ENGINEERING, P.C.
 FOR DESIGN AND CONSTRUCTION SUPPORT FOR THE REPLACEMENT
 OF THE WALDRON TERRACE BRIDGE OVER STONY BROOK
 LOCATED IN THE VILLAGE OF SLOATSBURG
 IN AN ADDITIONAL AMOUNT OF \$10,000
 FOR A TOTAL AMOUNT NOT TO EXCEED \$110,000
 FOR THE PERIOD MARCH 1, 2012 THROUGH DECEMBER 31, 2014
 UNDER CAPITAL PROJECT NO. 3397
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HIGHWAYS]
 (\$110,000)**

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

WHEREAS, On May 10, 2012, the County of Rockland (Department of Highways) entered into an agreement with Lochner Engineering, P.C., 310 Fullerton Avenue, Suite 200, Newburgh, New York 12550 for design and construction support for the replacement of the Waldron Terrace Bridge over Stony Brook located in the Village of Sloatsburg, in an amount not to exceed \$100,000 for the period March 1, 2012 through December 31, 2013 under Capital Project No. 3397; and

WHEREAS, The Superintendent of Highways has advised the County Executive and the Rockland County Legislature that unanticipated in-plant construction support to document fabrication of the bridges precast concrete superstructure beams will increase the cost of the design and construction support for the replacement of the Waldron Terrace Bridge over Stony Brook by Lochner Engineering, P.C., in the additional amount of \$10,000 for a total contract amount not to exceed \$110,000; and

WHEREAS, The Superintendent of Highways recommends that the Rockland County Legislature approve a contract amendment for Lochner Engineering, P.C., 310 Fullerton Avenue, Suite 200, Newburgh, New York 12550 for design and construction support for the replacement of the Waldron Terrace Bridge over Stony Brook, for an additional amount of \$10,000 for a total contract amount not to exceed \$110,000 and extend the term of the contract through December 31, 2014 to permit completion of the professional services by Lochner Engineering, P.C. under Capital Project No. 3397; and

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

WHEREAS, Sufficient funding for this agreement was approved by Resolution 571 of 2011 and exists within Capital Project No. 3397; 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 contract in excess of \$100,000, between the County of Rockland and Lochner Engineering, P.C for design and construction support for the replacement of the Waldron Terrace Bridge over Stony Brook located in the Village of Sloatsburg, for an additional amount of \$10,000 for a total contract amount not to exceed \$110,000 for the period March 1, 2012 through December 31, 2014, under Capital Project No. 3397, 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 agreement exists within Capital Project No. 3397.

Introduced by:

Referral No. 5327

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

**RESOLUTION NO. 572 OF 2013
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE SHERIFF
 IN ORDER TO PURCHASE A VEHICLE, LAPTOP COMPUTERS AND TARGETS
 FOR THE ROCKLAND COUNTY POLICE ACADEMY,
 AS WELL AS FUND FOR NEEDED MAINTENANCE OF TARGET SYSTEM
 AT THE ROCKLAND COUNTY POLICE ACADEMY
 [OFFICE OF THE SHERIFF]
 (\$46,013)**

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

WHEREAS, The Sheriff of Rockland County has requested that \$46,013 of federal forfeiture funds in balance sheet account A-8880 (Designated for Law Enforcement - Federal Proceeds) be appropriated to his 2013 Budget in order to purchase a vehicle, laptop computers and targets for the Rockland County Police Academy, as well as fund for needed maintenance of target system at the Rockland County Police Academy; and

WHEREAS, This request was approved by Rockland’s Law Enforcement Oversight Committee; and

WHEREAS, There is no expiration date required for use of these funds; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover total \$46,013 appropriation exists within said balance sheet account; and

WHEREAS, The use of these funds for said purpose is permitted under federal guidelines; and

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

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-3108-FS01-E2500	Forfeiture Funds - Equipment	31,600
-E3500	Forfeiture Funds – Supplies	4,413
-E4500	Forfeiture Funds - Services	10,000

Increase Approp. Fund Bal. (Debit):

A-UNC-9990-R5990	(Designated for Law Enforcement - Federal Proceeds)	46,013
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Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 573 OF 2013
 ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$502,500 (NCTD)
 FROM THE NEW YORK STATE OFFICE OF HOMELAND SECURITY
 AND EMERGENCY SERVICES STATE HOMELAND SECURITY PROGRAM
 (SHSP) GRANT (#SH13-1045-D00)
 FOR THE PERIOD SEPTEMBER 1, 2013 THROUGH AUGUST 31, 2015
 AND AUTHORIZING EXECUTION OF ALL NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [OFFICE OF THE SHERIFF]
 (\$502,500)**

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

WHEREAS, The Office of the Sheriff has informed the County Executive and the Legislature of Rockland County that his department has been awarded a State Homeland Security Program (SHSP) grant (#SH13-1045-D00) in the amount of \$502,500 from the New York State Office of Homeland Security and Emergency Services for the period September 1, 2013 through August 31, 2015; and

WHEREAS, This grant will be used to help fund the County’s counter-terrorism teams so that they can be better prepared in the event of a terrorist attack or mass casualty incident; and

WHEREAS, This grant is federally funded but administered by New York State; and

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

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

WHEREAS, The Public Safety 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 a State Homeland Security Program (SHSP) grant (#SH13-1045-D00) in the amount of \$502,500 from the New York State Office of Homeland Security and Emergency Services for the period September 1, 2013 through August 31, 2015 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 this grant will be used to help fund the County’s counter-terrorism teams so that they can be better prepared in the event of a terrorist attack or mass casualty incident; and be it further

RESOLVED, That this grant is federally funded but administered by New York State; and be it further

RESOLVED, That no County tax dollars (NCTD) are required to accept said grant; 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 -3108 -GS39	-E1130	Temporary	23,150
	-E1930	Social Security	1,771
	-E1980	MTA Mobility Tax	79
	-E2050	Equipment	181,500
	-E4090	Fees for Services, Non-Employee	235,000
	-E5060	Program Costs	<u>61,000</u>
			502,500

Increase Est. Rev. Acct. (Debit):

A -SHF -3108 -GS39 -R4380	Public Safety Grant(s)	502,500
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Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 574 OF 2013
APPROVING ACCEPTANCE OF GRANT
IN THE AMOUNT OF \$167,500 (NCTD) FROM
THE NEW YORK STATE OFFICE OF
HOMELAND SECURITY AND EMERGENCY SERVICES
LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM
(LETPP) GRANT (#LE13-1041-D00)
FOR THE PERIOD SEPTEMBER 1, 2013 THROUGH AUGUST 31, 2015
AND AUTHORIZING EXECUTION OF ALL NECESSARY
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
[OFFICE OF THE SHERIFF]
(\$167,500)**

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

WHEREAS, The County Executive has been advised by the Office of the Sheriff that the New York State Office of Homeland Security and Emergency Services has awarded Rockland County a \$167,500 Law Enforcement Terrorism Prevention Program (LETPP) grant (#LE13-1041-D00) for the period September 1, 2013 through August 31, 2015; and

WHEREAS, Said grant will be used to reimburse law enforcement in Rockland County for various counter-terrorism personnel and training expenses and to reimburse for cost related to information technology equipment needed by the Rockland County Police Information Network (RCPIN); and

WHEREAS, Said grant is federally funded but administered by New York State; and

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

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

WHEREAS, The Public Safety 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 the County of Rockland hereby approves the acceptance of a \$167,500 Law Enforcement Terrorism Prevention Program (LETPP) grant (#LE13-1041-D00) from the New York State Office of Homeland Security and Emergency Services for the period September 1, 2013 through August 31, 2015, 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 said grant will be used to reimburse law enforcement in Rockland County for various counter-terrorism personnel and training expenses and to reimburse for cost related to information technology equipment needed by the Rockland County Police Information Network (RCPIN); and

RESOLVED, That said grant is federally funded but administered by New York State; and be it further

RESOLVED, That No County tax dollars (NCTD) are required to accept said grant; 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 -3118 -GS40	-E1130	Temporary	23,150
	-E1930	Social Security	1,771
	-E1980	MTA Mobility Tax	79
	-E2050	Equipment	42,500
	-E4090	Fees for Services, Non-Employee	<u>100,000</u>
			167,500

Increase Est. Rev. Acct. (Debit):

A -SHF -3118 -GS40	-R4380	Public Safety Grant(s)	167,500
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Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 575 OF 2013
APPROVING ACCEPTANCE OF A CONTINUATION GRANT
FROM THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES
IN THE AMOUNT OF \$100,000 (NCTD)
FOR THE COUNTY REENTRY TASK FORCE -
OFFENDER REENTRY PROGRAM
FOR THE PERIOD JULY 1, 2013 THROUGH JUNE 30, 2014
AND AUTHORIZING EXECUTION OF ALL NECESSARY
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
[OFFICE OF THE DISTRICT ATTORNEY]
(\$100,000)**

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

WHEREAS, The County Executive and the Rockland County Legislature have been advised that the Office of the District Attorney has been awarded a continuation grant from the New York State Division of Criminal Justice Services in the amount of \$100,000 for the County Reentry Task Force - Offender Reentry Program for the period July 1, 2013 through June 30, 2014; and

WHEREAS, This program grant for Rockland County started in 2006, of which previous grant awards were given to the Department of Probation, with last award for said department being \$100,000 for the period July 1, 2012 through June 30, 2013; and

WHEREAS, This program is intended to reduce recidivism and increase public safety by providing the offender with assistance that promotes self-sufficiency and stability; and

WHEREAS, This program allows the Rockland County Reentry Task Force to identify the issues that will be faced by these offenders and their families as they return to the community; and

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

WHEREAS, It is necessary to appropriate these funds to the proper account; 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 Public Safety 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 a continuation grant from the New York State Division of Criminal Justice Services in the amount of \$100,000 for the County Reentry Task Force - Offender Reentry Program for the period July 1, 2013 through June 30, 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 no County tax dollars (NCTD) are required to accept said grant; 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-DA-1165-GA24-E4090	Fees for Services, Non-Employee	100,000
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Increase Est. Rev. Acct. (Debit):

A-DA-1165-GA24-R3380	Public Safety Grant(s)	100,000
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Introduced by:

Referral No. 6704

- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon Christopher J. Carey, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Frank A. Sparaco, Sponsor
- Hon. Aron B. Wieder, Sponsor

**RESOLUTION NO. 576 OF 2013
 APPROVING A MEMORANDUM OF UNDERSTANDING AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND
 AND THE VILLAGE OF SPRING VALLEY POLICE DEPARTMENT FOR
 THE OPERATION OF A REGIONAL INVESTIGATIVE RESOURCE CENTER
 FOR THE PERIOD SEPTEMBER 1, 2013 THROUGH AUGUST 31, 2014
 AND AUTHORIZING EXECUTION OF THIS
 AGREEMENT BY THE COUNTY EXECUTIVE
 [OFFICE OF THE DISTRICT ATTORNEY]**

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

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 Memorandum of Understanding Agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The County of Rockland through its Office of the District Attorney and the Village of Village of Spring Valley Police Department, 200 North Main Street, Spring Valley, New York 10977 desire to enter into an Memorandum of Understanding Agreement, for the operation of a regional investigative resource center, for the period September 1, 2013 through August 31, 2014; and

WHEREAS, There are no funds required under this Memorandum of Understanding Agreement; and

WHEREAS, The Public Safety 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 execution of the Memorandum of Understanding Agreement between the County of Rockland through its Office of the District Attorney and the Village of Spring Valley Police Department, 200 North Main Street, Spring Valley, New York 10977, for the operation of a regional investigative resource center, for the period September 1, 2013 through August 31, 2014, and authorizing execution of this agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That there is no funds required under this Memorandum of Understanding Agreement.

Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 577 OF 2013
 APPROVING INTERMUNICIPAL COOPERATION AGREEMENT
 IN THE AMOUNT OF \$213,204 BETWEEN THE COUNTY OF ROCKLAND
 (THROUGH ITS OFFICE OF THE DISTRICT ATTORNEY)
 AND THE VILLAGE OF SUFFERN
 (THROUGH ITS SUFFERN POLICE DEPARTMENT)
 SO THAT SAID POLICE DEPARTMENT CAN PURCHASE BALLISTIC HELMETS
 FOR POLICE/PATROL OFFICERS IN ROCKLAND COUNTY
 USING AVAILABLE FEDERAL FORFEITURE FUNDS
 WITHIN THE 2013 BUDGET OF THE DISTRICT ATTORNEY
 FOR THE PERIOD OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013
 AND AUTHORIZING EXECUTION OF THIS AGREEMENT BY THE COUNTY EXECUTIVE
 [OFFICE OF THE DISTRICT ATTORNEY]
 (\$213,204)**

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

WHEREAS, The District Attorney has requested that the County Executive and the Rockland County Legislature approve a 2013 intermunicipal agreement between the County of Rockland (through its Office of the District Attorney) and the Village of Suffern (through its Suffern Police Department), 61 Washington Avenue, Suffern, New York, in the amount of \$213,204 so that said police department can purchase ballistic helmets for police/patrol officers in Rockland County using available federal forfeiture funds within the 2013 Budget of the District Attorney for the period October 1, 2013 through December 31, 2013; and

WHEREAS, The use of these funds for said purpose is permitted under federal guidelines; and

WHEREAS, Sufficient funding for this agreement exists within the 2013 Budget of District Attorney Dept. FA01, line E4500; 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 cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The Public Safety 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 execution of an intermunicipal cooperation agreement between the County of Rockland (through its Office of the District Attorney) and the Village of Suffern (through its Suffern Police Department), 61 Washington Avenue, Suffern, New York, in the amount of \$213,204 so that said police department can purchase ballistics helmets for police/patrol officers in Rockland County using available federal forfeiture funds within the 2013 Budget of the District Attorney for the period October 1, 2013 through December 31, 2013, and authorizes execution of this agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That the use of these funds for said purpose is permitted under federal guidelines; and be it further

RESOLVED, That sufficient funding for this agreement exists within the 2013 Budget of District Attorney Dept. FA01, line E4500.



RESOLUTION NO. 578 OF 2013**BOND RESOLUTION DATED NOVEMBER 6, 2013**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF CERTAIN JUDGMENTS, COMPROMISED CLAIMS OR SETTLED CLAIMS RESULTING FROM COURT ORDERS ON PROCEEDINGS BROUGHT PURSUANT TO ARTICLE 7 OF THE REAL PROPERTY TAX LAW DUE AND PAYABLE IN THE CURRENT FISCAL YEAR OF SAID COUNTY, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$5,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$5,000,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.

(Adopted) November 6, 2013

Mr. Grant offered the following bond resolution, which was seconded by Mr. Meyers and by roll call vote was unanimously adopted:

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to finance the cost of certain judgments, compromised claims or settled claims resulting from court orders on proceedings brought pursuant to article 7 of the real property tax law due and payable in the current fiscal year of the County. The current estimated total maximum cost thereof, including costs incidental thereto and the financing thereof, is \$5,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$5,000,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and if not paid from other sources, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable

Section 2. Bonds of the County in the respective principal amounts of \$5,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness applicable to the class of objects or purposes for which the bonds authorized by this resolution is to be issued within the limitations of Section 11.00 a. 33-a (c) of the Law, is twenty (20) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the objects or purposes described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit

enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Rockland, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk to the Rockland County Legislature is hereby directed to publish the foregoing bond resolution, in summary, in the "ROCKLAND JOURNAL NEWS", West Nyack, New York and the "ROCKLAND COUNTY TIMES", published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 9. This Resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter.

* * *

The adoption of the foregoing resolution was seconded by Legislator Joseph L. Meyers and duly put to a vote on roll call, which resulted as follows:

AYES:	17
NOES:	0
ABSENT:	0

The resolution was declared adopted.

Roll Call:

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell – Yes.

Introduced by

Referral No. 5050

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

**RESOLUTION NO. 579 OF 2013
 APPROVING AN EXTENSION OF AGREEMENT IN EXCESS OF \$100,000
 WITH O'CONNOR DAVIES LLP, FORMERLY KNOWN AS
 BENNETT KIELSON STORCH DESANTIS,
 DIVISION OF O'CONNOR DAVIES MUNNS & DOBBINS, LLC
 IN AN AMOUNT NOT TO EXCEED \$166,800
 FOR ADDITIONAL AUDITING SERVICES FOR FISCAL YEAR 2013
 UNDER RFP-RC-07-046
 FOR THE PERIOD FROM JANUARY 1, 2014 THROUGH
 DECEMBER 31, 2014 AND AUTHORIZING ITS EXECUTION
 BY THE COUNTY EXECUTIVE
 [COUNTY LEGISLATURE]
 (\$1,121,100)**

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

WHEREAS, the Director of Purchasing issued Requests for Qualifications and Letters of Interest for technical and professional services to provide auditing services for the fiscal years 2007, 2008, and 2009, with the option for one additional fiscal year (2010) to the Rockland County Legislature, under RFP-RC-07-046 for the period from January 1, 2008 through December 31, 2010 and

WHEREAS, by Resolution 617 of 2007 the County Legislature approved an agreement in excess of \$100,000 with Bennett Kielson Storch Desantis, Division Of O'Connor Davies Munns & Dobbins, LLC in an amount not to exceed \$453,900 for auditing services for fiscal years 2007, 2008, and 2009, with an option for one additional fiscal year (2010) under RFP-RC-07-046 for the period from January 1, 2008 through December 31, 2010 and authorized its execution by the County Executive in the; and

WHEREAS, the 2010 option year contract with Bennett Kielson Storch and DeSantis was approved by the Rockland County Legislature by Resolution No. 67 of 2011, in the amount of \$166,800; and

WHEREAS, by Resolution 98 of 2011, an additional extension of agreement with Bennett Kielson Storch Desantis, division of O'Connor Davies Munns & Dobbins, LLC, was authorized for fiscal years 2011 and 2012, to be provided in 2012 and 2013, in the same amount as for the services provided in 2010, that being \$166,800 per year for an additional amount of \$333,600, making the total contract amount \$954,300

WHEREAS, O'Connor Davies LLP formerly known as Bennett Kielson Storch Desantis, Division Of O'Connor Davies Munns & Dobbins, LLC has proposed to extend this contract to provide additional auditing services to the County of Rockland for fiscal year 2013, to be provided in 2014, in the same amount as for the services provided in 2010, that being \$166,800 per year for an additional amount of \$166,800, making the total contract amount \$1,121,100 and

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

RESOLVED, approving an extension of agreement in excess of \$100,000 with O'Connor Davies, LLP formerly known as Bennett Kielson Storch Desantis, Division Of O'Connor Davies Munns & Dobbins, LLC, in an amount not to exceed \$116,800 for additional auditing services for fiscal year 2013 under RFP-RC-07-046 for the period from January 1, 2014 through December 31, 2014 and authorizing its execution by the County Executive (\$1,121,100).



Introduced by:

Referral No. 9372

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

**RESOLUTION NO. 580 OF 2013
 APPROVING THE EXTENSION OF AND AMENDMENT TO THE AGREEMENT
 IN EXCESS OF \$100,000 WITH BIO-REFERENCE LABORATORIES INC.
 FOR THE PURCHASE OF REFERENCE LABORATORY TESTING SERVICES
 FOR THE DEPARTMENTS OF HEALTH, HOSPITALS AND MENTAL HEALTH
 UNDER RFB-RC-2010-082 EXTENDING THE TERM OF THE AGREEMENT
 FROM NOVEMBER 1, 2013 THROUGH OCTOBER 31, 2014
 AND INCREASING THE AMOUNT OF THE AGREEMENT BY \$155,500
 FOR A TOTAL AMOUNT NOT TO EXCEED \$576,000
 FOR THE FULL PERIOD FROM NOVEMBER 1, 2010 THROUGH OCTOBER 31, 2014
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HOSPITALS]
 (\$576,000)**

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

WHEREAS, By Resolution No. 615 of 2010, the Legislature of Rockland County approved the agreement with Bio-Reference Laboratories Inc. ("Bio-Reference"), 481 Edward H. Ross Drive, Elmwood Park, New Jersey 07407, for reference laboratory testing services under RFB-RC-2010-082 (the "RFB") for the Departments of Health, Hospitals and Mental Health in the amount of \$240,000 for the period from November 1, 2010 through October 31, 2012, with the option to renew for one (1) additional one (1) year option term; and

WHEREAS, By Resolution No. 356 of 2012, the Legislature approved the amendment to the agreement with Bio-Reference in the additional amount of \$25,000 and in a total amount not to exceed \$265,000 for the period from November 1, 2010 through October 31, 2012; and

WHEREAS, By Resolution No. 451 of 2012, the Legislature approved the exercise of the first year option term of and the amendment to the agreement with Bio-Reference, extending the term of the agreement from November 1, 2012 through October 31, 2013, and increasing the amount of the agreement by \$135,000 for the period from November 1, 2012 through October 31, 2013, for a total amount not to exceed \$400,000 for the full period from November 1, 2010 through October 31, 2013; and

WHEREAS, By Resolution No. 356 of 2013, the Legislature approved the amendment to the agreement with Bio-Reference, increasing the amount of the agreement by \$20,500 for the period from November 1, 2012 through October 31, 2013, for a total amount not to exceed \$420,500 for the full period from November 1, 2010 through October 31, 2013; and

WHEREAS, Bio-Reference has agreed to renew the contract for a second year option term at current contract prices, which will result in an annual savings to the County in the amount of \$3,000; and

WHEREAS, Total expenditures for this contract can be greater or less than the original bids based on the census and number and types of tests prescribed for the patients, residents and clients of the County; and

WHEREAS, Expenditures have increased since the original contract year because the Hospital Laboratory has been receiving increased requests from the Department of Health for tests including, but not limited to, Vitamin D, Glycohemoglobin and Hepatitis along with regular routine tests and because the Health Department is the primary care provider for any HIV patient who does not have a primary care provider; and

WHEREAS, By this resolution, the Director of Purchasing therefore recommends to the County Executive and the Legislature that the County further extend and amend the agreement with Bio-Reference, extending the term of the agreement from November 1, 2013 through October 31, 2014, and increasing the amount of the agreement by \$155,500, for a total amount not to exceed \$576,000 for the full period from November 1, 2010 through October 31, 2014; and

WHEREAS, All purchases will be initiated by formal purchase order in accordance with the approved budgets of the Departments of Health, Hospitals and Mental Health; 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, Sufficient funding for this extension/amendment to the agreement exists in the 2013 Budgets of the Departments of Health, Hospitals and Mental Health 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 hereby approves the extension of and amendment to the agreement in excess of \$100,000 with Bio-Reference Laboratories Inc., 481 Edward H. Ross Drive, Elmwood Park, New Jersey 07407, for reference laboratory testing services under RFB-RC-2010-082 for the Departments of Health, Hospitals and Mental Health, extending the term of the agreement from November 1, 2013 through October 31, 2014, and increasing the amount of the agreement by \$155,500, for a total amount not to exceed \$576,000 for the full period from November 1, 2010 through October 31, 2014, with all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing, and hereby authorizes the County Executive to execute the amendment to the agreement, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this extension/amendment to the agreement exists in the 2013 Budgets of the Departments of Health, Hospitals and Mental Health and is contingent upon 2014 budget appropriations.

New Business:Chairwoman Cornell

We move now into the area of new business. Before I accept a motion I just want to explain, because a number of people spoke in the audience about an item, which will be moved in a moment of new business. Basically when we take up items of new business it is considered of time constraints, it is an emergency in fact. It means it couldn't come in time to be discussed in a committee, because the committees are really where the discussions take place before they ever come to the Legislature. I just wanted to give you a sense of what that means. We do have rules. We do try to see that all items are discussed thoroughly in committee. Sometimes when something is coming up of imminent importance we take it up under new business. This requires a motion to waive the Rules of the Legislature. If the Rules are waived then the discussion takes place and a vote is taken. When a motion is made to waive the Rules it is not a motion to discuss the details of the issue itself. It is a motion to explain why this is an emergency and why the Rules should be waived. Sometimes something comes too late to go to committee so it basically skips over the process, but if there is an emergency rules can be made. I believe that Legislator Day wants to move a waiver. You need to explain why it is an emergency.

Mr. Day

I would like to make a motion to waive the rules. The motion would be "Setting A Date For A Public Hearing" on a matter that is a time related emergency in that if this matter is not passed by the end of December we would be unable to implement. The issue revolves around a matter of reducing "Elected Officials Salaries by 10%." I so move it.

Chairwoman Cornell

We can have a vote on this. It has to be seconded. Personally, I don't think it is an emergency. I think it ought to be discussed tomorrow and the next night and the next night in the budget process. I won't make a ruling. I will allow a vote if there is a second.

Mr. Schoenberger

Do you have a document, a local law or something for us to look at Ed?

Mr. Day

Yes, I thought it was distributed tonight.

Chairwoman Cornell

It is not on the agenda as new business. I have a copy, but apparently other people do not have it. Copies will now be provided.

Point of Order – Mr. Wolfe

This is something coming from Legislator Day individually. It needs to be presented as new business. I don't want anyone to construe this as a failure of staff at the Legislature to provide it. In fact, the agenda the public has access to it does not appear on, because it was not on the agenda. This is brand new. I just heard of it, as many of us have just heard, right before the meeting tonight as a possibility. The comments during public participation were complete news to me.

Chairwoman Cornell

The resolution before us is talking about reducing the salaries of two elected officials.

Mr. Wolfe

I am looking at a draft Local Law, which refers to the County Executive and the County Clerk only, not all County Officers. I am not going to speak the merits I am going to speak to the issue of this emergency. There is government and then there is politics. I think we all understand what that is. Government, that is the job, doing what we do, running this government and making decisions that we think are in the best interest of the taxpayers and balancing all of the various equities. And then there is politics. Politics is theater. Politics is the art of selling an idea, the art of getting something done. I have to tell you, with all do respect to my colleague who I have respect for, who I like very much and who yesterday was elected to be the next County Executive, this is theater. Theater is sending out an email or posting something on Facebook in inviting people to the show.

We have a process here. All of the resolutions we voted on today went through committee. Committees are where we have discussions where we can look at the issues, analyze what is proposed, massage things and change things. It is a very important part of what we do here in government. It also gives the public an opportunity to come out and be part of that process, because all of our meetings are open to the public and we encourage people to come to our committee meetings.

I am looking at a draft Local Law that affects two positions, County Executive and County Clerk. To set the salary for the County Executive and the County Clerk, both of whom terms start January 1, 2014, is done by setting the salary in the budget. We have a budget process that we are in the middle of and that is the place to have the discussion about setting salaries for 2014. In fact, you don't even need a Local Law to set the salary for the County Executive and County Clerk.

This is a self-created emergency. From my recollection, this was a proposal that Legislator Day had made months ago in the context of his campaign for County Executive. I think this idea is something we certainly should talk, can talk about and we can explore, but the timing is very curious to me that it is hoisted upon us at a meeting the day after an election when it could have been submitted months ago, gone through the process and even vote on already. We have a process here and that is government. Government is operating under a set of rules that makes sure the public interest is protected, making sure that due process requirement is followed, and making sure everybody's constitutional rights are met. I take that very seriously. There is no emergency here. If there is an emergency it is self-created.

This is something that I would encourage Legislator Day to be a part of at the Budget and Finance Committee as we do review. His input is probably the most important piece of input that we can get in crafting a budget for 2014, which he is going to have to live under. We have to give respect and credence to his vision of County government for 2014 and forward. However, I cannot support a waiver of the rules tonight, because this belongs in committee. It is as simple as that, thank you.

Mr. Sparaco

I think this is a genius idea. It is not about the money. For \$30,000 a year I could mow lawns on the weekends and make \$30,000 per year. I would like to ask the sponsor to amend this include a 100% cut until the deficit is gone. I would like to amend to 100% cut and none of us make a dime until the deficit is gone. Would you accept that?

Chairwoman Cornell

Legislator Sparaco, we are not on the issue, we are on the wavier of the rules. There is an opportunity once the rules are waived to put in amendments.

Mr. Day

My colleague Mr. Wolfe went a bit far afield on what I believe the debate was supposed to be about. Let me get back to it again, this is a matter that I had previously submitted. To be very clear, there was a miscommunication for sure and I will take responsibility for part of that as to why it did not come forward earlier. When we talk about theater: 1) this was an issue that both candidates to speak about and 97.8% of the votes went to those two candidates so I would suspect that this is something in the interest to many voters and taxpayers. 2) Mr. Fried suggested that, when I pointed out that there was a time emergency to pass this legislation, he said that he was going to come down to this Legislature to address this body personally to urge all of you to pass this. So I guess if he would have come down and did that you would have been upset, Mr. Wolfe?

This matter is for all elected officials. The language is not perfect, but on October 3rd I submitted this proposal to include all elected officials - County Executive, County Legislators, Sheriff, District Attorney and County Clerk. I spoke with counsel focusing on the two positions of County Executive and County Clerk, because Local Law must address those two salaries before the new term, because we cannot reduce elected officials salaries during their term in office. So those two items were time sensitive and that is the specific reason why part of resolution has two items in it that have to be enacted by the end of December 2013. We are merely setting a date for a public hearing, which we can debate at the public hearing. People can come down again and offer their thoughts. The reality is if we do not post this for a Local Law in the extreme near future we will lose the opportunity. This would need the approval of the current County Executive and that conversation will take place if this does get posted for a public hearing; I will speak directly with the County Executive and encourage him to sign off on this if my colleagues support it.

Getting back to the motion, part of what my resolution is, is time sensitive. I will not get into a debate about my intentions. If you agree that it has some merit or should be discussed in a public hearing I would ask my colleagues to support it. If they do not want to waive the rules, or believes it doesn't have merit or is not time sensitive then they don't have to support it.

Mr. Schoenberger

I am not going to speak to the merits, but there is a question that I have regarding the draft. It says, "This Local Law is adopted subject to a permissive referendum and the Clerk is directed to publish notice of same as required by law." Since it takes affect January 1, 2014 you would have to have a referendum prior to January 1, 2014, which would means you would have to have a special election and a countywide referendum, which would cost quite a bit of money. I believe, and I know I am correct, that since these positions of County Clerk and County Executive only terms end on December 31, 2013 and a new term starts on January 1, 2014 you don't need a Local Law. It can be done by a) resolution or b) part of the budget, which is a resolution. The salaries can be set in the budget. If you want to set the County Executive's salary from \$155,087 to \$139,578 all you have to do is change the amount set forth in the budget from \$155,087 to \$139,578, adopt the budget and that becomes the salary of the County Executive. It doesn't require any more than a budgetary change or it can be done by simple resolution outside the budget

Prior to waiving the rules I think that should be clarified. Nonetheless I will vote to waive the rules on this tonight and I will vote to discuss it. If Legislator Sparaco or someone else has a better idea I am willing to hear that as well.

Chairwoman Cornell

Budget process has a public hearing so if it were done in the context of the budget it could be heard during that public hearing.

Mr. Meyers

I think that we have had situations where proposals were made that did not get through committee or were not considered by committee so they were brought up as new business. At a very recent meeting Legislator Schoenberger proposed something under new business and his explanation was because he couldn't get Legislator Grant to consider it in the Budget and Finance Committee. It was the elimination of college charge backs and the reason that it was successfully brought up under new business was because you wanted to implement for this year and because the Chairman of the Budget and Finance Committee wasn't bringing it up. So there is precedent for bringing things up for not being able to get it considered under committee.

This body has debated this concept in the past and it is not an issue that is new to the body. Perhaps it could be done in the context of the budget, but consider not just how we feel about it, but the fiscally drained County and how excited the taxpayers would be to see that this body was taking some action the very day a County Executive has just been elected. Consider how much it would mean for the spirit of the body politic and how they feel about their government and whether things are going to change. People would think well of us that things are happening, things are moving and we are turning things around. I ask my colleagues here to put aside any notion of grandstanding you may have, because it is not grandstanding of any sort if you really think about it. It is bringing something up before this body that his body is very familiar with that can do an enormous service to the attitudes in this County.

For the people that I represent in Ramapo, to feel like one level is turning something around would be enormously beneficial in trying to start the process of preserving our tax base in Ramapo and stopping the flight of Ramapo of the people that support our tax base. So don't think of this as a small thing. Don't think of this as a grandstanding thing. Think of this as something that really can get us moving into the next year. Thank you.

Chairwoman Cornell

I don't think of this as a small thing. I think of this as a surprising thing, because Legislator Day had brought it up in October. I actually thought he was going to raise it under new because at an October meeting and he didn't for whatever reason, which was fine. Between that meeting and this meeting we have had Budget and Finance meetings. We have had meetings where this could have been discussed. So to me this is not an emergency this is being brought up for whatever reason. I am sure it is sincere and I am sure everybody here is sincere, but it is not an emergency.

Mr. Wieder

I would like to expand on Legislator's Meyers remarks and speak on the issue on the table, which is why this is an emergency. I will vote to waive the rules, but I think to waive the rules on a 10% salary cut is not really an emergency. If we want to be serious about the deficit and if we want to make a statement to the general public I think that what Legislator Sparaco proposed, which is a 100% cut, is the real statement we should make. A 100% salary cut while we are in a deficit will change the perception that people have now about their government. We will send shockwaves through the County, through the State of New York and through the entire country. I think that a County that operates in a deficit, none of us should get paid. Even though I disagree that a vote to waive the rules is not an emergency if it is only a 10% cut I would vote to waive the rules based on seconding the amendment of Legislator Sparaco.

Chairwoman Cornell

Right now it doesn't matter whether it is 10% or 50%. We are talking now about whether this is an emergency for a waiver of the rules then we can talk about it.

Mr. Wieder

I will vote to waive the rules with a condition. For the record, I will second the motion of Legislator Sparaco to have 100% cut until the deficit is paid. This is the way it should work. This is the way it works in the private sector and this is the way it should be in government. Thank you.

Mrs. Low-Hogan

I have been on the Legislature for two years and I was told things when I got here, which I have consistently used as the standard. When someone suggests there is an item of new business I was told and interpreted the rule to be it has to be of some kind of an emergency nature where the decision is imminently important to be made now. To me this does not fit in that category and therefore I will not vote to waive the rules. I do think the issue of cuts for all positions across the board should be discussed in the context of the budget meetings. Let's really take this seriously and really do the right thing instead of this political grandstanding. Thank you.

Mr. Moroney

I remember a few years ago when Mr. Day's opponent in this recent election did something similar. He came in here one night and he introduced a resolution, which we debated a couple of hours. I was incensed about it bypassing the committee. There is more to this resolution tonight. Tonight, as you explained Madam Chair, there is more to this than this resolution before us. We have a set of rules here to follow so what happens next week if I bring in a resolution under new business. Let's not set a precedent here. When the late Senator Morahan was Chairman here we did not entertain legislation under new business. If it didn't go through committee it was not entertained. Just think about that. I hate to get off on the wrong foot with the new County Executive elect, but this is the way I feel about it.

Point of Information – Mr. Sparaco

Chairwoman Cornell, I want to know how am I supposed to vote when I don't know the answer to my question? Is the mover willing to accept my amendment to make it 100% cut instead of 10%? If I know that answer I could vote whether or not I want to waive the rules. I think that the emergency is obviously the \$100,000,000 plus deficit and if we are going to send a pay cut message out there let it be 100% pay cut and none of us get paid until we fix the problems of the County. I want to know if the mover accepts the amendment?

Chairwoman Cornell

I appreciate what you are saying, but we are on the motion to waive the rules.

Mr. Day

I did submit this; there was a miscommunication, simple as that. This is an emergency. It is also about exhibiting some leadership. The intent and the initial resolution that I put forth are the Sheriff, District Attorney, County Executive, all Legislators and the County Clerk – all the elected officials in Rockland County. The focus became the County Clerk and the County Executive. The resolution in front of us should have all five positions in it. The only way that entire resolution can pass in a timely matter and could be affected for all of the parties involved is if it is done by the end of December, thus the time issue.

As to permissive referendum, it was my understanding very simply to initiate a Local Law as we have in the past to set salaries and I was not aware of any issue of permissive referendum. We have set local salaries over the years without a referendum so that Section 3 in this resolution is something that I was ever aware of or something that I have every seen frankly.

As far as this being an emergency or not, again I will reference to comments of my colleague Legislator Meyers. We had a matter that supposedly was an emergency in reference to the issue of college charge backs. The emergency supposedly was that we wanted to make sure that the County Executive knew that he was not going to entertain charge backs going forward into 2014, and that is fine. The resolution also included what I call "the Christmas gift." I found it very interesting that one of the sponsor's works for the Town of Clarkstown who heavily lobbied to get that money back that was already billed out to the taxpayers. It was argued that it was an emergency.

If my colleague's object to the form or that we shouldn't be doing this all too often is fine. It is a very narrow issue. The entirety of the resolution for it to be successful has to be done by the end of this month. How it got here is not the issue. We are not debating the merits of it right now. We are debating if we wish to have a public hearing on the matter at which time we can certainly debate all these wonderful ideas I am hearing coming from my right.

Chairwoman Cornell

We are debating the process and we are debating whether it is an emergency. In all honesty Legislator Day, you have known about this for months. Counsel told you that there were two different ways to approach this. One of them was through the budget process and you didn't need a permissive referendum. We have a process and we just can't bypass it.

Mr. Meyers

For the first four years that I was in this Legislature whenever an item was brought up under new business no mention was ever made of ever asking the mover what the emergency was. All types of resolutions were brought up including resolutions before the United States Senate or the House of Representatives or the State Legislature that were not even coming up for a vote yet. The first time that I ever remember somebody asking what the emergency was, and I am not playing the victim here, was when I brought up the resolution to oppose the New Square slaughterhouse. Suddenly it became paramount to say what the emergency was. I was cut off a not even allowed to finish my statement, because I wasn't adequately describing the emergency. That was the first time in the five years that I was here that I even knew that you had to state what an emergency was. Please, we have rules here, this is ridiculous, this is just politics.

If Ed Day had brought this up during the campaign can you imagine the cries of grandstanding then. The man has been elected he doesn't need any votes for the next four years. He is bringing it up after his election not while he is running. He let it languish in committee when he could have grandstanded and brought it up. Procedurally to argue that this is not an emergency when things have been brought up without any discussion of emergency for the years that I have been. It is just really rings hollow to start fine-tuning our argument about whether there is an emergency. He has stated an emergency and that explanation should be good enough to get him passed the procedural hurdle.

Mrs. Low-Hogan

What is the time requirement to set a public hearing?

Mr. McKay, Legal Counsel

We had another resolution setting a date for a public hearing for our next meeting, which is in two weeks. That is not the norm, that is acknowledging the fact that wisdom is telling people that if you have the cooperation of the County Executive tomorrow this resolution will go to him and he will approve it the day after we pass and then it will go to the publisher well in advance of the ten day period so we can accommodate everybody. We also know in politics that if you are going to cut the salary of the County Executive he might veto this. I had a conversation with Mr. Day and said that that you can do it in one day and get it back the next day only if he cooperates with you, but you have to know there are certain things you ask for that he won't cooperate with. I can't guarantee whether this is one of them. It can take thirty days to get a resolution back and it is not vetoed and you go forward or you can wait thirty days and it be vetoed then you go for a veto override. It isn't definitive. It depends on the politics and the timing. There is some timing that it outside the politics. One of the publishers only publishes once a week so we have to get it to them so many days before it goes to press to publish in newspaper. If we are one day late we are a week behind.

Mr. Wolfe

Just because something may be time sensitive doesn't make it an emergency. Either the sponsor of this legislation has a particular goal in mind or target/commencement date that he has decided is what he wants, and that is certainly his right, but one Legislator's emergency does not become an emergency for the County of Rockland per say. There is a difference in the way we treat, under our rules, new business that is placed on the agenda by the Chairperson. The Chairperson sets the agenda. The Chairperson can place new business on the agenda that has not gone through the committee process, which is treated differently than new business presented out of the blue by a Legislator at a particular meeting.

The point has been well made. We are not dealing with a bond issue that needs to go out to the market very quickly or things like that. This proposal has not languished in committee. It hasn't even hit the committee yet and that is something that is very important. I think this has merit and is an important discussion to have among other discussions such as what should the salaries of department heads and administrators be. These are all very important questions and the place to do it is through the committee process and the budget process. Thank you.

Mr. Day

I am going to try to make this as easy as possible, because the goal here again is very clear. My goal was to put this on the agenda. I sent a message to the Chairwoman and there was miscommunication and it did not get on as an agenda item last time out, simple as that. I have every intention of meeting with the County Executive if this does move forward as a local law. He is not losing any money on this so I don't see any deep objection personally.

This is for all elected officials. If we can get this content and purpose that I am trying to accomplish within the resolution within the process for this year and we could be successful I will submit this resolution to the Budget and Finance Committee for consideration by my colleagues to reduce the salaries of all elected officials by 10%. The goal here is not to force the issue to a referendum or to have to have a Local Law. The goal here is to have this accomplished. I have no objection doing it in different form. Yes, my intention also is to look at upper level management, non-union, who are being paid over \$100,000 and reduce their pay by 10% also. We can discuss that in committee also. Having this resolution change form to a resolution within the Budget and Finance Committee will accomplish what I am trying to accomplish I am absolutely fine with it. If it makes is easier, so be it. The goal here very simply is to accomplish the 10% reduction for elected officials going forward in 2014.

Chairwoman Cornell

Are you withdrawing your motion to waive the rules?

Mr. Day

With the understanding that the exact same resolution will be submitted for formal consideration by the Budget and Finance Committee as part of this years budget process, then I would be happy to withdraw it as a matter of form not goal.

Chairwoman Cornell

Of course your resolution will be considered.

Mr. Grant

Absolutely.

Mr. Day

With the understanding that the exact same resolution will be submitted for formal consideration by the Budget and Finance Committee as part of this years budget process, then I would be happy to withdraw it as a matter of form not goal.

Chairwoman Cornell

Thank you Legislator Day, I appreciate that.

Comments from Legislators:Legislator Jay Hood, Jr.

I have been waiting to speak for a while, because I could not speak on the merits of what was brought up so I am going to do that right now. I listened to everything tonight. I am really disappointed I guess this being the first act of our County Executive Elect. Miscommunication I heard said a couple of times. It was a miscommunication that it wasn't put on earlier to our committees where it should have been. Then we get something drafted that he really didn't want. He wanted to have all elected positions included and there were only two. And we didn't get this until now. I expect better. All of you out there should expect better. I hope it is better come January 1st.

I also believe that he misled everybody by saying that he could reduce the salaries of these elected officials, because he can't. You can only reduce the two that are up this year, which are the two that are listed here in the resolution. The others he wants to include are not proper. You can reduce at the end of a term before the beginning of a new term. If he wants to reduce our salaries, that is fine and we can debate that. We are talking \$3,000 for each of us, which makes absolutely no dent at all in our budget problems. Okay, maybe it is a feel good thing, whatever, but it means nothing so let's be honest about that. He misled you to come in and support this, to cut elected officials salaries when he can't even do it right now. It was theater, hey look what I am doing right after I am elected.

There is a procedure that we have talked about and that is where it should have been. Another thing that annoys me and why expect better is that he did not come to any one of us about this. I like Mr. Day very much and we are friends, but I hope to God things are done better when you actually take the reins.

We have a month left before we have to pass the budget. I want to hear from him what he would like to see in 2014. How is he going to make this budget that has been presented to us better? He is the one that will have to deal with this budget. How is he going to make it work? He has a month to say what he wants to do. We are talking about \$100,000 altogether, which is \$1.00 on the property tax bill that is all we are talking about here. So I believe it is theater. Bring something to us that actually cuts meat off of this budget if that is what you want to do.

Legislator Aron B. Wieder

Before we started this meeting Legislator Murphy and myself, with your help had this there was a wonderful event and presentation. I had some remarks that I am not going to repeat, but I want those remarks in the minutes for the record.

This coming Monday November 11th, the nation will observe Veterans Day, I and Legislator Murphy couldn't think of a better way to observe Veterans Day than to have this event tonight.

My Name is Aron Wieder. I'm a grandson of four holocaust survivors. All of my grandparents lived through the hellish nightmare of the holocaust. But, today I want to talk about my grandmother, my mother's mother. Her name is Rosia Farkas, her maiden name was Rosia Schwartz.

In the summer of 1944 when she was only 14 years old, a small little teenager, she was viciously uprooted from her little village in Hungary, by the cruel Nazi regime. She, her entire family and all the Jews from her village were sent in cattle carts to Auschwitz. By some miracle, certainly divine intervention her train never arrived to Auschwitz. Midway it was turned back and she ended up in a camp in Vienna Austria. Day in and day out she labored, cleaning up the streets of Vienna after nightly allied bombings.

In early 1945 when the noose of the allied forces was tightening around the ugly necks of the Nazis, she was put on one of these so-called, so called death marches. I say so-called, because death march implies that people were simply dying. NO, Jews were not simply dying in these marches, in reality, they were being brutally killed, you see, it was a slaughter march.

My little grandmother walked for weeks covering 128 miles, think about it, 128 miles, this is about the same as if you would walk right out of the front door, here, and walk all the way to Albany, under the worst deadly conditions. The one thing my grandmother will never talk about is of her horrifying experience throughout the death march. In February of 1945 she found herself in a small little concentration camp called Gunskirchen. On May 4, 1945 the greatest army, the US Armed forces, liberated her. My dear grandmother was liberated in the end, but her plight didn't end there. Her father that protected her throughout passed away a few weeks after the liberation and my Grandmother and her siblings arranged for him to be buried in his own dignified resting place in a Jewish cemetery nearby. They also arranged for a tombstone to mark it.

A few years back I went myself to Austria to find his resting place, it took me almost a full week to find it. You see my grandmother never went back to Europe, she simply can't. My grandmother is here with us tonight, and that is thanks to a great American soldier and he is standing right here, Alan Moskin. If not of Alan and his comrades, about 15,000 Jews and their descendent, including myself, would not have been alive.

Alan, thank you, for liberating my grandmother. I also want to thank you for liberating her father, my great grandfather, even though he passed away a few weeks later. Had you not liberate him that day, he would've died in captivity and his body turned to ashes. It is because of you that he currently has his own dignified resting place. Alan you are my hero; you are our hero... YOU are an American Hero.

Thank you and God Bless...

Legislator Ilan S. Schoenberger

Normally Legislator Murphy jumps up to adjourn and we rarely have discussions like this. I want to thank Legislator Day, because I believe he took a very practical approach tonight in withdrawing the new business item. The way to handle this is through the budgetary process and setting the salaries in the budgetary process. I agree with him that the salary structure that we have in County government, which has evolved over many years, is out of whack and something must be done to deal with the salaries of the higher paid officials in this County. Some of these salaries are incomprehensible.

Our County Clerk, our District Attorney and our Sheriff who are three elected officials are different than the Legislators and the County Executive. They do not enact legislation. They do not vote on the budget. They do not make governmental policies. What they really are, are three different department heads. One for the District Attorney, one for the Sheriff and the County Clerk that happen to be elected officials for those department heads, because that is what the State Constitution provides for, but they really run a unit of government and they are not like us. So I say to you in a sense that we as Legislators are fair game and the County Executive is fair game and we should treat them like we treat other department heads. As the County Executive, you would be having the opportunity to appoint department heads. Some of our department heads have State terms. The Commissioner of Personnel, the Commissioner of Social Services and Director of Real Property and Tax Services are State terms. I think mostly the others either serve at the pleasure of the County Executive or for the term for which the County Executive is elected. When they get appointed after you take office at that time we can set their salary anywhere that you deem appropriate based upon their experience and background or based upon a policy we may make. I would love to work with you on such a policy that says that department heads won't make more than "X" dollars. The reason I would say that is that I believe you can find competent people willing to serve this County and its residents and were not looking to make over \$150,000 per year. We should establish that so we let the people know that we are trying to reduce expense and operation of County government. Even though it might not be significant it has a symbolic effect.

Legislator Day, I think you did the right thing by pulling this. I think this will go through the Budget and Finance Committee and should be a budgetary allocation. I look forward to working with you to achieve that.

Legislator Joseph L. Meyers

One of the systemic problems that we have is the short time to approve a budget here and the amount of staff to review the budget with us. Even a County Executive Elect is still one person. He has no staff at the moment and he has no ability to come in and change the budget in a detailed way. Many of us have poked around in the dark trying to do that. I remember Frank Sparaco and I did it with Jacques Michel one year and it turned out that many of the things we proposed ended up happening a few years later even though you all thought we were crazy. I don't think that Legislator Day should be expected to come in with his budget books in the next few weeks. Who is he going to do it with, his wife? He doesn't have a staff yet. This is Mr. Vanderhoef's budget.

Legislator Alden H. Wolfe

I do want to congratulate Ed. Elections get heated. There is a lot of rhetoric that goes back-and-forth. At the end of the day there is a victor, Ed will be the County Executive come January. I do look forward to working with him. I think his heart is absolutely in the right place. I think he cares about this County. I do think that he does bear some responsibility to share with us what his vision of the operational side of government is. It is his obligation, and it is also our obligation to listen and to see if we can take advantage of what is a rare opportunity to do some real restructuring with the consent and participation of the person down the hall. I also hope he remembers his experience as a Legislator and the never-ending frustration that his branch of government experiences on a day-to-day basis dealing with an Executive that simply doesn't want to cooperate. Cooperation is extremely vital and the only people that are hurt when ego gets in the way and when roadblocks are placed in the way of good governance are the people of Rockland County. So that is my wish, my hope and my dream.

I want to mention as a side note that everyone knows that October is Breast Cancer Awareness Month. In November for prostate cancer awareness the men have "Novem-Beard." It basically those of us who don't like to shave an opportunity to grow facial hair to help spread awareness about prostate cancer, which affects way too many men in this country. I think all of us probably know someone who has been affected. I would jus encourage everyone to keep that in mind.

Legislator Nancy Low-Hogan

Would we be able to invite the Commissioner of Transportation and Mr. Brega to give us an in person update on the transition? I think it would be great to have a face-to-face conversation.

Chairwoman Harriet D. Cornell

Absolutely.

Legislator Ilan S. Schoenberger

I would be glad to put that on the next agenda of the Planning and Public Works Committee. Darcy, please make sure that is taken care of.

Legislator Michael M. Grant

I believe it was taken care of today. Mr. Moroney and I submitted a request that Mr. Brega and Mr. Vanderbeek appear before the Legislature until the transition had been completed, because we have been surprised by some findings along the way that forced some last minute decisions. The Clerk contacted me today and asked me if I wanted to continue it into the next meeting and I said "yes." There was a little bit expected uneven transition over the weekend. I indicated to her that we would like a report on why, what and how it is going to be made better going forward.

Legislator Ilan S. Schoenberger

I also have been monitoring the transition these last few days. I understand today was a very good day. Please put on next committee agenda.

Legislator Toney L. Earl

I found out about Legislator Day's proposal just a few minutes before I came to the meeting tonight. I saw a proposal like that as part of a campaign initiative for Local 100 President. We weren't blindsided the way I felt like I was tonight. I didn't see this as an emergency. It is certainly looked like it was a grandstand, because there were quite a number of people here from the people to speak on it, which made it feel like a public hearing. We make, as Legislators, \$33,567, which is not a lot of money compared to the amount of time and work we put in on this job. We also agreed to furlough to help Rockland County. I have seen some salaries here in the County that is equivalent to five Legislators, including the salary of the County Executive. I bet there are a couple of Legislators working almost as hard as the County Executive. If you take a cup of water from the Hudson River you wouldn't even miss it.

Legislator Christopher J. Carey

I just want to go on the record that at the end of the day I do think symbolically, as well as sending the right message, that we all share in that 10% cut. We sat here, made some decisions and some folks lost their jobs. I think we need to share equally in that pain. I look forward to those decisions as we move forward.

Legislator Michael M. Grant

I want to thank County Elect Day for referring this back to committee. I think process and rules are important and we should adhere to them whenever we can, because it helps us make better decisions. I objected to the waiver of the rules a couple of weeks ago; I thought it was political opportunism. I would have objected tonight, because whether it is political symbolism and timing it just wouldn't have been appropriate for us to deal with it tonight. Factually, Legislator Schoenberger and Hood talked about the fact that the District Attorney's salary is set by State law. The Sheriff's salary cannot be changed midterm. Our salaries cannot be lowered midterm. We will take it up in committee. Certainly if the County Executive Elect wants to lower his salary I am sure that would be well received.

People should know that the County Clerk and his department have received numerous State of New York awards for integrating technology at higher level and faster than many counties. This reduction would put his salary significantly lower than the County Archivist that reports to the County Clerk. There are some issues of fairness and appropriateness and whether or not it accomplishes what we are hoping to do here.

There was a vote December 15, 2009, and I objected to that vote as well, after we adopted the budgeted in 2009 during the recession. It was 12 ayes to 4 nays vote that night to raise the County Executive's salary. The nays were Legislators Wolfe, Meyers, Sparaco and myself. There proposer of the reduction here voted on the prevailing side and indicated in the minutes that there never is a good time to give a raise, but it is important that remuneration be commensurate with the job. I did not have an objection with the salary I had an objection with the way it was done back in 2009. If you want good talent you can't make the job unattractive to good talent. Appropriate salaries for the work that is done is always in our best interest. Saying you will slash this or that to make yourself feel better I don't know if that really accomplishes the goal.

We will have a very hardy discussion on this in Budget and Finance Committee. I think members should plan to stay late and get the work done. All members should be conscience of your attendance at committee meetings especially during the budget season. All members of the Legislature are welcomed and will be permitted to participate as much as you want. Thank you.

Legislator Philip Soskin

I would like to congratulate Legislator Day by being elected to the position of County Executive. I see you are taking everything seriously and I hope it continues.

It is a pleasure to see the people in the audience here tonight. Now you see what goes on at the Legislature. We have meetings and will be having them for the next few weeks and I would like to invite all of you here tonight to come and see what is going on and be aware of the problems that we are having with the budget. I think it would be very informative to you.

Sunday at noon on the steps of the County courthouse the Veterans organizations will be introducing the Veteran of the Year. It will be a very nice thing for many of you to come down and show your support for our Veterans.

Legislator Aney Paul

I want to congratulate County Elect Day. I am currently out of a job and my husband has been unemployed for three years I would still be willing to cut my salary. Thank you.

Chairwoman Harriet D. Cornell

I think it is important to know that this Legislature consciously has taken no salary increases for ten years. Employees have had labor contract increases. This is the only group of people who consciously has determined not to take any salary increases.

Legislator Edwin J. Day

I assure all of my colleagues that I will partner with them as service to this community to get things done positively in this County. I am looking forward to discussion on the salaries in committee. Jay Hood and I share golf, which he usually beats me at. I kind of chuckled with what he said, because I remember when he supported reducing salaries and not saving much money, but it was a symbolic issue. We will agree to disagree. I have been part of the budget process every year as I will be this year. This is not about money it is about sending a message.

Legislator Jay Hood, Jr.

I would like to congratulate Mr. Brega for taking over the buses and doing a great transition. There were very few complaints from what I heard. I am glad you are on board and doing the job and we all appreciate that.

I was remiss, because I was frustrated with the issue in front of me, I did not congratulate Legislator Day for his win on Tuesday. I would like to do that right now. I do look forward to working with Ed. I believe the relationship between the Legislature and the County Executive's office will be immensely better under Legislator Day. I am really looking forward to January in that way. I am asking Ed to take the reigns and show me a budget that you would vote yes on and would want to deal with next year. We only have certain things that we can cut and everything else is mandated. We have so many expenses and there are only certain parts of our budget that we can cut and the largest part of that is the Sheriff's Department. If you really want to make a dent on our deficit, Legislator Day County Elect you will have to make cuts to that department and I don't know if he wants to do that. I don't personally want to do that, but that is the only you are going to make a huge dent in this deficit and being in the black in the future and that is the way I see it. I am looking forward to hearing your ideas this year. Thank you.

Chairwoman Harriet D. Cornell

I want to thank the members of the public who care enough to stay through the meetings and see how we operate. I hope you appreciate a little bit the kind of thought we give to these issues. Coming to committees is very important; because so much debate goes on in depth on a lot of the things we vote on.

Thank you Legislator Wieder and the members of the Legislature. It is such a pleasure to work with all of you. As we move through the budget process, which is exhausting, because we are here virtually every night. I get up every morning at 5:30 a.m. just to do all the work that I need to do for the County of Rockland before we have our meetings at night. It is a very exhausting time. In any event I appreciate all of my colleagues and I wish you all a good night.

**ADJOURNMENT IN MEMORY OF
CALVIN A. HOLSTINE**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Calvin A. Holstine.

**ADJOURNMENT IN MEMORY OF
DENISE JORDAN**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Denise Jordan.

**ADJOURNMENT IN MEMORY OF
ALAN ZUCKER**

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 Alan Zucker.

**ADJOURNMENT IN MEMORY OF
STANLEY GOLDSTEIN**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Stanley Goldstein.

**ADJOURNMENT IN MEMORY OF
NORMA CINTRON**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Norma Cintron.

**ADJOURNMENT IN MEMORY OF
FRED J. ST. ANGELO**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Fred J. St. Angelo.

**ADJOURNMENT IN MEMORY OF
BERTHA NOISETTE**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Bertha Noisett.

**ADJOURNMENT IN MEMORY OF
LARRY DITURI**

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 Larry Dituri.

**ADJOURNMENT IN MEMORY OF
ANITA MCILHARGY**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Anita McIlhargy.

**RESOLUTION NO. 589 OF 2013
ADJOURNMENT**

Mr. Jobson offered the following resolution, which was seconded by Mr. Earl and adopted (9:50 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, November 19, 2013 at 7:00 p.m.

The vote resulted as follows:

Ayes:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
U.A. Nay:	01	(Legislator Murphy)

Respectfully Submitted,

DARCY SHAPIN - GREENBERG
Proceedings Clerk