

The Legislature of Rockland County



MICHAEL M. GRANT
LEGISLATOR – DISTRICT 2
CHAIR, BUDGET & FINANCE COMMITTEE

Members Present:

Leg. M. Grant, Chair
Leg. A. Wolfe, Vice Chair
Leg. H. Cornell, Chairwoman
Leg. T. Earl
Leg. J. Hood, Jr.
Leg. P. Soskin
Leg. J. Murphy
Leg. F. Sparaco (left 8:00 pm)

Members Absent:

Leg. I. Schoenberger
Leg. N. Low-Hogan

Others Present:

Leg. D. Jobson
N. Doliner
S. DeGroat
R. Levine
K. Stavinsky
J. Hunderfund
J. Torino
P. Brennan

Leg. C. Carey
R. McKay, Esq.
S. Grogan
R. Brega
P. Modafieri
J. Donnellan
M. Leitzes

MINUTES
BUDGET & FINANCE COMMITTEE
TUESDAY, OCTOBER 8, 2013
7:15 PM

ROLL CALL

ADOPTION OF MINUTES FROM SEPTEMBER 24, 2013

MOTION TO ADOPT:
CORNELL/WOLFE

UNAN

1. BONDS/PUBLIC WORKS MATTER:

1PPW) REF. #2825 - APPROVING SUPPLEMENTAL GRANT AGREEMENT #5 COMPTROLLER'S CONTRACT NO: K006725 WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO REIMBURSE THE COUNTY'S ELIGIBLE CAPITAL PROJECT COSTS FROM THE DEDICATED MASS TRANSPORTATION TRUST FUND IN THE AMOUNT OF \$799,293 (REQUIRING NO COUNTY TAX DOLLARS) FOR TOTAL CONTRACT AMOUNT NOT TO EXCEED \$6,947,860 FOR THE PERIOD FEBRUARY 1, 2007 THROUGH JANUARY 31, 2017 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS AND INSTRUMENTS (DEPARTMENT OF PUBLIC TRANSPORTATION) (\$6,947,860)
(THOMAS VANDERBEEK, COMMISSIONER, PUBLIC TRANSPORTATION)
DL#2013-03935

TRANSFERRED FROM PPW 10/8/13
ADDED SPONSORS: LEGS. WOLFE, GRANT, JOBSON, PAUL

MOTION TO APPROVE:
SOSKIN/WOLFE

UNAN

ADDED SPONSORS: LEGS. CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO

2PPW) REF. #5906 – APPROVING THE PURCHASE IN EXCESS OF \$100,000 FROM JAMICA BEARINGS CO., INC. FOR RBC GEAR REDUCERS, TORQUE ARMS AND BELT GUARDS FOR THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 UNDER RFB-RC-2013-062 IN AMOUNT NOT TO EXCEED \$250,000 FOR THE PERIOD FROM JUNE 10, 2013 THROUGH JUNE 9, 2014 WITH FOUR (4) ADDITIONAL ONE (1) YEAR OPTION TERMS WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER (DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING) (\$250,000)
(GERRY WALSH – COMMISSIONER, DGS-PURCHASING) DL#2013-03619

*TRANSFERRED FROM PPW 10/8/13
ADDED SPONSORS: LEGS. WOLFE, JOBSON, PAUL*

MOTION TO APPROVE: UNAN
WOLFE/SOSKIN

ADDED SPONSORS: LEGS. CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO

2. GRANTS/DONATIONS:

2A) REF. #5327 - APPROVING ACCEPTANCE OF FUNDS IN THE AMOUNT OF \$7,729 (NCTD) FROM THE UNITED STATES SECRET SERVICE FOR FEDERAL FISCAL YEAR 2013 (OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013) TO BE USED IN CONNECTION WITH THE PARTICIPATION OF THE ROCKLAND COUNTY SHERIFF'S COMPUTER CRIME UNIT IN THE NEW YORK/NEW JERSEY ELECTRONIC CRIMES TASK FORCE (OFFICE OF THE SHERIFF) (\$7,729)
(LOUIS FALCO, SHERIFF) DL#2013-03708

MOTION TO APPROVE: UNAN
EARL/HOOD, JR.

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO, JOBSON

2B) REF. #7342 - APPROPRIATION OF FUNDS IN THE AMOUNT OF \$22,500 (NCTD) FROM ENTERGY SERVICES, INC. ENTERGY SAFETY RESPONDERS FUND 2012 IN ORDER TO PURCHASE VARIOUS ITEMS FOR THE SHERIFF'S RIVER PATROL (MARINE UNIT) IN THE CALENDAR YEAR 2013 (OFFICE OF THE SHERIFF) (\$22,500)
(LOUIS FALCO, SHERIFF) DL#2013-03825

MOTION TO APPROVE: UNAN
HOOD, JR./EARL

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO, JOBSON

- 2C) REF. #2973/ - APPROVING THE ACCEPTANCE OF A GRANT FROM THE NEW YORK STATE
9142 OFFICE OF MENTAL HEALTH THE ROCKLAND COUNTY DEPARTMENT OF
MENTAL HEALTH (DMH) IN THE AMOUNT OF \$185,000 (NCTD) FOR THE
PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2015 WHICH IS TO BE
DISTRIBUTED TO THE COUNTY OF ROCKLAND VETERANS SERVICE
AGENCY AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE
ALL NECESSARY DOCUMENTS INCLUDING THE APPLICABLE CONTRACT
(DEPARTMENT OF MENTAL HEALTH) (\$185,000)
(MARY ANN WALSH TOZER, COMMISSIONER, MENTAL HEALTH)
DL#2013-03404 rev.

TRANSFERRED FROM MULTI-SERVICES 10/8/13
ADDED SPONSORS: LEGS. SOSKIN, HOOD, JR., EARL, PAUL, JOBSON

Mr. Jerry Donnellan explained the Veteran's Service Agency will use this grant to support a pilot program for veterans suffering from post-traumatic stress syndrome through individual and group peer-to-peer counseling.

MOTION TO APPROVE: UNAN
MURPHY/CORNELL, WOLFE, SOSKIN

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, SPARACO

3. BUDGET ITEMS:

- 3A) REF. #9481- APPROPRIATING THE SUM OF \$1,500 TO AMERICAN LEGION MOSCARELLA
POST 199, MONSEY, NEW YORK FOR PATRIOTIC OBSERVANCES IN 2013
(HONS. ANEY PAUL, TONEY EARL, LEGISLATURE) LG#3261

MOTION TO APPROVE: UNAN
EARL/CORNELL

ADDED CO-SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., SOSKIN, SPARACO, JOBSON

4. AUTHORIZATIONS: NONE

5. CONTRACTS/AGREEMENTS:

- 5A) REF. #9209 - APPROVING THE PURCHASES IN EXCESS OF \$100,000 FROM FORT ORANGE
PRESS, INC. FOR PRINTING AND SCANNING OF OPTICAL SCAN BALLOTS
AND MISCELLANEOUS ELECTIONS SUPPLIES FOR THE NYS PRIMARY
AND GENERAL ELECTIONS UNDER RFB-RC-2013-077 IN AN AMOUNT NOT
TO EXCEED \$150,000 FOR THE PERIOD FORM AUGUST 21, 2013 THROUGH
AUGUST 20, 2014 WITH FOUR (4) ADDITIONAL ONE (1) YEAR OPTION TERMS
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
(DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING) (\$150,000)
(GERRY WALSH, COMMISSIONER, DGS-PURCHASING) DL#2013-03620
ADDITIONAL BACK-UP WITH CLERK

TRANSFERRED FROM MULTI-SERVICES 10/8/13
ADDED SPONSORS: LEGS. SOSKIN, HOOD, JR., EARL, PAUL, JOBSON

MOTION TO APPROVE: UNAN
SOSKIN/WOLFE

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, SPARACO

5B) REF. #6704 - APPROVING LEASE AGREEMENT BETWEEN GLORIOUS SUN ROBERT MARTIN, LLC, AND THE COUNTY OF ROCKLAND FOR PREMISES TO BE OCCUPIED BY THE ROCKLAND COUNTY DISTRICT ATTORNEY'S DRUG TASK FORCE FOR THE PERIOD OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2018 IN AN AMOUNT NOT TO EXCEED \$1,439,683 AND AUTHORIZING EXECUTION OF THIS AGREEMENT BY THE COUNTY EXECUTIVE (DISTRICT ATTORNEY'S OFFICE) (\$1,439,683)
(THOMAS ZUGIBE, DISTRICT ATTORNEY) DL#2013-03790
ADDITIONAL BACK-UP WITH CLERK

MOTION TO APPROVE:
HOOD, JR./CORNELL

UNAN

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO, JOBSON

ACTION:
COMMITTEE CLERK TO DISTRIBUTE MEMORANDUM PRESENTED TO COMMITTEE BY CONSULTANT SHOWING COST SAVINGS ON NEW LEASE AGREEMENT

5C) REF. #8894 - APPROVING FIFTEEN (15) CONTRACTS WHICH ARE IN EXCESS OF \$100,000 FOR PUBLIC HEALTH SOCIAL WORK SERVICES FOR SPECIAL EDUCATIONAL SERVICES IN PRE-SCHOOL PROGRAMS FOR THE PERIOD OF JULY 1, 2013 THROUGH JUNE 30, 2014 AND AUTHORIZING THEIR EXECUTION BY THE COUNTY EXECUTIVE (DEPARTMENT OF HEALTH) (\$18,525,000.00)
(DR. PATRICIA RUPPERT, COMMISSIONER, HEALTH DEPT.) DL#2013-03788 rev.
ADDITIONAL BACK-UP WITH CLERK

TRANSFERRED FROM MULTI-SERVICES 10/8/13
ADDED SPONSORS: LEGS. SOSKIN, HOOD, JR., EARL, PAUL, JOBSON

MOTION TO APPROVE:
SOSKIN/CORNELL

UNAN

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, SPARACO

5D) REF. #8862 - APPROVING ACCEPTANCE OF CONTINUATION GRANT IN THE AMOUNT OF \$112,895 FROM THE NEW YORK STATE DEPARTMENT OF HEALTH FOR THE SAFE DRINKING WATER PROGRAM FOR THE PERIOD APRIL 1, 2013 THROUGH MARCH 31, 2014 WITH A LOCAL SHARE OF \$29,142 ASSOCIATED WITH THIS GRANT AND \$987 OF ESTIMATED EMPLOYEE HEALTH INSURANCE REIMBURSEMENT, MAKING TOTAL APPROPRIATIONS NEEDED FOR THIS PROGRAM FOR SAID PERIOD \$143,024 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE (DEPARTMENT OF HEALTH) (\$143,024)
(DR. PATRICIA RUPPERT, COMMISSIONER, HEALTH DEPT.) DL#2013-03785

RED
DOT
VERSION

MOTION TO APPROVE:
HOOD, JR./SOSKIN

UNAN

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO, JOBSON

5E) REF. #8281 - APPROVING A FIVE (5) YEAR LEASE AGREEMENT FOR OFF-SITE WOMEN, INFANT AND CHILDREN (WIC) PROGRAM AND CLINIC/SERVICES FOR THE DEPARTMENT OF HEALTH WITH THE NYACK CENTER 58, DEPEW AVENUE, NYACK, NEW YORK JULY 1, 2013 THROUGH JUNE 30, 2018 (DEPARTMENT OF HEALTH) (\$16,800)
(DR. PATRICIA RUPPERT, COMMISSIONER, HEALTH DEPT.) DL#2013-03831 rev.

TRANSFERRED FROM MULTI-SERVICES 10/8/13

ADDED SPONSORS: LEGS. SOSKIN, HOOD, JR., EARL, PAUL, JOBSON

**MOTION TO APPROVE:
CORNELL/EARL**

UNAN

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, SPARACO

5F) REF. #9173 - APPROVING EXECUTION OF AN INTERMUNICIPAL AGREEMENT IN AN AMOUNT NOT TO EXCEED \$13,000 BETWEEN COUNTY OF ROCKLAND AND VILLAGE OF WEST HAVERSTRAW FOR THE HEALTHY PLACES TO LIVE, WORK AND PLAY INITIATIVE, FOR A PERIOD FROM APRIL 1, 2013 THROUGH MARCH 31, 2014 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE (DEPARTMENT OF HEALTH) (\$13,000)
(DR. PATRICIA RUPPERT, COMMISSIONER, HEALTH DEPT.) DL#2013-03826 rev.

TRANSFERRED FROM MULTI-SERVICES 10/9/13

ADDED SPONSORS: LEGS. SOSKIN, HOOD, JR., EARL, PAUL, JOBSON

**MOTION TO APPROVE:
HOOD, JR./SOSKIN**

UNAN

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, SPARACO

6. ALLOCATION/RECLASSIFICATION OF POSITIONS: NONE

7. BIDS: NONE

8. TRANSFER OF FUNDS/OTHERS: NONE

9. TAX ITEMS:

9A) REF. #6501 - AUTHORIZING THE RELEVY OF 2013 VILLAGE TAXES
(DEPARTMENT OF FINANCE)
(STEPHEN DEGROAT, COMMISSIONER, BUDGET & FINANCE) DL#2013-03921

**MOTION TO APPROVE:
SOSKIN/WOLFE**

UNAN

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO, JOBSON

9B) REF. #6502 - AUTHORIZING THE RELEVY OF 2013 SCHOOL TAXES
(DEPARTMENT OF FINANCE)
(STEPHEN DEGROAT, COMMISSIONER, BUDGET & FINANCE) DL#2013-03922

MOTION TO APPROVE: UNAN
CORNELL/MURPHY

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO, JOBSON

9C) REF. #8596 - ESTABLISHING EQUALIZATION RATES FOR EACH OF THE TOWNS –
ESTABLISHING TAXABLE ASSESSED VALUES AND FULL VALUES FOR
EACH TOWN IN THE COUNTY OF ROCKLAND FOR THE YEAR 2014
(DEPARTMENT OF FINANCE)
(STEPHEN DEGROAT, COMMISSIONER, BUDGET & FINANCE) DL#2013-03923

MOTION TO APPROVE: UNAN
EARL/SOSKIN

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO, JOBSON

10. PUBLIC HEARINGS:

10A) REF. #7621 – SETTING A DATE FOR A PUBLIC HEARING WITH RESPECT TO THE ADOPTION OF A LOCAL LAW AUTHORIZING THE USE OF A BEST VALUE AWARD METHODOLOGY FOR PURCHASE CONTRACTS (INCLUDING CONTRACTS FOR SERVICE WORK, BUT EXCLUDING ANY PURCHASE CONTRACTS NECESSARY FOR THE COMPLETION OF A PUBLIC WORKS CONTRACT PURSUANT TO ARTICLE EIGHT OF THE LABOR LAW) AS DEFINED IN § 163 OF THE STATE FINANCE LAW AND AS AUTHORIZED BY § 103 OF THE GENERAL MUNICIPAL LAW (DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING)
(G. WALSH, COMMISSIONER, GENERAL SERVICES) DL#2013-03145

Mr. Paul Brennan, Director of Purchasing, distributed a handout giving the background on the need for a local law authorizing the use of Best Value Procurement. Local governments and school districts may elect to award purchase contracts which exceed the monetary threshold on the basis of “best value”. “Best value” is defined for this purpose as a basis for awarding contracts which optimizes quality, cost and efficiency. In assessing best value, non-price factors can be considered when awarding the contract. These can include reliability of a product, efficiency of operation, difficulty/ease of maintenance, useful lifespan, ability to meet needs regarding timeliness of performance and experience of a service provider with similar contracts.

Mr. Brennan stated best value procurement encourages competition and often results in better pricing, quality and customer service.

Legislative counsel noted the potential for change in bids does not apply to construction projects.

Mr. Brennan also stated all other aspects of the competitive bidding process remain the same (advertising, sealed offers, statement of non-collusion, electronic submission allowed, bids and offers publicly opened and read, and identity of all offerors publicly disclosed).

**MOTION TO APPROVE:
WOLFE/HOOD, JR.**

UNAN

**ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO,
JOBSON**

**ACTION:
LEGISLATIVE COUNSEL TO REVIEW LAW AND PROVIDE COMMENTS**

11. LOCAL LAWS/HOME RULES:

NONE

12. PRESENTATIONS/DISCUSSIONS:

12A) REF. #9471 - *DISCUSSION*: TAX CAP REQUIREMENTS
(HON. MICHAEL GRANT, LEGISLATURE)

The Finance Dept. distributed a memo from Deputy County Executive Terry Grosselfinger regarding the Property Tax Cap – 2014. The memo explained that based on the NYS Comptroller’s predetermined formula for the County and the Sewer District the amount for 2014 is approximately 1.9166%.

**ACTION:
MEMORANDUM PRESENTED BY FINANCE TO BE DISTRIBUTED TO ALL LEGISLATORS**

12B) REF. #7070 - *DISCUSSION*: NEW YORK STATE (NYS) COMPTROLLER’S FISCAL STRESS
MONITORING SYSTEM
(HON. MICHAEL GRANT, LEGISLATURE)

Chair Grant said Rockland County has been identified as a county in “significant stress” according to the NYS Comptroller’s Fiscal Stress Monitoring System and he wanted Finance Commissioner DeGroat to explain the indicators listed for Rockland County.

Mr. DeGroat explained the Monitoring System evaluates local governments on 23 financial and environmental indicators. See attached handout.

12C) REF. #7070 – *DISCUSSION*: LOCAL LAW NO. 10 OF 2012
ROCKLAND COUNTY DEFICIT REDUCTION ACT
(HON. MICHAEL GRANT, LEGISLATURE)

Chair Grant stated he was concerned that the Local Law requiring the County to set aside \$10 million dollars could create complications. If the Deficit Financing Bond is approved by the Governor, it is no longer considered a deficit but debt.

Legislative counsel stated that at some point in time when the deficit funding is resolved, the County will have to pass another local law modifying the present one.

Chair Grant said his concern was having to set aside \$10M and have to pay debt service of approximately \$12M/year dependent on interest payable on the bond. Chairwoman Cornell noted there would be no debt service payment until 2015.

Leg. Carey stated in his view the budget should be presented in an Excel format that they could work off of. He said it is not easily understood in the present format.

Legislative Fiscal Analyst Nicole Doliner agreed with a lot of what Leg. Carey said and said she was trying to look at trends to get a better sense of the expenses and what we can control and can't control.

Chairwoman Cornell said she was hoping to have an answer from the Governor in a few days. She complimented Leg. Grant on the amazing job he has done.

ACTIONS:

- ✓ **COMMITTEE CLERK TO SCAN AND DISTRIBUTE ALL DOCUMENTS PRESENTED TO THE COMMITTEE**
- ✓ **ALL DOCUMENTS PRESENTED TO THE COMMITTEE IN THE FUTURE ARE TO BE SUBMITTED AS PDF DOCUMENTS TO ALL LEGISLATORS**

13. MISCELLANEOUS: NONE

14. RECEIVE & FILE:

14A) REF. #9473 - RECEIVE AND FILE REPORT AND MANAGEMENT LETTER OF O'CONNOR DAVIES LLP – COUNTY OF ROCKLAND COMPREHENSIVE ANNUAL FINANCIAL REPORT – FISCAL YEAR ENDING DECEMBER 31, 2012 (HON. MICHAEL M. GRANT, LEGISLATURE) LG#3257 DEFERRED AT THE 8/20/13 B&F MEETING

MOTION TO APPROVE: UNAN
CORNELL/WOLFE

ADDED CO-SPONSORS: LEGS. WOLFE, CORNELL, HOOD, JR., EARL, SOSKIN, SPARACO, JOBSON

15. CORRESPONDENCE – REVIEW AND DISCUSSION: NONE

ADDITIONAL ACTIONS:
BUDGET REVIEW TO INCLUDE DISCUSSION ON

- ✓ **NINE MANDATED PROGRAMS**
- ✓ **MAJOR REVENUE ITEMS**

MOTION TO ADJOURN: 9:15 PM UNAN
WOLFE/SOSKIN

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

**County of Rockland
Fiscal Indicators
Financial Stress**

<u>Category</u>	<u>Financial Indicator</u>	<u>County</u>	<u>Points</u>
Year End Fund Balance	Unreserved is less than 3.3 %	-28%	4
	Total Fund Balance is less than 10%	-10.9%	4
Operating Deficits	One point per year up to 3 years		
	2010	-16	1
	2011	-29	1
	2012	-16	1
Cash Position	Total cash year end less than 50%	9.25%	3
	Monthly cash average bewtween 50 and 100%	50.00%	2
Use of Short Term Debt	Borrowings are less than 15%	24%	3
	Borrowed Notes last three years	Yes	3
Fixed Costs	Personal Services are less than 65%	38%	0
	Debt Service is less than 10%	7%	0

	<u>Fund Balance</u>	<u>Operating Deficits</u>	<u>Cash Position</u>	<u>S\T Debt</u>	<u>Fixed Costs</u>	
Maximum Category Score	8	3	6	6	6	
Rockland County Score	8	3	5	6	0	
Percent of Total	100%	100%	83%	100%	0	
Category Weight	50%	10%	20%	10%	10%	
Weighted Score	50	10	16.7	10	0	86.7