

# The Legislature of Rockland County



**ILAN S SCHOENBERGER**  
**Legislator – District 4**

Chair, Planning & Public Works Committee  
Second Vice-Chair, Budget & Finance Committee  
Economic Development Committee

MINUTES  
**PLANNING & PUBLIC WORKS COMMITTEE**  
**WEDNESDAY, NOVEMBER 12, 2014**  
**7:00 P.M.**

**MEMBERS PRESENT**

HON. SCHOENBERGER, CHAIR  
HON. WOLFE, VC  
HON. GRANT 2ND VC  
HON. JOBSON  
HON. MEYERS  
HON. PAUL

**MEMBERS ABSENT**

HON. MORONEY

**OTHERS PRESENT**

HON. CORNELL HON. LOW-HOGAN  
HON. SOSKIN HON. MURPHY  
HON. HOOD JR. HON. EARL  
HON. WEIDER HON. KANTROWITZ  
E. YEGER,ESQ N. DOLINER  
R. GRUFFI P. BRENNAN  
D. PHILLIPS S. POWERS  
L. FIORENTINO L. SZACHEWICZ

Chair Schoenberger called the meeting to order at 7:05 p.m.

1. REFERRAL NO. 6795 APPROVING A CONTRACT IN EXCESS OF \$100,000 WITH DUTCHESS TEL-AUDIO, INC. FOR THE NURSE CALL SYSTEM AT THE DR. ROBERT L. YEAGER HEALTH CENTER IN BUILDING A ON THE SIXTH FLOOR IN AN AMOUNT NOT TO EXCEED \$169,137 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE UNDER RFB-RC-2014-098 CAPITAL PROJECT NO. 4475 [DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT] (\$169,137)(**ROBERT H. GRUFFI, DIRECTOR DGS-FACILITIES MANAGEMENT**) DL# 2014-04560

**MOTION TO APPROVE**  
**JOBSON/WOLFE**

**UNAN**  
**TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON**

2. REFERRAL NO. 5906 APPROVING THE ADDITIONAL PURCHASES IN EXCESS OF \$100,000 FROM AIR KOOL MECHANICAL CONTRACTORS FOR HEATING, VENTILATION AND AIR CONDITIONING SERVICES FOR THE DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT DIVISION AND THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN THE AMOUNT OF \$201,000.00 AND EXERCISE THE OPTION TERM FROM DECEMBER 28, 2014 THROUGH DECEMBER 27, 2015 FOR A TOTAL AMOUNT NOT TO EXCEED \$299,978.76 FOR THE PERIOD FROM DECEMBER 28, 2013 THROUGH DECEMBER 27, 2015 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER UNDER RFB-RC-2013-101 [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$299,978.76) ) **(PAUL J. BRENNAN, DIRECTOR DGS-PURCHASING)** DL# 2014-03792

**MOTION TO APPROVE  
GRANT/WOLFE**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON**

3. REFERRAL NO. 5906 RATIFYING AN AGREEMENT IN EXCESS OF \$100,000 WITH LIBERTY POWER CORP. FOR THE PURCHASE OF ELECTRICITY ON BEHALF OF THE COUNTY OF ROCKLAND AND THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN THE ESTIMATED AMOUNT OF \$9,123,183 FOR THE PERIOD FROM OCTOBER 1, 2014 THROUGH SEPTEMBER 30, 2017 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER IN ACCORDANCE WITH RFB-RC-2014-091 [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$9,123,183) **(PAUL J. BRENNAN, DIRECTOR DGS-PURCHASING)** DL# 2014-04603

**MOTION TO APPROVE  
JOBSON/WOLFE**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON**

4. REFERRAL NO. 5906 RATIFYING AN AGREEMENT IN EXCESS OF \$100,000 WITH M&R ENERGY RESOURCES FOR THE PURCHASE OF NATURAL GAS ON BEHALF OF THE COUNTY SEWER DISTRICT NO. 1 IN THE ESTIMATED AMOUNT OF \$547,350 FOR THE PERIOD FROM OCTOBER 1, 2014 THROUGH SEPTEMBER 30, 2016 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER IN ACCORDANCE WITH RFB-RC-2014-091 [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$547,350) **(PAUL J. BRENNAN, DIRECTOR DGS-PURCHASING)** DL# 2014-04601

**MOTION TO APPROVE  
WOLFE/GRANT**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON**

5. REFERRAL NO. 5906 APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000 FROM HAUSER BROS., INC. IN AN ADDITIONAL AMOUNT OF \$250,000 FOR PLUMBING, MECHANICAL, PIPING WORK & MATERIALS FOR USE BY THE ROCKLAND COUNTY SEWER DISTRICT #1 AND THE DEPARTMENT OF GENERAL SERVICES FOR A TOTAL AMOUNT NOT TO EXCEED \$700,000 FOR THE PERIOD FROM JUNE 20, 2014 THROUGH JUNE 19, 2015 WITH THREE (3) ADDITIONAL ONE (1) YEAR OPTION TERMS WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER UNDER RFB-RC-2013-023 [DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING] (\$700,000) **(PAUL J. BRENNAN, DIRECTOR DGS-PURCHASING)** DL# 2014-04525

**MOTION TO APPROVE**  
**JOBSON/GRANT**

**UNAN**  
**TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON**

6. REFERRAL NO. 6955 DISCUSSION ITEM-HI-TOR ANIMAL CARE CENTER INC.  
**(HON. ILAN S. SCHOENBERGER, LEGISLATURE)**

Chair Schoenberger stated that the County Executive and Board President of Hi-Tor Lizanne Fiorentino signed a Letter of Intent (SEE ATTACHED). He stated that he was concerned about amount of responsibility being placed on Hi-Tor through this letter and that only structural repairs were on the County.

Lizanne Fiorentino stated that the County and Hi-Tor were in preliminary discussions and that it was nothing more than a discussion at this point. Chair Schoenberger stated that the signed letter of intent was in fact an agreement.

Chair Schoenberger stated that in the letter Hi-Tor agrees to accept all dogs and other animals which are brought to the animal shelter by the various Animal Control Officers, Law Enforcement Officials in the County or other persons, and undertake the impounding of all dogs so delivered , including but not limited to , unlicensed dogs or untagged dogs running at large in the County. He asked why Hi-Tor would agree to this when the towns and villages now are charged for this service.

Legislative Chair Wolfe stated that he was uncomfortable shifting so much burden to Hi-Tor and asked if Hi-Tor has legal counsel?

Legislator Meyers stated that although he felt it was not binding that Hi-Tor should not feel obligated to sign unless:

- Towns/Villages sign an agreement to pay for animals they bring to Hi-Tor.
- County take out the wording of payment/performance bond

He stated that the lowest bidder may not be able to get a bond and that in the end Hi-Tor ends up paying for the bond.

Chairman Schoenberger stated that the signed agreement states that only the donation of the building to the County is subject to Legislative approval and felt the whole agreement should be subject to Legislative approval.

Legislator Kantrowitz asked if there were any other locations looked at that he was aware with the stadium being nearby there were issues about fireworks. Ms. Fiorentino stated that some issues have been greatly exaggerated including the fireworks issue. There are fireworks 120 per year she stated that there were too many more serious issues to deal with and does need people making up other problems. She stated that the stadium in fact was a very good neighbor. She also stated that she was told of no other properties in any discussions with the County.

Chair Schoenberger stated that this could not be the only site and that he was sure there were many more properties available and asked Steve Powers make available list of County owned properties for the review of different locations. The Chair also mentioned a 97 acre property being auctioned in Sloatsburg.

Steve Powers of the County Executives office stated that there was a lot more to be discussed and that the letter of intent was basically a fund raising tool.

Chair Schoenberger asked that any and all future agreements and finalization of project come before the Legislature. Steve Powers confirmed that this was just a letter of intent and any future agreements would be sent to the Legislature for approval before finalization.

SEE ATTACHED

**DISCUSSED**

## **ADDENDUM**

1. REFERRAL NO. 5906      **BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 1 ( CAPITAL PROJECT NO. 6295), STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$9,650,000, APPROPRIATING \$9,650,000 FOR SUCH PURPOSE, AUTHORIZING APPLICATION OF \$790,000 CURRENT FUNDS OF SAID DISTRICT AND THE ISSUANCE OF \$8,860,000 BONDS OF SAID APPROPRIATION (DIANNE PHILIPPS, DIRECTOR OF SEWER DEPARTMENT) LM# 2014-04809**

**MOTION TO APPROVE**  
**WOLFE/SCHOENBERGER**

**UNAN**  
**TRANSFER TO B&F**

**ACTION:**

**COMMITTEE REQUESTS DIANNE PHILLIPS TO FOLLOW UP WITH BOND COUNSEL AND ACQUIRE A LETTER FROM BOND COUNSEL RECOMMENDING THE USE OF CURRENT FUNDS AS SPECIFIED IN THE DRAFT RESOLUTION. RESPONSE FROM BOND COUNSEL IS EXPECTED BEFORE THE NEXT MEETING OF THE FULL LEGISLATURE .**

**SEE ATTACHMENT #2**

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2. REFERRAL NO. 5906

A RESOLUTION APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF ROCKLAND COUNTY SEWER DISTRICT NO. 1 (CAPITAL PROJECT NO. 6295-PUMP STATIONS EMERGENCY GENERATOR AND FUEL OIL STORAGE REPLACEMENT AND UPGRADE PROJECT - \$9,650,000) (ROCKLAND COUNTY SEWER DISTRICT NO. 1) **(DIANNE PHILIPPS, DIRECTOR OF SEWER DEPARTMENT) LM# 2014-04810**

**MOTION TO APPROVE  
JOBSON/GRANT**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, JOBSON**

**MOTION TO ADJOURN 8:00 P.M.  
WOLFE/JOBSON**

**UNAN**

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