

# 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

**AGENDA**  
**PLANNING & PUBLIC WORKS COMMITTEE**  
**TUESDAY, FEBRUARY 24, 2015**  
**7:00 P.M.**

ROLL CALL

1. REFERRAL NO. 5474      APPOINTING THOMAS NINAN OF NEW CITY, NEW YORK TO THE VACANCY ON THE ROCKLAND COUNTY BOARD OF SEWER COMMISSIONERS CREATED BY THE RESIGNATION OF DOROTEO "TED" DEGUZMAN (**HONS. ANEY PAUL, HARRIET D. CORNELL , ALDEN H. WOLFE**) **LG-2015-20**
  
2. REFERRAL NO. 7493      APPROVING PURCHASES IN EXCESS OF \$100,000 FOR VARIOUS COUNTY DEPARTMENTS UNDER VARIOUS NEW YORK STATE OFFICE OF GENERAL SERVICES CONTRACTS FOR THE PERIOD JANUARY 1, 2015 THROUGH DECEMBER 31, 2015 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [**DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING**] (**PAUL J. BRENNAN, DIRECTOR, DGS-PURCHASING**) **DL# 2015-00472**
  
3. REFERRAL NO. 6036      BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF RELOCATION OF COUNTY DEPARTMENTS -PHASE 1 (CAPITAL PROJECT NO. 1481) , STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$10,000,000 APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$10,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF (**ROBERT H. GRUFFI, P.E. LEED AP, DIRECTOR OF FACILITIES MANAGEMENT**) **GS FACILITIES MANAGEMENT LM# 2015-00398**

4. REFERRAL NO. 9252 APPROVING AN AMENDMENT AND EXTENSION OF A SUBLEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC FOR THE MODIFICATION OF THE COUNTY'S EQUIPMENT ON THE SITE LOCATED AT 45 TABLE ROCK ROAD , SLOATSBURG , NEW YORK FOR THE PERIOD FROM MARCH 1, 2015 TO SEPTEMBER 30, 2017 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THE INTENT AND PURPOSE OF THIS RESOLUTION CAPITAL PROJECT NO. 1860 [OFFICE OF FIRE AND EMERGENCY SERVICES] (**GORDON W. WREN, DIRECTOR FIRE AND EMERGENCY**) **DL# 2015-00425**
5. REFERRAL NO. 2825 APPROVING A GRANT AGREEMENT IN EXCESS OF \$100,000 WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYS DOT) TO REIMBURSE THE COUNTY'S ELIGIBLE CAPITAL PROJECT COSTS FROM THE DEDICATED MASS TRANSPORTATION TRUST FUND PURSUANT TO THE MASTER MASS TRANSPORTATION CAPITAL PROJECT AGREEMENT UNDER COMPTROLLER'S CONTRACT NO. K007174 IN THE AMOUNT OF \$932,500 (NCTD) AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS AND INSTRUMENTS [DEPARTMENT OF PUBLIC TRANSPORTATION] (\$932,500) (**DOUGLAS J. SCHUETZ, ACTING COMMISSIONER PUBLIC TRANSPORTATION**) (**DL # 2015-00345**)
6. REFERRAL NO. 8055 BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING ADDITIONAL FINANCING FOR COSTS OF PLANNING CONSTRUCTION OF A RAILROAD CROSSING SAFETY AND QUIET ZONE IMPLEMENTATION PROJECT (CAPITAL PROJECT NO. 5403) ; STATING THE ESTIMATED MAXIMUM COST OF SUCH PROJECT IS \$1,750,000, APPROPRIATING \$900,000 THEREFOR, IN ADDITION TO THE \$850,000 PREVIOUSLY APPROPRIATED; AND AUTHORIZING THE ISSUANCE OF \$900,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION AND APPLICATION OF ANY FUNDS EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS(**DOUGLAS J. SCHUETZ, ACTING COMMISSIONER PUBLIC TRANSPORTATION**) (**DL # 2015-004896**)

# DRAFT

Introduced by:

Hon. Aney Paul, Sponsor  
Hon. Harriet D. Cornell, Sponsor  
Hon. Alden H. Wolfe, Sponsor

Referral No.

**RESOLUTION NO.                      OF 2015**  
**APPOINTING THOMAS NINAN OF NEW CITY**  
**NEW YORK TO THE VACANCY ON**  
**THE ROCKLAND COUNTY BOARD OF SEWER**  
**COMMISSIONERS CREATED BY THE RESIGNATION OF**  
**DOROTEO "TED" DEGUZMAN**

WHEREAS, Doroteo "Ted" DeGuzman resigned his position as a commissioner on the Rockland County Board of Sewer Commissioners on December 12, 2014, thereby creating a vacancy on the Rockland County Board of Sewer Commissioners; and

WHEREAS, the Legislature of Rockland County wishes to thank Doroteo "Ted" DeGuzman for his many years of exemplary service to the County of Rockland; and

WHEREAS, Doroteo "Ted" DeGuzman was appointed as a Commissioner from the Town of Clarkstown; and

WHEREAS, Thomas Ninan, is a resident of the Town of Clarkstown, residing in New City, New York; and

WHEREAS, it has been recommended that Thomas Ninan, of New City, New York, a resident from the Clarkstown, be appointed to replace Doroteo "Ted" DeGuzman; and

WHEREAS, the \_\_\_\_\_ Committee has met, considered and by a \_\_\_\_\_ vote approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appoints Thomas Ninan a member of the Rockland County Board of Sewer Commissioners, as a resident of the Town of Clarkstown, commencing with the passage of this resolution; and be it further

RESOLVED, that the Clerk to the Legislature shall notify the Rockland County Board of Sewer Commissioners and said appointee.

LG2015-20  
ELY/cs  
2/10/15



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|   |   |                           |           |
|---|---|---------------------------|-----------|
| Comprehensive Bituminous Materials (Chip Seal)  | Vendor Determined Quick Quote Process under NYS OGS Contract at the time of application | Group 31555 - Award 22787 | \$250,000 |
| Comprehensive Bituminous Materials (Micro Seal) | Vendor Determined by Quick Quote Process under NYS OGS at the time of application       | Group 31555 - Award 22787 | \$750,000 |

WHEREAS, The County is authorized to use NYS OGS contracts for the procurement of such goods and services; and

WHEREAS, All purchases will be made by formal purchase order, encumbering the funds in advance of the services provided, and shall be in accordance with the approved 2015 Budgets for each County Department which purchases off of these contracts; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the purchases in excess of \$100,000 under various New York State Office of General Services (OGS) contracts, and their successor contracts (if awarded in 2015), for the period January 1, 2015 through December 31, 2015 in the amounts listed:

| <b>Contract Title</b>                            | <b>Vendor</b>         | <b>State Contract Number</b>    | <b>Estimated Purchases</b> |
|--|-----------------------|---------------------------------|----------------------------|
| Office Supplies                                  | Staples               | PC 66026 and successor contract | \$150,000                  |
| Industrial and Commercial Supplies and Equipment | W.W. Grainger         | PC 62993 and successor contract | \$250,000                  |
| Fuel – Gasoline                                  | Global Montello Group | PC 66690 and successor          | \$700,000                  |
| Fuel – Ultra-Low Sulfur Diesel                   | Heritagenergy         | PC 66703 and successor contract | \$550,000                  |
| Fuel - Biodiesel                                 | Sprague Energy        | PC 66707 and successor contract | \$150,000                  |

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|   |   |                                 |           |
|---|---|---------------------------------|-----------|
| Road Salt   | Atlantic Salt, Inc.   | PC 66659 and successor contract | \$400,000 |
| Comprehensive Bituminous Materials (Hot in Place) | Vendor Determined Quick Quote Process NYS OGS Contract at the time of application       | Group 3155 - Award 22787        | \$860,000 |
| Comprehensive Bituminous Materials (Chip Seal)    | Vendor Determined Quick Quote Process under NYS OGS Contract at the time of application | Group 31555 - Award 22787       | \$250,000 |
| Comprehensive Bituminous Materials (Micro Seal)   | Vendor Determined by Quick Quote Process under NYS OGS at the time of application       | Group 31555 - Award 22787       | \$750,000 |

and be it further

RESOLVED, That all purchases shall be made by formal purchase order, encumbering the funds in advance of services provided, subject to the approval of the Director of Purchasing, and shall be in accordance with the approved 2015 Budgets for each County Department which purchases off of these contracts.

TS:lo  
2015-00472  
2/5/15

**DRAFT**

RESOLUTION NO. \_\_\_\_\_ OF 2015

BOND RESOLUTION DATED \_\_\_\_\_, 2015

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF RELOCATION OF COUNTY DEPARTMENTS – PHASE I (CAPITAL PROJECT NO. 1481), STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$10,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$10,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) \_\_\_\_\_, 2015

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 continue existing Capital Project No. 1481 for the Department of General Services, Facilities Management, consisting of the relocation of County Departments affected by the sale of Building “A” at the Robert L. Yeager Health Center, including the Departments of Facilities Management, Purchasing, MIS, Medical Examiner, Health and other departments which may be affected depending on relocation logistics. Relocation of these departments will require space design, building design, construction, code compliant building improvements, furniture, furnishings, equipment and other related relocation expenses, all as more particularly described in the County’s 2015 Capital Budget, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$10,000,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$10,000,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy

and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$10,000,000 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 existing building is of at least Class "B" construction as defined by Section 11.00 a. 11. (b) of the Law, and the period of probable usefulness applicable to the specific object or purpose for which said bonds authorized by this resolution are to be issued within the limitations of Section 11.00 a. 12.(a)(2) of the Law, is fifteen (15) 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 specific object or purpose 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 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



RESOLVED, That the Legislature of Rockland County approves an amendment and extension of this Agreement with New Cingular Wireless for the continuing sublease of space for modification of the County's equipment on the site located at 45 Table Rock Road, Sloatsburg, New York, for the period from March 1, 2015 through September 30, 2017 and authorizes its execution by the County Executive and all other documents necessary to effectuate the intent and purpose of this resolution, subject to the approval of the County Attorney.

MB:lo  
2015-00425  
2/5/15  
2/18/15



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RESOLVED, That the acceptance of these grant funds does not require the expenditure of any County tax dollars (NCTD).

TS/LHG:vma  
2015-00345  
1/30/15  
r.2/17/15

RESOLUTION NO. \_\_\_\_\_ OF 2015

**DRAFT**

BOND RESOLUTION DATED \_\_\_\_\_, 2015

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING ADDITIONAL FINANCING FOR COSTS OF PLANNING CONSTRUCTION OF A RAILROAD CROSSING SAFETY AND QUIET ZONE IMPLEMENTATION PROJECT (CAPITAL PROJECT NO. 5403); STATING THE ESTIMATED MAXIMUM COST OF SUCH PROJECT IS \$1,750,000, APPROPRIATING \$900,000 THEREFOR, IN ADDITION TO THE \$850,000 PREVIOUSLY APPROPRIATED; AND AUTHORIZING THE ISSUANCE OF \$900,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION AND APPLICATION OF ANY FUNDS EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

(Adopted) \_\_\_\_\_, 2015

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 continue existing Capital Project No. 5403 for the Department of General Services, Facilities Management, consisting of planning Phase I construction of a Railroad Crossing Safety and Quiet Zone Implementation Project, all as more particularly described in the County's 2015 Capital Budget, as amended. The estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,750,000, and \$900,000 is hereby appropriated therefor, in addition to the \$150,000 previously appropriated pursuant to Resolution No. 636 of 2006 and \$700,000 previously appropriated pursuant to Resolution No. 282 of 2005 (the "Previously Appropriated Funds"). The plan of financing includes the expenditure of the Previously Appropriated Funds and the issuance of

\$900,000 bonds of the County herein authorized in addition to the \$850,000 bonds previously authorized therefor, and any bond anticipation notes issued in anticipation of the sale of such bonds, to finance said appropriation and the application of any funds expected to be received from the State of New York to be expended towards the cost of said specific object or purpose or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$900,000 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 specific object or purpose for which the bonds authorized by this resolution are to be issued within the limitations of Section 11.00 a. 62(2<sup>nd</sup>) of the Law, is five (5) 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 specific object or purpose 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 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.

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Bond Counsel/AFR:mf  
2014-04896  
2-10-15