

The Legislature of Rockland County



ILAN S. SCHOENBERGER
LEGISLATOR, DISTRICT 4
PLANNING AND PUBLIC WORKS, CHAIR

**MINUTES
PLANNING AND PUBLIC WORKS COMMITTEE
TUESDAY, JANUARY 29, 2013
7:00 P.M.**

MEMBERS PRESENT

HON. I. SCHOENBERGER, CHAIR
HON. A. WOLFE, VC
HON. M. GRANT, 2ND VC
HON. E. DAY-left at 8:30pm
HON. D. JOBSON
HON. J. MEYERS
HON. A. PAUL

MEMBERS ABSENT

OTHERS PRESENT

HON. H. CORNELL
HON. J. MURPHY
HON. F. SPARACO
HON. N. LOW HOGAN
HON. P. SOSKIN
N. DOLINER
D. PHILLIPS
A. CONNORS
P. GERDIN

P. BRENNAN
HON. L. FALCO
A. BEERS
P. TUCKER
V. ALTIERI
S. DEGROAT
K. SINCERBOX
J. SILVESTRI
L. INCALCATERRA

C. JENSEN
M. BARBERA
G. WALSH
J. FELLA

Chair Schoenberger called the meeting to order at 7:46 p.m.

- **ADOPTION OF MINUTES OF 1/8/13**

**MOTION TO ADOPT
DAY/GRANT**

UNAN

1. **REFERRAL NO. 6015** VOIDING THE APPOINTMENT OF DR. ANDREW SMITH FROM THE ROCKLAND COUNTY PLANNING BOARD FOR FAILING TO FILE A NO CONFLICTING INTEREST OR ACTIVITY AFFIDAVIT FOR YEAR END 2011 **(SCOTT VANDERHOEF, COUNTY EXECUTIVE) DL# 2012-03937**

ACTION: PULLED

CHAIRWOMAN TO CORRESPOND WITH DR. SMITH TO MAKE CERTAIN THAT HE HAS BEEN ADVISED THAT HE IS BEING REMOVED FROM THE PLANNING BOARD AS A RESULT OF HIS FAILURE TO SUBMIT REQUIRED AFFIDAVITS.

THE LEGISLATURE FELT THAT DR. SMITH SHOULD HAVE A CHANCE TO EXPLAIN WHY HE HAS NOT FILED A NO CONFLICTING INTEREST OR ACTIVITY AFFIDAVIT FOR YEAR END 2011. CHAIRWOMAN CORNELL WILL SEND CORRESPONDENCE TO DR. SMITH FOR A RESPONSE.

2. **REFERRAL NO. 9285**/TRANSFER OF FUNDS FROM THE COUNTY'S 2013 CONTINGENCY ACCOUNT **9481** TO THE DEPARTMENT OF ENVIRONMENTAL RESOURCES BUDGET TO COVER VARIOUS HAVERSTRAW BAY PARK REPAIRS RELATED TO HURRICANE SANDY [DEPARTMENT OF ENVIRONMENTAL RESOURCES] (\$53,000) **(ALAN R. BEERS, ENVIRONMENTAL RESOURCES) [DEPARTMENT OF ENVIRONMENTAL RESOURCES] DL#2012-04852**

ACTION:

LEGISLATIVE COUNSEL TO AMEND RESOLUTION BY ADDING AN ADDITIONAL RESOLVE CLAUSE TO EXPRESS THAT FUNDS RECEIVED FROM FEMA OR THE INSURANCE SETTLEMENT FOR THESE REPAIRS SHALL BE RETURNED TO THE CONTINGENCY ACCOUNT. COUNSEL TO PROVIDE LANGUAGE FOR RESOLVE CLAUSE.

ALAN BEERS FROM THE ENVIRONMENTAL RESOURCES DEPARTMENT SAID THAT THEY ARE WORKING CLOSELY WITH FEMA. MR. BEERS ALSO STATED THAT THEY ARE TRYING TO DO EMERGENCY REPAIRS AND THEY JUST REMOVED THE BRIDGE JUST BEFORE THE ICE FROZE.

**MOTION TO APPROVE
GRANT/JOBSON**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, DAY, JOBSON, PAUL

3. **REFERRAL NO. 6394** APPROVING THE PURCHASE IN EXCESS OF \$100,000 OF A 930K CATERPILLAR WHEEL LOADER INCLUDING A 3.0YD BUCKET AND A 5 YEAR /5000 HOUR EXTENDED WARRANTY FROM H.O. PENN. MACHINERY COMPANY, INC IN AN AMOUNT NOT TO EXCEED \$142,120 UNDER NYS OGS CONTRACT NO. PC65309 WHICH PURCHASE IS TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$142,120) **(GERRY WALSH, COMMISSIONER OF DGS-PURCHASING) DL# 2012-04427**

**MOTION TO APPROVE
JOBSON/WOLFE**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, DAY, JOBSON, PAUL

4. **REFERRAL NO. 6394** APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000 WITH TRANSYSTEMS ARCHITECT & ENGINEER, P.C. FOR DESIGN AND CONSTRUCTION SUPPORT SERVICES FOR AN ADDITIONAL AMOUNT OF \$34,852 FOR A TOTAL AMOUNT OF \$321,131 FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2014 OAK TREE ROAD BRIDGE REPLACEMENT UNDER CAPITAL PROJECT NO. 3300 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$321,131) **(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAYS) DL# 2013-00124**

**MOTION TO APPROVE
GRANT/WOLFE**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, DAY, JOBSON, PAUL

PAGE 3
PPW/MIN
1/29/13

5. **REFERRAL NO. 6394** AUTHORIZING THE CLERK TO THE LEGISLATURE TO ADVERTISE FOR BIDS FOR THE REPLACEMENT OF WALDRON TERRACE BRIDGE LOCATED IN THE VILLAGE OF SLOATSBURG CAPITAL PROJECT 3397[HIGHWAY DEPARTMENT] **(\$750,000)(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAYS) DL# 2012-04851**

ACTION:
LEGISLATIVE COUNSEL TO AMEND CAPTION YEAR TO READ "2013"

**MOTION TO APPROVE
JOBSON/MEYERS**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, DAY, JOBSON, PAUL

6. **REFERRAL NO. 6394** AUTHORIZING THE CLERK TO THE LEGISLATURE TO ADVERTISE FOR BIDS FOR THE EXPANSION OF THE EXIT 14 PARK AND RIDE LOT [DEPARTMENT OF PUBLIC TRANSPORTATION] (\$400,000) **(THOMAS VANDERBEEK, COMMISSIONER OF PUBLIC TRANSPORTATION) DL# 2013-00055**

ACTION:
LEGISLATIVE COUNSEL TO AMEND THE CAPTION TO INCLUDE THAT "NCTD" (No County Tax Dollars) ARE BEING EXPENDED AS A RESULT TO THIS RESOLUTION.

**MOTION TO APPROVE
DAY/PAUL**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, DAY, JOBSON, PAUL

7. **REFERRAL NO. 6394/APPROVING PURCHASES IN EXCESS OF \$100,000 FROM BEYER BROS. CORP. 9325** THREE (3) ADDITIONAL SNOW PLOW TRUCKS FOR THE HIGHWAY DEPARTMENT UNDER RFB-RC-2012-017 IN THE ADDITIONAL AMOUNT OF \$985,395 FOR A TOTAL AMOUNT NOT TO EXCEED \$1,970,790 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DGS-DIVISION OF PURCHASING] (\$1,970,790) **(GERRY WALSH, COMMISSIONER DGS-PURCHASING) DL# 2012-04838**

ADDITIONAL BACKUP ON FILE WITH CLERK

CHAIR GRANT ASKED ANDY CONNORS FROM HIGHWAY DEPARTMENT IF THE COUNTY UTILIZES RELIEF DRIVERS. MR. CONNORS REPLIED YES THE COUNTY HAS ABOUT 3 OR 4 RELIEF DRIVERS.

**MOTION TO APPROVE
JOBSON/GRANT**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, DAY, JOBSON, PAUL

8. **REFERRAL NO. 6803** APPROVING PURCHASES IN EXCESS OF \$100,000 FROM TILCON NEW YORK, INC. FOR SUBBASE MATERIAL FOR USE BY THE HIGHWAY DEPARTMENT UNDER RFB-RC-2012-065 IN AN AMOUNT NOT TO EXCEED \$400,000 FOR THE PERIOD SEPTEMBER 20, 2012 THROUGH SEPTEMBER 19, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES -DIVISION OF PURCHASING] (\$400,000) (**GERRY WALSH, COMMISSIONER OF DGS-PURCHASING**) DL# 2012-04481

ADDITIONAL BACKUP ON FILE WITH CLERK

ACTION:
LEGISLATIVE COUNSEL TO AMEND CAPTION YEAR TO READ "2013"

MOTION TO APPROVE
WOLFE/JOBSON

UNAN
TRANSFER TO B&F

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, DAY, JOBSON, PAUL

9. **REFERRAL NO. 5906** APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000 FROM GEA MECHANICAL EQUIPMENT US, INC. TO PROVIDE PREVENTATIVE MAINTENANCE AND REPAIR TO THE THREE (3) WESTFALIA SEPARATOR CENTRIFUGES IN OPERATION AT THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 UNDER RFB-RC-2011-038 IN THE ADDITIONAL AMOUNT OF \$90,000 AND IN A TOTAL AMOUNT NOT TO EXCEED \$290,000 FOR THE TWO (2) YEAR PERIOD FROM JULY 28, 2011 THROUGH JULY 27, 2013 WITH THE OPTION TO RENEW FOR THREE (3) ADDITIONAL ONE (1) YEAR TERMS WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$290,000) (**GERRY WALSH, COMMISSIONER, DGS-PURCHASING**) DL# 2012-04854

MOTION TO APPROVE
PAUL/WOLFE

UNAN
TRANSFER TO B&F

ADDED SPONSORS SCHOENBERGER, WOLFE, DAY, JOBSON, PAUL

10. **REFERRAL NO. 5906** RESCINDING RESOLUTION NO. 572 OF 2012 A RESOLUTION APPROVING A \$43,000,000 INCREASE IN COST OF THE WESTERN RAMAPO SEWER EXTENSION OF ROCKLAND COUNTY SEWER DISTRICT NO. 1, BRINGING THE TOTAL COST OF \$168,000,000 AND MAKING OTHER DETERMINATIONS IN CONNECTION THEREWITH (**DIANNE PHILIPPS, DIRECTOR SEWER DISTRICT NO.1**) DL# 2013-00113

MOTION TO APPROVE
WOLFE/PAUL

UNAN
TRANSFER TO B&F

ADDED SPONSORS SCHOENBERGER, WOLFE, DAY, JOBSON, PAUL

PAGE 5
PPW/MIN
1/29/13

11. **REFERRAL NO. 5906** A RESOLUTION APPROVING \$43,000,000 INCREASE IN COST OF WESTERN RAMAPO SEWER EXTENSION OF ROCKLAND COUNTY SEWER DISTRICT NO. 1, BRINGING THE TOTAL COST TO \$168,000,000 AND MAKING OTHER DETERMINATIONS IN CONNECTION THEREWITH **(DIANNE PHILIPPS, DIRECTOR SEWER DISTRICT NO. 1) DL# 2013-00116**

**MOTION TO APPROVE
PAUL/WOLFE**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, JOBSON, PAUL

12. **REFERRAL NO. 5039** DISCUSSION ITEM: UPDATE FROM ROCKLAND COUNTY DRAINAGE DEPARTMENT ON FLOOD REMEDIATION OF THE MAHWAH RIVER IN THE SQUIRES GATE SECTION, VILLAGE OF SUFFERN **(HON. ILAN S. SCHOENBERGER, LEGISLATURE)**

DISCUSSED

**MOTION TO ADJOURN 9:02 P.M.
JOBSON/GRANT**

UNAN

"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."

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