THE LEGISLATURE OF ROCKLAND COUNTY

ILAN S. SCHOENBERGER
LEGISLATOR – DISTRICT 4

CHAIR, BUDGET & FINANCE COMMITTEE

AGENDA
BUDGET & FINANCE COMMITTEE
TUESDAY, APRIL 10, 2012
7:15 P.M.

ROLL CALL

ADOPTION OF MINUTES FROM MARCH 27, 2012

1. **BONDS/PUBLIC WORKS MATTERS:**

1-PPW) REF. #6955

AMENDING THE CAPITAL PROJECTS BUDGET TO ADD A $650,000 CAPITAL PROJECT TO FACILITATE THE REPAIR AND UPGRADE OF THE HI-TOR ANIMAL FACILITY **(HONS. ALDEN H. WOLFE, EDWIN J. DAY, JAY HOOD JR., TONEY E. EARL, LEGISLATURE) LG #3097**

(SUBJECT TO APPROVAL OF PPW)

2-PPW) REF. #5906

APPROVING AMENDMENT AND EXTENSION TO CONTRACT OVER $100,000 WITH NIXON PEABODY, LLP IN AN AMOUNT NOT TO EXCEED $60,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED $1,739,000 FOR ADDITIONAL LEGAL SERVICES IN CONNECTION WITH PROPERTY ACQUISITIONS /CONDEMNATIONS FOR THE WESTERN RAMAPO SEWER EXTENSION PROJECT AND THE VILLAGE/TOWN SEWER EXTENSION PROJECT, EXTENDING THE CONTRACT THROUGH DECEMBER 31, 2012 AND AUTHORIZING EXECUTION OF THE CONTRACT BY THE COUNTY EXECUTIVE [ROCKLAND COUNTY SEWER DISTRICT NO. 1] ($1,739,000) **(DIANNE PHILIPPS, DIRECTOR OF SEWER DISTRICTS NO. 1) DL #2012-01075**

(SUBJECT TO APPROVAL OF PPW)

3-PPW) REF. #8293

APPROVING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE METROPOLITAN PLANNING ORGANIZATION ("MPO") MEMBER AGENCY FEDERAL-AID MASTER PROJECT COMPTROLLER'S CONTRACT NO. C033469 IN AN AMOUNT UP TO $8,310,970 FOR THE PERIOD APRIL 1, 2012 THROUGH MARCH 31, 2022 AND AUTHORIZING EXECUTION OF ALL NECESSARY DOCUMENTS BY THE COUNTY EXECUTIVE [DEPARTMENT OF PLANNING] ($8,310,970) **(THOMAS B. VANDERBEEK, COMMISSIONER OF PLANNING) DL #2012-00584**

(SUBJECT TO APPROVAL OF PPW)

4-PPW) REF. #2994

APPROVING ADDITIONAL PURCHASES IN EXCESS OF $100,000 FROM BREGA D.O.T. MAINTENANCE CORP. FOR PARATRANSIT BUS FLEET INSPECTION, PREVENTIVE MAINTENANCE AND REPAIRS FOR THE ROCKLAND COUNTY DEPARTMENT OF TRANSPORTATION UNDER RFB-RC-07-140 IN AN AMOUNT NOT TO EXCEED $400,000 FOR THE PERIOD MARCH 1, 2012 THROUGH FEBRUARY 28, 2013 AND IN A TOTAL AMOUNT NOT TO EXCEED $1,984,856 FOR THE FULL PERIOD FROM MARCH 1, 2008 THROUGH FEBRUARY 28, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] ($1,984,856) **(GERALD WALSH, COMMISSIONER OF DGS-PURCHASING) DL #2012-00990 rev. 4/4/12**

(SUBJECT TO APPROVAL OF PPW)

5-PPW) REF. #9075

DETERMINING THAT CERTAIN COUNTY OWNED REAL PROPERTY LOCATED AT 2 NEW HEMPSTEAD ROAD, NEW CITY, NEW YORK, IS NO LONGER NECESSARY FOR PUBLIC USE AND AUTHORIZING THE SALE OF SAID REAL PROPERTY BY PUBLIC ADVERTISEMENT [DEPARTMENT OF BUDGET & FINANCE] **(STEPHEN DEGROAT, ACTING COMMISSIONER OF BUDGET & FINANCE) DL #2012-00900**

(SUBJECT TO APPROVAL OF PPW)

6-PPW) REF. #6394

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED_____, 2012, AUTHORIZING FINANCING OF IMPROVEMENTS TO THE DEMAREST KILL COUNTY PARK DAM, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS $1,000,000, APPROPRIATING $1,000,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF $1,000,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION **(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAYS) LM #2012-00652**

(SUBJECT TO APPROVAL OF PPW)

2. GRANTS/DONATIONS:

2A) REF. #9173

APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF $300,000 (NCTD) FROM THE NEW YORK STATE DEPARTMENT OF HEALTH CREATING HEALTHY PLACES TO LIVE, WORK AND PLAY GRANT FOR THE PERIOD APRIL 1, 2012 THROUGH MARCH 31, 2013 WHICH MAY BE FOLLOWED BY A COST-OF-LIVING ADJUSTMENT (COLA) AWARD OF NO MORE THAN 10% OR $30,000 MAKING A TOTAL GRANT AWARD $330,000 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE [DEPARTMENT OF HEALTH] ($330,000) **(DR. JOAN FACELLE, COMMISSIONER OF HEALTH DEPT.) DL #2012-00773**

(SUBJECT TO APPROVAL OF MULTI-SERVICES)

3. BUDGET ITEMS:

3A) REF. #9473

AMENDING THE 2012 BUDGET BY APPROVING THE ACCEPTANCE OF ADDITIONAL FUNDS IN THE AMOUNT OF $425,207 [NCTD] FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH FOR THE CALENDAR YEAR 2012 TO BE DISTRIBUTED TO MENTAL HEALTH ASSOCIATION OF ROCKLAND COUNTY, INC. AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS INCLUDING THE APPLICABLE CONTRACT IN THE AMOUNT OF $1,898,766 [DEPARTMENT OF MENTAL HEALTH] ($1,898,766) **(MARY ANN WALSH TOZER, COMMISSIONER OF MENTAL HEALTH) DL #2012-00221**

3B) REF. #9473

APPROPRIATING THE SUM OF $1,500 TO JEWISH WAR VETERANS OF THE UNITED STATES OF AMERICA-PFC. FREDERICK HECHT POST #425 SPRING VALLEY, NEW YORK FOR PATRIOTIC OBSERVANCES IN 2012 **(HONS. PHILIP SOSKIN, ILAN S. SCHOENBERGER, ALDEN H. WOLFE, LEGISLATURE) LG #3099**

3C) REF. #9361

APPROPRIATION OF FUNDS FROM THE U.S. DEPARTMENT OF JUSTICE FOR REIMBURSEMENT TO THE ROCKLAND COUNTY SHERIFF'S DEPARTMENT UNDER THE ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCES OVERTIME AND AUTHORIZED EXPENSE/STRATEGIC INITIATIVE PROGRAM AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] ($30,000) **(LOUIS FALCO III, SHERIFF) DL #2012-00993**

4. AUTHORIZATIONS: NONE

5. CONTRACTS/AGREEMENTS:

5A) REF. #9209

APPROVAL OF AN AMENDMENT AND EXTENSION OF AN AGREEMENT IN EXCESS OF $100,000 WITH CP/RP ROCKLAND ASSOCIATES LIMITED PARTNERSHIP TO INCREASE THE CONTRACT IN THE ADDITIONAL AMOUNT OF $87,500 FOR A TOTAL CONTRACT SUM NOT TO EXCEED $575,000 AND TO EXTEND THE TERM FOR THE PERIOD FROM JULY 2, 2008 THROUGH JULY 31, 2012 FOR THE LEASE OF SPACE FOR THE STORAGE OF VOTING MACHINES AND AUTHORIZING ITS EXECUTION AND ALL OTHER NECESSARY DOCUMENTS BY THE COUNTY EXECUTIVE [BOARD OF ELECTIONS] ($575,000) **(ANN MARIE KELLY, LOUIS C. BABCOCK, COMMISSIONER OF BOARD OF ELECTIONS) DL #2012-00948 rev. 4/4/12**

(SUBJECT TO APPROVAL OF MULTI-SERVICES)

5B) REF. #8372

APPROVING AN AMENDMENT AGREEMENT IN EXCESS OF $100,000 WITH NYACK HOSPITAL FOR PRENATAL CLINIC SERVICES AS PER SPECIFICATIONS IN RFP-RC-2010-024 FOR AN ADDITIONAL AMOUNT OF $1,400,000, FOR THE PERIOD FROM JANUARY 1, 2012 THROUGH DECEMBER 31, 2012, FOR A TOTAL CONTRACT SUM NOT TO EXCEED $2,957,404 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HEALTH] ($2,957,404) **(DR. JOAN FACELLE, COMMISSIONER OF HEALTH DEPT.) DL #2012-00545**

(SUBJECT TO APPROVAL OF MULTI-SERVICES)

6. ALLOCATION/RECLASSIFICATION OF POSITIONS: NONE

7. BIDS: NONE

8. TRANSFER OF FUNDS/OTHERS: NONE

9. TAX ITEMS: NONE

10. PUBLIC HEARINGS: NONE

11. LOCAL LAW/HOME RULE:

11A) REF. #5574

REQUESTING THAT THE NEW YORK STATE ASSEMBLY PASS BILL A.8669 AND THE NEW YORK STATE SENATE PASS BILL S.6561-AN ACT TO AMEND THE EXECUTIVE LAW IN RELATION TO AUTHORIZING THE ADOPTION OF A LOCAL LAW REQUIRING CERTAIN INDIVIDUALS CURRENTLY SERVING OR WHO SHALL BE SENTENCED TO A PERIOD OF PROBATION UPON CONVICTION OF ANY CRIME TO PAY THE LOCAL PROBATION DEPARTMENT WITH THE RESPONSIBILITY OF SUPERVISING THE PROBATIONER AN ADMINISTRATIVE FEE OF UP TO TWENTY DOLLARS PER MONTH **(HON. EDWIN J. DAY, LEGISLATURE) LG #3094**

Pulled at Full Legislative Meeting on 4/3/12

12. PRESENTATIONS/DISCUSSION: NONE

13. MISCELLANEOUS:

13A) REF. #4065

ESTABLISHING AND CREATING A JOINT LEGISLATIVE/EXECUTIVE TASK FORCE ON FISCAL IMPROVEMENT **(HON. ALDEN H. WOLFE, LEGISLATURE) LG #3074**

Pulled from 3/27/12

14. RECEIVE & FILE: NONE

15. CORRESPONDENCE – REVIEW AND DISCUSSION: NONE

"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."

1-APW

DRAFT

Introduced by:
Hon. Alden H. Wolfe, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Toney L. Earl, Sponsor

Referral No.

RESOLUTION NO. OF 2012
AMENDING THE CAPITAL PROJECTS BUDGET TO ADD A $650,000 CAPITAL PROJECT TO FACILITATE THE REPAIR AND UPGRADE OF THE HI-TOR ANIMAL FACILITY

WHEREAS, the County of Rockland provides a structure for an animal shelter known as the Hi-Tor Animal Care Center, under a lease agreement with Hi-Tor Animal Care Center Inc.; and

WHEREAS, the buildings which comprise this shelter are in need of repair and renovation; and

WHEREAS, it is the desire of the Legislature of Rockland County to renovate these facilities, thereby providing a newer facility to Hi-Tor Animal Care Center Inc. whose function it is to provide animal control shelter to Rockland County's towns and villages and to keep the community safe from the potential threats of feral and rabid animals; and

WHEREAS, the Rockland County Department of General Services advises that an engineering report has been prepared showing a cost for improvements and miscellaneous expenses of approximately $650,000 to repair and upgrade the current facility; and

WHEREAS, it is the intention of the Legislature to have the County repair and upgrade the facility; and

WHEREAS, the _____ Committees have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, that the Capital Projects Budget shall be amended to add a $650,000 capital project to conduct a repair and renovation of the Hi-Tor Animal Facility.

RM/cs
3/26/12 LG3097; 3/27/12; 3/28/12 AHW

3-PPW

Introduced by: Referral No.

RESOLUTION NO. OF 2012
APPROVING AMENDMENT AND EXTENSION TO CONTRACT OVER $100,000 WITH NIXON PEABODY, LLP IN AN AMOUNT NOT TO EXCEED $60,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED $1,739,000 FOR ADDITIONAL LEGAL SERVICES IN CONNECTION WITH PROPERTY ACQUISITIONS/CONDEMNATIONS FOR THE WESTERN RAMAPO SEWER EXTENSION PROJECT AND THE VILLAGE/TOWN SEWER EXTENSION PROJECT, EXTENDING THE CONTRACT THROUGH DECEMBER 31, 2012 AND AUTHORIZING EXECUTION OF THE CONTRACT BY THE COUNTY EXECUTIVE
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]
($1,739,000)

WHEREAS, The Rockland County Sewer District No. 1 entered into an agreement with Nixon Peabody, LLP for legal services on January 13, 2004 for property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project in an amount not to exceed $50,000 for the period January 1, 2004 through December 31, 2004; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to the agreement with Nixon Peabody, LLP on or about June 28, 2004 for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $45,000 for a total contract sum not to exceed amount $95,000, for the period January 1, 2004 through December 31, 2004; and

WHEREAS, By Resolution No. 489 of 2004, the Legislature of Rockland County approved an amendment to the agreement with Nixon Peabody, LLP for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $475,000 for a total contract sum not to exceed $570,000, for the period from January 1, 2004 through December 31, 2004; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about October 26, 2004 for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $475,000 for a total contract sum not to exceed amount of $570,000, for the period January 1, 2004 through December 31, 2004; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an extension to the agreement with Nixon Peabody, LLP on or about January 31, 2005 which extended the term of agreement to June 30, 2005; and

WHEREAS, By Resolution No. 322 of 2005, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP for additional legal services (property acquisitions/condemnations for the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $193,000 for a total contract sum not to exceed $763,000, for the period from January 1, 2004 through December 31, 2005; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about July 27, 2005, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $193,000 for a total contract sum not to exceed amount of $763,000 for the period from July 1, 2005 through December 31, 2005; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an extension to the agreement with Nixon Peabody, LLP on or about January 18, 2006 which extended the term of the agreement to June 30, 2006; and

WHEREAS, By Resolution No. 386 of 2006, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by $195,000 for a total contract sum not to exceed $958,000 for the period from July 1, 2006 through June 1, 2007; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about August 28, 2006, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $195,000 for a total contract sum not to exceed amount of $958,000 for the period from July 1, 2006 through June 1, 2007; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an extension to the agreement with Nixon Peabody, LLP on or about July 24, 2007 which extended the term of the agreement to June 1, 2008; and

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WHEREAS, By Resolution No. 154 of 2008, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP for legal services (property acquisitions/condemnations for the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $154,000 for a total contract sum not to exceed $1,112,000, and extending the term through June 1, 2009; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment and extension to the agreement with Nixon Peabody, LLP on or about August 25, 2008 which increased the amount of legal services by $154,000, for a total contract sum not to exceed $1,112,000 and extended the term of the agreement to June 1, 2009; and

WHEREAS, By Resolution No. 241 of 2009, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by $286,000 for a total contract sum not to exceed $1,398,000 for the period from June 2, 2009 through June 1, 2010; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about May 12, 2009, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $286,000 for a total not to exceed amount of $1,398,000 for the period from June 2, 2009 through June 1, 2010; and

WHEREAS, By Resolution No. 196 of 2010, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by $186,000 for a total contract sum not to exceed $1,584,000 for the period from June 2, 2010 through June 1, 2011; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about May 7, 2010, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $186,000 for a total not to exceed amount of $1,584,000 for the period from June 2, 2010 through June 1, 2011; and

WHEREAS, By Resolution No. 475 of 2011, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by $95,000 for a total contract sum not to exceed $1,679,000 for the period from June 1, 2011 through December 31, 2011; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about November 9th, 2011, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by $95,000 for a total not to exceed amount of $1,679,000 for the period from June 1, 2011 through December 31, 2011; and

WHEREAS, Based upon the 2012 budget proposal of Nixon Peabody, LLP and the legal work which is anticipated for this project, additional funds for legal services in the amount of $60,000 are necessary; and

WHEREAS, By Resolution 10 of 2012, the Board of Sewer Commissioner's approved the amendment of the contract for legal services with Nixon Peabody, LLP in the amount of $60,000, for a total contract sum not to exceed $1,739,000, extending the contract through December 31, 2012 and authorized its execution by the Executive Director of the Rockland County Sewer District No. 1, and requests the approval of the Rockland County Legislature for this contract; and

WHEREAS, The Executive Director of Rockland County Sewer District No. 1 and the Department of Law recommend the amendment and extension to the agreement with Nixon Peabody, LLP, 1100 Clinton Square, Post Office Box 31051, Rochester, New York 14604, be approved for the additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension and Village/Town Sewer Extension Project), increasing the amount of legal services by $60,000, for a total contract sum not to exceed $1,739,000, and extending the contract through December 31, 2012; 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, Funding for this contract amendment is provided for in the 2012 Sewer District Operating Budget, SWR-8110-E4090; and

WHEREAS, The 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 amendment of and extension to an agreement in excess of $100,000 with Nixon Peabody, LLP, 1100 Clinton Square, Post Office Box 31051, Rochester, New York 14604 for additional legal services (property acquisitions/condemnations for the Western Ramapo Sewer Extension Project and Village/Town Sewer Extension Project), increasing the amount of legal services by $60,000, for a total contract sum not to exceed $1,739,000, extending the contract through December 31, 2012, and authorizes its execution by the County Executive subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for this contract amendment is provided for in the 2012 Sewer District Operating Budget, SWR-8110-E4090.

AR:mf
2012-01075
3-15-12

BFPW

Introduced by: Referral No.

DRAFT

RESOLUTION NO. OF 2012
APPROVING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE METROPOLITAN PLANNING ORGANIZATION ("MPO") MEMBER AGENCY FEDERAL-AID MASTER PROJECT COMPTROLLER'S CONTRACT NO. C033469 IN AN AMOUNT UP TO $8,310,970 FOR THE PERIOD APRIL 1, 2012 THROUGH MARCH 31, 2022 AND AUTHORIZING EXECUTION OF ALL NECESSARY DOCUMENTS BY THE COUNTY EXECUTIVE [DEPARTMENT OF PLANNING] ($8,310,970)

WHEREAS, The County Executive and the Legislature of Rockland County have been advised that the Department of Planning desires to enter into an agreement in an amount up to $8,310,970 with New York State Department of Transportation ("NYSDOT") for the Metropolitan Planning Organization ("MPO") Member Agency Federal-Aid Master Project Agreement, Comptroller's Contract No. C033469, for the period April 1, 2012 through March 31, 2022; and

WHEREAS, The MPO determines the distribution and appropriate use of Federal Highway Administration ("FHWA") and Federal Transit Administration ("FTA") Federal-Aid funds for the metropolitan area as provided by 23 USC § 105 and § 134, and applicable Federal and State regulations, as described in the annual Unified Planning Work Program; and

WHEREAS, The MPO Member Agency Federal-Aid Master Project Agreement with NYSDOT is a ten (10) year agreement that will allow the County to be reimbursed for staff work related to eligible costs to meet the federal MPO requirements. The work program and funding estimates will be established each year with the MPO and included in the County Revenue Budget; and

WHEREAS, Projects under the MPO Member Agency Federal-Aid Master Project Agreement eligible for funding under Title 23 U.S. Code, as amended, call for the apportionment of the costs of such program to be borne at the ratio of 80% Federal Funds and 20% non-federal funds; and

WHEREAS, The agreement is federally funded but administered by the State of New York, on a reimbursement basis; and

WHEREAS, The 20% non-federal funds will be provided by "in kind" services of County staff time working on the Project; and

Referral No.

DRAFT

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

RESOLVED, That the Legislature of Rockland County approves the agreement in the amount up to $8,310,970 with the New York State Department of Transportation for the MPO Member Agency Federal-Aid Master Project Agreement, Comptroller's Contract No. C033469, for the period April 1, 2012 through March 31, 2022, and authorizes execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That the MPO Member Agency Federal-Aid Master Project with NYSDOT will allow the County to be reimbursed for staff work related to eligible costs to meet the federal MPO requirements. Work program and funding estimates will be established each year with the MPO and included in the County Revenue Budget, with non-federal funds being met by "in kind" services of County staff time working on the Project.

LG:lo
2012-00584
3/14/12
r.4/3/12

EPPW

Introduced by: Referral No.

DRAFT

RESOLUTION NO. OF 2012
APPROVING ADDITIONAL PURCHASES IN EXCESS OF $100,000
FROM BREGA D.O.T. MAINTENANCE CORP.
FOR PARATRANSIT BUS FLEET INSPECTION,
PREVENTIVE MAINTENANCE AND REPAIRS
FOR THE ROCKLAND COUNTY DEPARTMENT OF TRANSPORTATION
UNDER RFB-RC-07-140
IN AN AMOUNT NOT TO EXCEED $400,000
FOR THE PERIOD MARCH 1, 2012 THROUGH FEBRUARY 28, 2013
AND IN A TOTAL AMOUNT NOT TO EXCEED $1,984,856
FOR THE FULL PERIOD FROM MARCH 1, 2008 THROUGH FEBRUARY 28, 2013
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
($1,984,856)

WHEREAS, By Resolution No. 100 of 2008, the Legislature of Rockland County approved the purchase of services in excess of $100,000 from Brega D.O.T. Maintenance Corp. ("Brega"), 500 Corporate Court, Valley Cottage, New York 10989, for paratransit bus fleet inspection, preventive maintenance and repairs for the Rockland County Department of Transportation under RFB-RC-07-140 (the "RFB") in the amount of $250,000 for the period from March 1, 2008 through February 28, 2009, with four (4) additional one (1) year options; and

WHEREAS, By Resolution No. 198 of 2009, the Legislature approved additional purchases in the amount of $59,856 for the period from March 1, 2008 through February 28, 2009 for a total amount not to exceed $309,856; and

WHEREAS, By Resolution No. 199 of 2009, the Legislature approved the execution of the first year option term of the contract from March 1, 2009 through February 28, 2010 as well as additional purchases in the amount of $350,000 for a total amount not to exceed $659,856; and

WHEREAS, By Resolution No. 179 of 2010, the Legislature approved additional purchases in the amount of $25,000 for the period from March 1, 2009 through February 28, 2010 for a total amount not to exceed $684,856; and

WHEREAS, By Resolution No. 180 of 2010, the Legislature approved the execution of the second year option term of the contract from March 1, 2010 through February 28, 2011 as well as additional purchases in the amount of $450,000 for a total amount not to exceed $1,134,856; and

WHEREAS, By Resolution No. 165 of 2011, the Legislature approved the execution of the third year option term of the contract from March 1, 2011 through February 28, 2012 as well as additional purchases in the amount of $450,000 for a total amount not to exceed $1,584,856; and

WHEREAS, The Director of Purchasing seeks to renew the RFB for the fourth and final option term from March 1, 2012 through February 28, 2013; and

WHEREAS, The Department of Public Transportation estimates that an additional $400,000 will be spent from March 1, 2012 through February 28, 2013, for a total amount not to exceed $1,984,856 for the full period from March 1, 2008 through February 28, 2013; and

WHEREAS, The Consumer Price Index (CPI) for the period January 2011 through January 2012 was 2.9%, but Brega agreed to hold its 2007 pricing, resulting in a savings to the County of $11,600 for the period March 2012 through February 2013; and

WHEREAS, Several bid lines (i.e., 33, 35, 37, 7 and 12) also were negotiated to lower unit cost pricing, resulting in an additional savings to the County; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the additional purchases in excess of $100,000 from Brega for paratransit bus fleet inspection, preventive maintenance and repairs under the RFB in the additional amount of $400,000 for the fourth and final option term from March 1, 2012 through February 28, 2013 and in a total amount not to exceed $1,984,856 for the full period from March 1, 2008 through February 28, 2013; and

WHEREAS, All purchases will be initiated by formal purchase order; and

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budget of the Department of Public Transportation and is contingent upon 2013 budget appropriations; 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 additional purchases in excess of $100,000 from Brega D.O.T. Maintenance Corp., 500 Corporate Court, Valley Cottage, New York 10989, for paratransit bus fleet inspection, preventive maintenance and repairs for the Rockland County Department of Transportation under RFB-RC-07-140 in the additional amount of $400,000 for the fourth and final option term from March 1, 2012 through February 28, 2013 and in a total amount not to exceed $1,984,856 for the full period from March 1, 2008 through February 28, 2013, and hereby authorizes all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for these purchases is provided for in the 2012 Budget of the Department of Public Transportation and is contingent upon 2013 budget appropriations.

BNB:lo
2012-00990
3/13/12
Rev. 4/4/12

Bppw

Introduced by: Referral No.

DRAFT

RESOLUTION NO. ___ OF 2012
DETERMINING THAT CERTAIN COUNTY OWNED REAL PROPERTY LOCATED AT 2 NEW HEMPSTEAD ROAD, NEW CITY, NEW YORK, IS NO LONGER NECESSARY FOR PUBLIC USE AND AUTHORIZING THE SALE OF SAID REAL PROPERTY BY PUBLIC ADVERTISEMENT
[DEPARTMENT OF BUDGET AND FINANCE]

WHEREAS, The County of Rockland is the owner of certain real property located at 2 New Hempstead Road, New City, New York, more particularly identified by the metes and bounds description as follows:

> Beginning at point on the Northerly side of County Highway Route 80 (a/k/a New Hempstead Road) where the same is intersected by the division line between premises described herein and lands now or formerly of the County of Rockland also known as Section 43.15-1-45, and running thence;
>
> 1. Along the division line between lands described herein and lands now or formerly of the County of Rockland also known as Section 43.15-1-45, North 07 41'20" East a distance of 168.12 feet to a point, thence
>
> 2. Along the same North 06 36' 10" West a distance of 76.76 feet to a point, thence
>
> 3. Along the division line between lands described herein and lands now or formerly of the County of Rockland, also know as Section 43.15-1-47, North 06 55' 00" East a distance of 74.22 feet to a point, thence
>
> 4. Along the division line between lands describe ed herein and lands know or formerly of Abesrc Corp. also known as Section 43.15-1-42, South 82 52' 40" East a distance of 104.38 feet to a point, thence
>
> 5. Along the same South 23 31' 20" East a distance of 56.05 feet to a point, thence

DRAFT

6. Along the same South 06 13' 20" West a distance of 35.26 feet to a point, thence

7. Continuing along the same South 83 46' 40" East a distance 74.62 feet to a point, thence

8. Still along the same South 87 15' 00" East a distance of 178.89 feet to the Westerly side of County Highway Route 29 (a/k/a Main Street), thence

9. Along the Westerly side of County Highway Route 29 (a/k/a/ Main Street) South 08 11' 40" West 221.09 feet to a point of curve, thence

10. On a curve to the right having a radius of 28.71 feet an arc length of 45.23 feet to a point, thence

11. Along the Northerly side of County Highway Route 80 (a/k/a New Hempstead Road) South 09 06' 01" West a distance of 2.46 feet to a point, thence

12. Along the same North 80 54' 53: West a distance of 89.62 feet to a point, thence

13. Along the same South 09 05' 01" West a distance of 6.23 feet to a point, thence

14. Along the same North 81 20' 00" West 79.83 feet to a point, thence

15. Continuing along the same North 08 40' 00" East a distance of 4.00 feet to a point, thence

16. Along the same North 81 20' 00" West 46.00 feet to a point, thence

17. Along the same South 08 40' 00" West a distance of 4.00 feet to a point, and

18. Still along the same North 81 20' 00" West a distance of 120.57 to the point and place of BEGINNING.

BEING AND INTENDED TO BE part of the same premises conveyed to Rockland National Bank by deed from Robank Corporation recorded November 1, 1967 in Liber 834 page 489.

The Bank of New York is successor in interest to Rockland National Bank; and

WHEREAS, The County Executive had determined that said parcel is no longer necessary for public use by the County of Rockland; and

WHEREAS, County Law §215 authorizes the sale of real property which is no longer necessary for public use; and

WHEREAS, The Real Property Tax Officer and the County Executive recommend that the Legislature of Rockland County determine that the County-owned real property located at 2 New Hempstead Road, New City, New York, is no longer necessary for public use and authorize the sale of said real property by public advertisement in accordance with County Law §215; and

WHEREAS, A review by the Department of Planning indicates that it is a Type II Action as defined in Section 617.5(c)(25) of 6 NYCRR Part 617, which are the regulations under the State Environmental Quality Review Act, and is therefore not subject to the provisions of those regulations; and

WHEREAS, The Committee of the Legislature has met, considered and approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County determines that the County-owned real property located at 2 New Hempstead Road, New City, New York, more particularly identified by the metes and bounds description as follows to be no longer necessary for public use:

> Beginning at point on the Northerly side of County Highway Route 80 (a/k/a New Hempstead Road) where the same is intersected by the division line between premises described herein and lands now or formerly of the County of Rockland also known as Section 43.15-1-45, and running thence;
>
> 1. Along the division line between lands described herein and lands now or formerly of the County of Rockland also

known as Section 43.15-1-45, North 07 41'20" East a distance of 168.12 feet to a point, thence

2. Along the same North 06 36' 10" West a distance of 76.76 feet to a point, thence

3. Along the division line between lands described herein and lands now or formerly of the County of Rockland, also know as Section 43.15-1-47, North 06 55' 00" East a distance of 74.22 feet to a point, thence

4. Along the division line between lands described herein and lands know or formerly of Abesrc Corp. also known as Section 43.15-1-42, South 82 52' 40" East a distance of 104.38 feet to a point, thence

5. Along the same South 23 31' 20" East a distance of 56.05 feet to a point, thence

6. Along the same South 06 13' 20" West a distance of 35.26 feet to a point, thence

7. Continuing along the same South 83 46' 40" East a distance 74.62 feet to a point, thence

8. Still along the same South 87 15' 00" East a distance of 178.89 feet to the Westerly side of County Highway Route 29 (a/k/a Main Street), thence

9. Along the Westerly side of County Highway Route 29 (a/k/a/ Main Street) South 08 11' 40" West 221.09 feet to a point of curve, thence

10. On a curve to the right having a radius of 28.71 feet an arc length of 45.23 feet to a point, thence

11. Along the Northerly side of County Highway Route 80 (a/k/a New Hempstead Road) South 09 06' 01" West a distance of 2.46 feet to a point, thence

12. Along the same North 80 54' 53: West a distance of 89.62 feet to a point, thence

13. Along the same South 09 05' 01" West a distance of 6.23 feet to a point, thence

14. Along the same North 81 20' 00" West 79.83 feet to a point, thence

15. Continuing along the same North 08 40' 00" East a distance of 4.00 feet to a point, thence

16. Along the same North 81 20' 00" West 46.00 feet to a point, thence

17. Along the same South 08 40' 00" West a distance of 4.00 feet to a point, and

18. Still along the same North 81 20' 00" West a distance of 120.57 to the point and place of BEGINNING.

BEING AND INTENDED TO BE part of the same premises conveyed to Rockland National Bank by deed from Robank Corporation recorded November 1, 1967 in Liber 834 page 489.

The Bank of New York is successor in interest to Rockland National Bank; now, therefore, be it

RESOLVED, That the Legislature of Rockland County accepts the determination by the Department of Planning that the project is a Type II Action as defined in Section 617.5(c)(25) of 6 NYCRR Part 617, which are the regulations under the State Environmental Quality Review Act, and is therefore not subject to the provisions of those regulations; and be it further

RESOLVED, That the Legislature of Rockland County authorizes the sale of County-real property located at 2 New Hempstead Road, New City, New York, by public advertisement in accordance with County Law §215; and be it further

RESOLVED, That the Director of Purchasing is authorized to advertise the real property for public sale in accordance with County Law §215.

2012-00900
TS: mf
3-21-12
rev. 4-3-12

DRAFT

BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 2012, AUTHORIZING FINANCING OF IMPROVEMENTS TO THE DEMAREST KILL COUNTY PARK DAM, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS $1,000,000, APPROPRIATING $1,000,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF $1,000,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes an Unlisted Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law) for which a negative declaration has been made.

Section 2. The County is hereby authorized to finance Capital Project No. 7115 for the Department of Highways, consisting of improvements to the Demarest Kill County Park Dam, in the Town of Clarkstown, including engineering, permits, construction, inspections, and incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is $1,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of $1,000,000 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 3. Bonds of the County in the principal amount of $1,000,000 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 the "Law") to finance said appropriation.

Section 4. The following additional matters are hereby determined and declared:

a) The period of probable usefulness to the purpose for which said $1,000,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 22 of the Law is thirty (30) years; and

b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. 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, and provision shall be made annually in the budget of the

County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

* * * * *

EXTRACT OF MINUTES

Meeting of Legislature of

The County of Rockland, New York

_____, 2012

* * *

At a regular meeting of the Legislature of the County of Rockland, New York, held at the Legislative Chambers, Allison-Parris County Office Building, in New City, New York, on _____, 2012.

The following Legislators were present:

There were absent:

Also present:

Legislator _____ offered the following resolution and moved its adoption:

The adoption of the following resolution was seconded by Legislator _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

ABSENT:

The resolution was declared and adopted.

* * * * * *

LM #: 2012-00052

2A

Introduced by: Referral No.

DRAFT

RESOLUTION NO. OF 2012
APPROVING ACCEPTANCE OF GRANT
IN THE AMOUNT OF $300,000
(NO COUNTY TAX DOLLARS)
FROM THE NEW YORK STATE DEPARTMENT OF HEALTH
CREATING HEALTHY PLACES TO LIVE, WORK AND PLAY GRANT
FOR THE PERIOD APRIL 1, 2012 THROUGH MARCH 31, 2013
WHICH MAY BE FOLLOWED BY A COST-OF-LIVING ADJUSTMENT (COLA)
AWARD OF NO MORE THAN 10% OR $30,000
MAKING TOTAL GRANT AWARD $330,000
AND AUTHORIZING EXECUTION OF ALL NECESSARY
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HEALTH]
($330,000)

WHEREAS, The Commissioner of Health has advised the County Executive and the Legislature of Rockland County that the New York State Department of Health has awarded the Rockland County Department of Health (DOH) a $300,000 Creating Healthy Places to Live, Work and Play Grant with an possible Cost-of-Living Adjustment (COLA) award of no more than 10% or $30,000, making total grant award $330,000, for the period April 1, 2012 through March 31, 2013; and

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

WHEREAS, It is necessary to appropriate said amount to the proper accounts; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of the Creating Healthy Places to Live, Work and Play Grant from the New York State Department of Health in the amount of $300,000, with an estimated Cost-of-Living Adjustment (COLA) award of no more than 10% or $30,000, making total grant award $330,000, for the period April 1, 2012 through March 31, 2013, 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 potential COLA award; and be it further

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):			
A-DOH-4010 -GH02	-E3010	Food	500
	-E3130	Office Supplies	1,500
	-E3290	Operational Supplies	1,000
	-E4040	Travel	1,500
	-E4090	Fees for Services, Non-Employee	112,000
	-E4098	Services from Other County Depts.	107,000
	-E4140	Conferences & Seminars	1,500
	-E5060	Program Costs	22,500
			247,500
A-DOH-4010 -GH03	-E3130	Office Supplies	1,017
	-E3280	Printed Materials	1,000
	-E3290	Operational Supplies	3,750
	-E4040	Travel	1,000
	-E4090	Fees for Services, Non-Employee	36,000
	-E4098	Services from Other County Depts.	30,883
	-E4140	Conferences & Seminars	1,350
	-E5060	Program Costs	7,500
			82,500
Increase Est. Rev. Acct. (Debit):			
A-DOH-4010 -GH02	-R3480	Health Grant(s)	247,500
A-DOH-4010 -GH03	–R3480	Health Grant(s)	82,500

KC:lo
2012-00773
3/1/12

3A

Introduced by: Referral No.

RESOLUTION NO. OF 2012
AMENDING THE 2012 BUDGET
BY APPROVING THE ACCEPTANCE OF ADDITIONAL FUNDS
IN THE AMOUNT OF $425,207 [NCTD]
FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH
FOR THE CALENDAR YEAR 2012
TO BE DISTRIBUTED TO
MENTAL HEALTH ASSOCIATION OF ROCKLAND COUNTY, INC.
AND AUTHORIZING THE COUNTY EXECUTIVE
TO EXECUTE ALL NECESSARY DOCUMENTS INCLUDING
THE APPLICABLE CONTRACT IN THE AMOUNT OF $1,898,766
[DEPARTMENT OF MENTAL HEALTH]
($1,898,766)

WHEREAS, By Resolution No. 47 of 2012, the Legislature of Rockland County approved a contract in excess of $100,000 in an amount not to exceed $1,527,081 with Mental Health Association of Rockland County, Inc. ("MHA"), 706 Executive Boulevard, Suite F, Valley Cottage, New York 10989, for the calendar year 2012; and

WHEREAS, $1,527,081 was appropriated in the 2012 Adopted Budget, however the County subsequently received a total of only $1,473,559 in State aid from the New York State Office of Mental Health (OMH) and the New York State Office of Alcoholism and Substance Abuse Services (OASAS), resulting in a $53,522 difference; and

WHEREAS, That contract has not yet been executed; and

WHEREAS, The Commissioner of Mental Health has advised the County Executive and the Legislature of Rockland County that additional State aid totaling $425,207 has been made available from OMH to MHA for the calendar year 2012; and

WHEREAS, The additional funding will be used to fund the Personal Recovery Oriented Services (PROS) Program at MHA, which is a new OMH initiative; and

WHEREAS, The additional funding in the amount of $425,207 will be added to the $1,473,559 previously received from OMH and OASAS, for a new contract amount not to exceed $1,898,766; and

WHEREAS, No County tax dollars [NCTD] are required to accept this additional funding; and

WHEREAS, It is necessary to appropriate these funds to the proper accounts; 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 Committee of the Legislature has met, considered and approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby accepts the additional funds totaling $425,207 from the New York State Office of Mental Health (OMH) for the calendar year 2012, which will be distributed to Mental Health Association of Rockland County, Inc. ("MHA"), 706 Executive Boulevard, Suite F, Valley Cottage, New York 10989, to fund the Personal Recovery Oriented Services (PROS) Program at MHA, which is a new OMH initiative, and authorizes the County Executive to execute all necessary documents related to the acceptance of these additional funds including the contract with MHA in the new not to exceed amount of $1,898,766 for the calendar year 2012, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars [NCTD] are required to accept this additional funding; and be it further

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

GENERAL FUND - 2012

Decrease Approp. Acct. (Debit):		
A-DMH-4306-E5010	MHA of Rockland	53,522
Decrease Est. Rev. Acct. (Credit):		
A-DMH-4306-R3470	State Aid - OMH	53,522
Increase Approp. Acct. (Credit):		
A-DMH-4306-E5010	MHA of Rockland	425,207
Increase Est. Rev. Acct. (Debit):		
A-DMH-4306-R3470	State Aid - OMH	425,207

BB:lo
2012-00221
Rev. 3/8/12

DRAFT

3B

Introduced by:
Hon. Philip Soskin, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor

Referral No.

RESOLUTION NO. OF 2012
APPROPRIATING THE SUM OF $1,500 TO
JEWISH WAR VETERANS OF THE UNITED STATES OF AMERICA –
PFC. FREDERICK HECHT POST #425 SPRING VALLEY, NEW YORK
FOR PATRIOTIC OBSERVANCES IN 2012

WHEREAS, the Rockland County Legislature has set aside in the 2012 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Jewish War Veterans of the United States of America – Pfc. Frederick Hecht Post #425, Spring Valley, New York, is contracting with the County of Rockland to conduct patriotic observances in 2012, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; 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 appropriates the sum of $1,500, for providing patriotic observance events in Rockland County in calendar year 2012; and be it further

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

GENERAL FUND

Increase Approp. Acct.:		
A-CA-7639-5010	Jewish War Veterans of the USA Pfc. Frederick Hecht Post #425 Post Office Box 122 Spring Valley, NY 10977	$1,500
Decrease Approp. Acct.:		
A-LEG-1010-5042	Patriotic Observances	$1,500

RM/cs
LG3099
3/29/12

3C

Introduced by: Referral No.

RESOLUTION NO. OF 2012
APPROPRIATION OF FUNDS FROM THE
U.S. DEPARTMENT OF JUSTICE FOR REIMBURSEMENT TO THE
ROCKLAND COUNTY SHERIFF'S DEPARTMENT UNDER
THE ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCES
OVERTIME AND AUTHORIZED EXPENSE/STRATEGIC INITIATIVE
PROGRAM AND AUTHORIZING
ITS EXECUTION BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]
($30,000)

WHEREAS, The U.S. Department of Justice has a Strategic Initiative Program to reimburse state and local departments for overtime and authorized expenses incurred by such departments which assist with Organized Crime Drug Enforcement Task Forces (OCDETF) investigations, initiatives and prosecutions as set forth in the Organized Crime Drug Enforcement Task Force State and Local Overtime and Authorized Expense Programs, Policies and Procedures Manual dated October 2010; and

WHEREAS, By Resolution 654 of 2010 the Legislature of Rockland County approved the authorization of an agreement with the U.S. Department of Justice for reimbursement to the Rockland County Sheriff's Department under the organized Crime Drug Enforcement Task Forces Overtime and Authorized Expense/Strategic Initiative Program; and

WHEREAS, The Sheriff of Rockland County requests that the County Executive and the Legislature approve an appropriation of funds for $30,000 for the Organized Crime Drug Enforcement Task Forces Agreement with the U.S. Department of Justice to reimburse his department for overtime and authorized expenses incurred in providing such assistance under this Strategic Initiative Program; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds; and

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

RESOLVED, That the Legislature of Rockland County hereby approves an appropriation of funds for $30,000 for the Organized Crime Drug Enforcement Task Forces Agreement with U.S. Department of Justice for the reimbursement for overtime and authorized expenses incurred by the Sheriff's Department for assistance with Organized Crime Drug Enforcement Task Forces (OCDETF) investigations, initiatives and prosecutions as set forth in the Organized Crime Drug Enforcement Task Force State and Local Overtime and Authorized Expense Programs, Policies and Procedures Manual dated October 2010, and authorizes its execution by the County Executive, subject to the approval of the County Executive; and it is further

RESOLVED, That the adoption of this resolution does not require the expenditure of any County funds; and be it further

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):		
A-SHF-3111-E1110	Overtime	30,000
Increase Est. Rev. Acct. (Debit):		
A-SHF-3111-R4389	Federal Aid - Public Safety	30,000

MB:lo
2012-00993
3/12/12

5A

Introduced by: Referral No. DRAFT

RESOLUTION NO. OF 2012
APPROVAL OF AN AMENDMENT AND EXTENSION OF AN AGREEMENT IN EXCESS OF $100,000 WITH CP/RP ROCKLAND ASSOCIATES LIMITED PARTNERSHIP TO INCREASE THE CONTRACT IN THE ADDITIONAL AMOUNT OF $87,500 FOR A TOTAL CONTRACT SUM NOT TO EXCEED $575,000 AND TO EXTEND THE TERM FOR THE PERIOD FROM JULY 2, 2008 THROUGH JULY 31, 2012 FOR THE LEASE OF SPACE FOR THE STORAGE OF VOTING MACHINES AND AUTHORIZING ITS EXECUTION AND ALL OTHER NECESSARY DOCUMENTS BY THE COUNTY EXECUTIVE
[BOARD OF ELECTIONS]
($575,000)

WHEREAS, Pursuant to the Election Law, the Rockland County Board of Elections is required to take custody and control of all voting machines within the County of Rockland; and

WHEREAS, By Resolution No. 369 of 2008, the Legislature of Rockland County approved an agreement with CP/RP Rockland Associates Limited Partnership, 100 Route 59, Suffern, New York 10901 to lease space for the storage of all voting machines used in Rockland County in the amount of $487,500 for the period from July 2, 2008 through December 31, 2011 with an option to renew for an additional three year term; and

WHEREAS, The term of the lease agreement has expired and the Department of General Services-Facilities Management is presently renovating an area in Building G at The Dr. Robert L. Yeager Health Center to relocate the voting machines which is due to be completed by July 31, 2012; and

WHEREAS, The voting machines are stored at the current location at 100 Route 59 in Suffern and the County remains a tenant at the premises under an obligation to pay monthly rent and/or reasonable use and occupancy in the amount of $12,500 per month; and

WHEREAS, The Commissioners of the Board of Elections recommend that the County Executive and the Legislature of Rockland County approve an amendment and extension of the lease agreement with CP/RP Rockland Associates Limited Partnership, 100 Route 59, Suffern, New York 10901 to increase the contract in the additional amount of $87,500 for a total sum not to exceed $575,000.00 and to extend the term of the agreement for the period from July 2, 2008 through July 31, 2012; and

WHEREAS, The Real Property Tax Officer has advised that the base rental rate for this space is reasonable in comparison to market rental rates in the area; and

Referral No.

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, County Law §215 requires that the Legislature of Rockland County approve all lease agreements entered into by the County; and

WHEREAS, Sufficient funds for the amendment and extension of the lease agreement is appropriated in the 2012 Adopted Budget for the Rockland County Board of Elections; 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 approves an amendment and extension of the agreement in excess of $100,000 with CP/RP Rockland Associates Limited Partnership, 100 Route 59, Suffern, New York 10901 to increase the contract in the additional amount of $87,500 for a total sum not to exceed $575,000 for the lease of space for the storage of all voting machines used in Rockland County and to extend the term of the agreement for the period from July 2, 2008 through July 31, 2012 and authorizes its execution and all other necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds exist in the 2012 Adopted Budget of the Board of Elections.

TS: lo
2012-00948
04/4/2012

5B

Introduced by:

DRAFT

Referral No.

RESOLUTION NO. OF 2012
APPROVING AN AMENDMENT AGREEMENT IN EXCESS OF $100,000 WITH NYACK HOSPITAL FOR PRENATAL CLINIC SERVICES AS PER SPECIFICATIONS IN RFP-RC-2010-024 FOR AN ADDITIONAL AMOUNT OF $1,400,000, FOR THE PERIOD FROM JANUARY 1, 2012 THROUGH DECEMBER 31, 2012, FOR A TOTAL CONTRACT SUM NOT TO EXCEED $2,957,404 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HEALTH]
($2,957,404)

WHEREAS, By Resolution 141 of 2011, the Legislature of Rockland County approved the agreement for the prenatal program at Nyack Hospital to provide prenatal clinic services under RFP-RC-2010-024 for the period of one year, January 1, 2011 through December 31, 2011 with the option to review for four (4) additional one year terms, in a total contract sum not to exceed $1,597,700; and

WHEREAS, Since there were only 707 births during 2011 the total payment to Nyack Hospital in 2011 was $40,296.00 less than the 2011 NTE contract amount $1,597,700; and

WHEREAS, The Commissioner of Health recommends that the County amend the with Nyack Hospital, 16 North Midland Avenue, Nyack, New York, for the prenatal program to amend the contract for an additional amount of $1,400,000 for the period from January 1, 2012 through December 31, 2012, for a total contract amount not to exceed $2,957,404; and

WHEREAS, Sufficient funding for this amendment to the agreement exists in the 2012 budget of the Department of Health; 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 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 amendment to the agreement with Nyack Hospital, 160 North Midland Avenue, Nyack, New York 10960 for the prenatal program under RFP-RC-2010-024 to amend the contract for an additional sum amount of $1,400,000 for the period from January 1, 2012 through December 31, 2012, for a total contract not to exceed $2,957,404 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 amendment to the agreement exists in the 2012 budget of the Department of Health.

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Introduced by:
Hon. Edwin J. Day, Sponsor

Referral No.
, 2012

RESOLUTION NO. OF 2012
REQUESTING THAT THE NEW YORK STATE ASSEMBLY PASS BILL A.8669 AND THE NEW YORK STATE SENATE PASS BILL S.6561 – AN ACT TO AMEND THE EXECUTIVE LAW IN RELATION TO AUTHORIZING THE ADOPTION OF A LOCAL LAW REQUIRING CERTAIN INDIVIDUALS CURRENTLY SERVING OR WHO SHALL BE SENTENCED TO A PERIOD OF PROBATION UPON CONVICTION OF ANY CRIME TO PAY THE LOCAL PROBATION DEPARTMENT WITH THE RESPONSIBILITY OF SUPERVISING THE PROBATIONER AN ADMINISTRATIVE FEE OF UP TO TWENTY DOLLARS PER MONTH

WHEREAS, The Legislature of Rockland County wishes to express its support for New York State Assembly Bill A.8669 and New York Senate Bill S.6561, bills that will provide county probation departments with assistance in providing costly probationary services; and

WHEREAS, currently probation departments may opt into collecting an administrative fee of $30 per month for the supervision of persons convicted of drinking while driving crimes, so that the administrative fee recoups costs associated with the supervision of probationers; and

WHEREAS, Assembly Bill A.8669 and Senate Bill S.6561 would authorize county government to set up an administrative fee of up to $20 per month for all other crimes for which a person is on probation; and

WHEREAS, while these bills will have no financial impact on the State, they will relieve the financial burden of the taxpayer-funded county probation departments providing supervision to the probationers; 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 requests that the New York State Assembly pass Bill A.8669 and the New York State Senate pass Bill S.6561 – an act to amend the Executive Law in relation to authorizing the adoption of a local law requiring certain individuals currently serving or who shall be

sentenced to a period of probation upon conviction of any crime to pay the local probation department with the responsibility of supervising the probationer an administrative fee of up to twenty dollars per month, and that the Governor of New York sign such legislation; and be it further

RESOLVED, That the Clerk to the Legislature be and is hereby authorized and directed to send a certified copy of this resolution to the Governor of the State of New York; Hon. David A. Carlucci, New York State Senator, Hon. Kenneth P. Zebrowski, Jr., Hon. Ellen C. Jaffee, Hon. Nancy Calhoun, and Ann G. Rabbitt, Members of the New York State Assembly; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

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Introduced by:
Hon. Alden H. Wolfe, Sponsor

Referral No.

RESOLUTION NO. OF 2012
ESTABLISHING AND CREATING A JOINT LEGISLATIVE/EXECUTIVE TASK FORCE ON FISCAL IMPROVEMENT

WHEREAS, the County of Rockland operates under a charter form of government with a legislative branch and executive branch; and

WHEREAS, the Legislature, by Charter, is the appropriating and policy determining body of the county government and the County Executive, by Charter, is the day-to-day administrator of the County, empowered to supervise, direct and control the administration of all departments of county government; and

WHEREAS, the interaction of these two entities is essential to obtain an effective timely and prudent operation of the County government; and

WHEREAS, of utmost necessity is the coordination of the timely sharing of data and ideas between the legislative and executive branches to maximize the ability of County government to serve the residents of Rockland and avoid waste, repetition of effort and lost opportunities; and

WHEREAS, the Legislature and County Executive desire to create a joint task force consisting of some legislators and the County Executive and some of his staff (or their representatives) to meet regularly to discuss, review and jointly move forward on proposals to help the fiscal strength, stability and financial rating of the County; and

WHEREAS, the Task Force will be able to keep all of the participants informed of the proposals pending, and or share ideas that may be considered to improve the County's financial rating and stability; and

WHEREAS, it is hoped that these exchanges will help the County to be more flexible, more responsive and will help the County respond sooner to keep the County's finances sound and protected; and

WHEREAS, the Task Force shall be comprised of 8 individuals, with 4 appointed by the Chairperson of the Legislature, and the County Executive to designate 4 individuals, with one being the Commissioner of Finance or his designee; and

WHEREAS, the task force shall hold the meetings at the time and place to be determined by the Chairperson of the Legislature; and

WHEREAS, an agenda will be prepared and sent to all task force members at least four days prior to the meeting; 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 creates a Joint Legislative/Executive Task Force, the purpose of the Task Force shall be to review and discuss the County's fiscal status and explore possible improvement or actions to improve and protect the fiscal bond rating of the County and possible implementation of steps to improve the financial picture of the County by discuss the flow of information and monitoring of the County's fiscal improvement plans; and be it further

RESOLVED, the Task Force shall be comprised of 11 individuals, with the County Executive to designate 5 individuals from his departments and the Chairperson of the Legislature to appoint 5 members of the Legislature, with one being the Majority Leader of the Legislature, the Minority Leader of the Legislature and three additional legislators and the Commissioner of Finance shall be an ex-officio member of the Task Force; and be it further

RESOLVED, that the Task Force meetings shall be open to the public and will comply with the Open Meetings Law of the State of New York.

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1/23/12
2/3/12; 2/7/12
3/26/12