

NOTICE OF MEETING

Notice is hereby given that the Legislature of Rockland County will meet in its Chambers in the Allison-Parris Office Building, New City, New York on **Wednesday, September 6, 2023 at 7:00 P.M.**, pursuant to the adjournment of the August 1, 2023 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 31st day of August 2023

Honorable Charles J. Falciglia, Legislator, District 12, led in the salute to the flag.

A Roll Call being taken at 7:00 p.m., the following Legislators were present and answered to their names:

Christopher J. Carey
Toney L. Earl
Charles J. Falciglia
James J. Foley
Joel Friedman
Michael M. Grant
Lon M. Hofstein
Philip Soskin
Aron B. Wieder
Alden H. Wolfe
Itamar J. Yeger
Harriet D. Cornell, Second Vice Chairwoman
Aney Paul, Vice Chairwoman

Late: Legislators Douglas J. Jobson (7:03 p.m.)

Absent: Legislators Laurie A. Santulli, Vincent D. Tyler and Jay Hood, Jr., Chairman

**RESOLUTION NO. 384 OF 2023
ADOPTION OF MINUTES OF LEGISLATIVE MEETING OF
AUGUST 1, 2023**

Mr. Earl offered the following resolution, which was seconded by Mr. Hofstein and unanimously adopted:

Resolved, that the transcribed minutes of the Legislative meeting of August 1, 2023 - Full Legislature, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

Chairwoman opened public participation at 7:04 p.m. and the following person spoke:

- ❖ Stan Pascoo, Youth Hunt Day-National Hunting/Fishing

Public Participation closed at 7:07 p.m.

Special Order of the Day

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a meeting of the County Legislature of the County of Rockland, New York, shall be held at the Legislative Chambers, Allison-Parris County Office Building, in New City, New York, in said County on the 6th day of September, 2023, at 7:05 o'clock P.M., prevailing time, to consider the adoption of a Local Law for the "Rockland Livery Licensing Law of 2023".

Dated: New City, New York
August 23, 2023

BY ORDER OF THE COUNTY LEGISLATURE OF
THE COUNTY OF ROCKLAND

BY: Laurence O. Toole, Clerk to the Rockland
County Legislature

The Chairwoman opened the public hearing at 7:07 p.m. and there were no speakers.

CLOSE PUBLIC HEARING – 7:09 P.M.
JOBSON/YEGER: UNAN.

ORIGINAL

STATE OF NEW YORK : COUNTY OF ROCKLAND.

LEGISLATURE OF ROCKLAND COUNTY

-----X
 PUBLIC HEARING-7:05 P.M.- Referral No. 5834
 A Local Law Amending And Supplementing The
 Laws Of Rockland County, Chapter 35, Consumer
 Protection, Office Of And 375, Vehicles And
 Traffic, To Create A Law And A Board For The
 Regulation Of For Hire Vehicles(I.E. Taxis
 And Livery Vehicles) Their Drivers, And Base
 Stations For The Purpose Of Protecting
 Consumers, Including Provisions To Protect The
 Public From Unsafe, Underinsured An Uninsured
 Drivers Of Pre-Arranged For Hire Vehicle And
 For-Hire Vehicles.
 -----X

Legislative Chambers
 11 New Hempstead Road
 New City, New York
 Wednesday, September 6, 2023
 7:04 p.m.

B E F O R E:

ANEY PAUL, VICE CHAIRWOMAN

CHRISTOPHER J. CAREY	HARRIET D. CORNELL
TONY L. EARL	CHARLES J. FALCIGLIA
JAMES J. FOLEY	JOEL FRIEDMAN
MICHAEL M. GRANT	LON M. HOFSTEIN
DOUGLAS J. JOBSON	PHILIP SOSKIN
ARON WIEDER	ALDEN WOLFE
ITAMAR YEGER	

ROCKLAND & ORANGE REPORTING
 2 Congers Road, Suite 2
 New City, New York 10956
 (845) 634-4200

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Proceedings

VICE CHAIRWOMAN PAUL: Special order of the day Referral 5834, public hearing 7:05 p.m. Mary, please read --

MS. WIDMER: We have to wait two minutes.

VICE CHAIRWOMAN PAUL: Okay. We'll go to Public Participation and then come back to this.

(Whereupon, the meeting continues.)

VICE CHAIRWOMAN PAUL: We'll move on to the agenda 7A Referral 5834 A Local Law Amending -- Mary, please read the --

MS. WIDMER: Notice of Public Hearing. Please take notice that a meeting of the County Legislature of the County of Rockland, New York, shall be held at the Legislative Chambers, Allison-Parris County Office Building, in New City, New York, in said County on the 6th day of September, 2023, at 7:05 o'clock p.m., prevailing time, to consider the adoption of a Local Law for the "Rockland Livery Licensing Law of 2023."

This is dated August 23, 2023, by order of the County Legislature of the County of

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Proceedings

Rockland.

VICE CHAIRWOMAN PAUL: Thank you, Mary.
There is nobody signed up for the public hearing.

MS. YEGER: One second, let me just explain why there is a new version. I've been talking to some of the Legislators and the County Attorney and it turns out there was something missing from the version that was laid on the desk, and I want to you read an exert from the memo that Mr. Humbach wrote because he opined that we do not need to re-notice this, that it's not a substantive change. So I just want to read a portion of this. It says, "this draft incorporates the appeal to the Legislature provision agreed to at the final meeting with the Legislature, and which was inadvertently left off off the version the Legislature had places on the desk. It also contains corrections to a few typographical errors detected by the Office of Consumer Protection.

None of these changes constitute a

1 Proceedings
2 substantial change which affects the time
3 the proposed local law must remain on the
4 desk. The subject matter of the law remains
5 entirely the same, and the major
6 obligations, requirements and remedies under
7 the law are untouched. The appeal section,
8 that's what we added, the fact that there
9 would be an appeal just like an appeal from
10 a decision from the electrical or plumbing
11 board to the Legislature, they would be able
12 to appeal the taxi board to the Legislature.
13 The appeal section is procedural, not
14 substantive in nature, and does not change
15 the nature of the law. As such, this
16 replacement does not affect the time this
17 law has spent on the desk of the
18 Legislature.

19 And therefore, he said there's no need
20 to have a new -- set a new date for the
21 public hearing and republish in the papers.

22 VICE CHAIRWOMAN PAUL: Thank you for
23 that.

24 Anybody --

25 MS. YEGER: Section 43.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Proceedings

VICE CHAIRWOMAN PAUL: Anybody from the audience want to -- have any questions? If not, then we'll close the public hearing.

Moved by Legislator Jobson, seconded by -- okay.

VICE CHAIRWOMAN PAUL: And on the question? On the question? All in favor?

(Response of aye was given.)

VICE CHAIRWOMAN PAUL: Any opposed? Motion carries unanimously. So now we're going to vote on this Local Law the red dot version.

LEGISLATOR WOLFE: Move.

VICE CHAIRWOMAN PAUL: Moved by Alden, Legislator Wolfe, Alden. Seconded by Legislator Jobson. On the question?

LEGISLATOR YEGER: On the question.

VICE CHAIRWOMAN PAUL: Yes.

LEGISLATOR YEGER: The entire section 374-43 was not included in the original, question for Counsel?

MS. YEGER: Yeah, it was supposed to be there, it was discussed, everybody knew it was. It, for some reason, the version that

1 Proceedings
2 was -- keep in mind that this has been going
3 on for 15 years. So, the final meetings, I
4 don't know what happened to the last
5 version, I was e-mailed the correct version,
6 but what ended up on the desk that was
7 e-mailed to Darcy was not so it was left out
8 just appeal section. It doesn't change the
9 underlying -- it only expands the rights of
10 the people involved. It does not limit
11 anything.

12 LEGISLATOR YEGER: So, another question
13 if I may?

14 VICE CHAIRWOMAN PAUL: Yes.

15 LEGISLATOR YEGER: The -- the version
16 that was noted was this version meaning,
17 it's just the one that went on the desk that
18 was missing, but if anybody wanted to get it
19 from let's say saw the notice in the paper
20 or online and wanted to get a copy, would
21 they have gotten a copy with the section or
22 without?

23 MS. YEGER: If it would've come to me I
24 would've sent the correct version. We don't
25 print the full text of the law in the

1 Proceedings
2 papers. It's, right, the caption and
3 notice. So, if -- I don't even know what
4 happens if people are asked, if people sent
5 in and asked, did anybody ask for a copy?
6 If somebody asked for a copy of the law they
7 would be sent one but that would be a
8 discussion between me and Darcy and the
9 person.

10 LEGISLATOR YEGER: I -- I perhaps --
11 perhaps because it relegates my entire
12 career as an attorney second class
13 citizenship but it would seem that the
14 appeal process is an exceedingly important
15 part of a statute.

16 MS. YEGER: All I can tell you is we
17 have the memo from the County Attorney.

18 LEGISLATOR YEGER: All right. Thank you
19 very much.

20 LEGISLATOR GRANT: Just a question,
21 Counsel, is the appeals process that is
22 included in this law in any way different
23 than the appeals process for all of our
24 local laws regarding the licensing and
25 permitting?

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Proceedings

MS. YEGER: It is virtually identical. The only difference that would be is that we have been talking about instead of the appeals panel being appointed each case, each time we get an appeal, we had been discussing having an appeal panel appointed for the year so that we don't have to do so much scrounging. Other than that, it was copied and pasted from the plumbing and electrical home improvement stuff. It's all the same requirements.

VICE CHAIRWOMAN PAUL: Thank you. All in favor?

(Response of aye was given.)

VICE CHAIRWOMAN PAUL: Any opposed?

LEGISLATOR YEGER: Opposed.

VICE CHAIRWOMAN PAUL: One opposed. With one nay the motion carries.

(Time noted 7:15 p.m.)

**LOCAL LAW NO. 5 OF 2023
COUNTY OF ROCKLAND
STATE OF NEW YORK**

WOLFE/JOBSON: M.V.

A local law amending and supplementing the Laws of Rockland County, Chapters 35, *Consumer Protection, Office of* and 375, *Vehicles and Traffic*, to create a law and a board for the regulation of for hire vehicles (i.e. taxis and livery vehicles) their drivers, and base stations for the purpose of protecting consumers, including provisions to protect the public from unsafe, underinsured and uninsured drivers of pre-arranged for hire vehicle and for-hire vehicles.

Be it enacted by the Legislature of the County of Rockland, State of New York as follows:

Section 1. Common Name of Local Law

This Local Law shall be known as the "Rockland Livery Licensing Law of 2023".

Section 2. Creation of the Rockland County Livery Board and codification

This section shall be codified as follows,

The Laws of Rockland County (LORC), Chapter 35, *Consumer Protection, Office of*, Sections 35-1 to 35-4, shall be designated as Article I, *Establishment of the Office of Consumer Protection*;

- A new, Article II, *Rockland County Livery Board* shall be created within Chapter 35, *Consumer Protection, Office of*, and read as follows:

Article II – Rockland County Livery Board

§ 35-25 Rockland County Livery Board.

- A. There is hereby created a Division of Livery Regulation in the Office of Consumer Protection.

- B. Within the division there is hereby created a Rockland County Livery Board consisting of seven members, hereinafter referred to as the "Board".
1. The members of the Board shall be residents of Rockland County, or shall have their principal place of business in Rockland County.
 2. The Director of the Office of Consumer Protection will appoint one member of the Board from among the employees of the Office of Consumer Protection. The Director's appointment may be the Director. A member who is the Director or a Director's designee will not be required to be confirmed by the County Legislature.
 3. The remaining members shall be as follows:
 - a. Three members engaged in the pre-arranged for hire vehicle as a driver, base station owner or operator; and
 - b. Three members from the public at large. "public at large" members are residents of Rockland County who do not qualify for Board membership under any other class of membership.
 - c. One non-voting member who is the Sheriff or the Sheriff's designee, with any designee to be selected from the Office of the Sheriff or a local police department, to act as a liaison with the law enforcement agencies of the County.
- C. Each member, other than the Director or the Director's designee, will be appointed by the County Executive, subject to confirmation by the County Legislature.
- D. No member may be compensated solely for service on the Board.
- E. The Director, or Director's designee, is the Chairperson of the Board. The Board must annually select a Vice Chairperson from its own members. Should the membership fail to appoint a Vice Chairperson prior to February 1 of any given year, the Director may appoint a Vice Chairperson from among the members of the Board. The Director's selection for Vice Chairperson will be replaced by a selection of the Board at any time the Board makes its selection.
- F. At any time that there are not sufficient members appointed to the Board to form a quorum, the Director shall exercise and be vested with all powers and duties of the Board.

- G. The Director of Consumer Protection must assign or appoint one or more employees of the Office of Consumer Protection to act as secretary of the Board, which employees will be responsible to:
1. make and keep the records and minutes of the Board;
 2. conduct the correspondence of the Board;
 3. publish notices for the Board; and
 4. undertake such other clerical duties as the Board may require.

§ 35-26 Powers and Duties of the Board and its officers.

- A. The Board has the following powers and duties in addition to those prescribed by any other law or regulation:
1. Annually report, on March 1, to the County Legislature and the County Executive on the activities of the Board;
 2. Advise the County Legislature and County Executive concerning matters related to the for-hire vehicle industry; and
 3. Perform such other related powers and duties as may be authorized by law or as may be required by the County Executive or County Legislature and which are within the powers of the Board granted by law.
- B. The Chairperson has the sole power to:
1. call meetings of the Board;
 2. set the agenda of the Board;
 3. ensure a quorum of members is present for meetings of the Board; and
 4. Create and assign members to such subcommittees of the Board as needed to accomplish the duties of the Board.
- C. The Vice Chairman shall have the powers and duties of the Chairperson to exercise in the event of a vacancy in the position or when the Director is not available.

Section 3. Implementing and codifying the *Rockland County Livery Licensing Law of 2023*

This section shall be codified as follows:

- A new Article III, *Rockland County Livery Licensing Law*, shall be created in Chapter 375, *Vehicles and Traffic*, as follows:

Article III The Rockland County Livery Licensing Law

§375-30 Legislative Intent.

The Legislature passed a home rule message on March 6, 2012, requesting that New York State authorize the County of Rockland to regulate the licensing of livery vehicles.

The Governor of the State of New York signed Chapter 385 of the Laws of 2012 amending Section 181, Subdivision 1 of the New York State General Municipal Law, as amended by Chapter 430 of the Laws of 2002 and Section 498 of the Vehicle and Traffic Law on August 17, 2012. The law authorizes the County of Rockland to regulate the licensing of livery vehicles and taxis by local law.

The Rockland County Legislature has found and determined that unlicensed passenger vehicles operating as livery and taxi vehicles within the County pose a danger to the public because these vehicles and the drivers who operate them may be uninsured, underinsured and/or unsafe. The Rockland County Legislature further determined that it is essential for the County of Rockland to make every effort to protect the public from these uninsured, underinsured and/or unsafe drivers and vehicles.

The purpose of this local law is to authorize the licensing of livery vehicles, drivers and base stations by the County of Rockland and to prohibit the operation of any unlicensed taxi or livery vehicles, except where otherwise permitted within a Town or Village.

§375-31 Definitions.

As used in this article, the following terms shall have the meaning indicated:

AFFILIATED DRIVER

A person who drives a livery vehicle and who holds a valid livery driver's license issued by the Rockland County Livery Board.

BASE STATION

A central facility or location which manages, organizes and/or dispatches livery vehicles licensed pursuant to this Article.

BASE STATION OWNER

Any individual, firm, partnership, corporation or other entity that owns the operation of a base station. In the event of a licensed base station, the persons or entity that received the license and any other person described as an owner on the application. In the event of an unlicensed base station, the individual or entity responsible for operating the base station, and each partner, member, officer, principal, and/or shareholder holding more than 10% ownership of each such entity.

BOARD

The Rockland County Livery Board.

CHAIRPERSON

The Chairperson of the Rockland County Livery Board.

COUNTY

The County of Rockland.

DIRECTOR

The Director of the Office of Consumer Protection.

FOR HIRE VEHICLE

See "Taxi."

LICENSEE or PERMITTEE (or license or permit holder)

A person holding a license or permit issued by the Board, or an equivalent to such licenses or permits issued by a jurisdiction with reciprocity with the County as per NYS VTL § 498(2) or, where required, for which reciprocity is approved by a determination of the Board.

LIVERY DRIVER'S LICENSE

A license to operate a livery vehicle issued by the Board pursuant to the requirements of this Article.

LIVERY VEHICLE (a/k/a pre-arranged for hire vehicle)

A motor vehicle, other than an exempt vehicle as defined by this local law, that is used in the business of transporting passengers for compensation on a pre-arranged basis, and operated in such business under a license or permit issued by the County or another licensing jurisdiction as provided for in this Article. The term "Livery Vehicle" shall apply to any vehicle that is a "pre-arranged for-hire vehicle" as defined by NYS VTL § 498(1) regardless of any other nomenclature defining or describing such vehicles by any other terms such as "black car", "limousine", etc., when such vehicle is operated as a pre-arranged for hire vehicle.

LOCALITY

Any of the Towns, or Villages of the County,

MAILING ADDRESS

The address designated by a licensee or permittee for the mailing of all notices and correspondence from the Board and for service of Notices of Violation and/or other legal notices. In the case of a licensed base station, mailing address shall mean the base station's street address. In the case of the holder of the livery driver's license, mailing address shall mean the street address of the driver's residence. In the case of the owner of a livery vehicle carrying a permit, mailing address shall mean the street address of the home or business of the owner of the vehicle.

NYS VTL

New York State Vehicle and Traffic Law § 498. See Appendix 1 for full text of section 498. Regardless of the text of the Appendix, all references to section 498 are to the most current version adopted by the State of New York.

ONE-POINT TRIP

A trip that discharges any passenger within Rockland County where the trip originated outside of Rockland County, or that picks up any passenger within Rockland County having a destination outside of Rockland County. With respect to regulated activities wholly within Rockland County, a one-point trip is a trip from a locality in which a vehicle is licensed to a location outside that locality.

PASSENGER

A person who is being transported by a vehicle regulated by this Chapter, or who is awaiting the arrival of such a vehicle.

PERSON

An individual, partnership, corporation or other entity.

PRE-ARRANGED FOR HIRE VEHICLE

See "Livery Vehicle."

RECIPROCITY

The condition where the County and another jurisdiction meet the requirements of NYS VTL § 498(2), which permits prearranged for hire drivers and vehicles to operate in both jurisdictions under the licensing requirements of one of them.

TAXI (also, "for-hire vehicle")

A vehicle being used on a for-hire basis that picks up passengers without the need for pre-arrangement of transportation, for example picking up passengers hailing a ride on an *ad hoc* basis; or a motor vehicle registered with the New York State Department of Motor Vehicles as a 'Taxi', bearing a 'Taxi' license plate, and which carries passengers picked up on an *ad hoc* as opposed to pre-arranged basis, which passengers will be charged for such transportation.

TRIP SHEET

A fully completed legibly written or electronic read only record, not including a pager or cell phone, that is recorded prior to the commencement of each passenger trip and is carried at all times in the pre-arranged for-hire vehicle and for-hire vehicle. Such record shall include the passenger's name, time of scheduled pick up, location of scheduled pick up and the final destination.

VEHICLE OWNER

A person in whose name a vehicle is registered with the New York State Department of Motor Vehicles, or a foreign state's agency that similarly regulates the ownership of motor vehicles. For purposes of this Article, the term shall also apply to the lessees of a leased vehicle.

§ 375-32 Powers and duties of the Rockland County Livery Licensing Board and the Director of Consumer Protection

- A. General powers and duties of the Director of Consumer Protection.
1. The Director of Consumer Protection must:
 - a. Keep records of all licenses and permits issued, suspended, refused or revoked by the Board and all other records related to the implementation of this Article, and to make such records available for public inspections and made available online;
 - b. Act as the inspector, and within the appropriations of the County Budget, to appoint inspectors to investigate and enforce this Article, including prosecutions of administrative actions before the Board.
 - c. The Director shall make all notifications of violations of this Article to other licensing jurisdictions with which the County has reciprocity, as required by NYS VTL § 498(6).
 - d. Take necessary steps to enter into a contract with the New York State Division of Criminal Justice Services in order to effectuate the provisions of this Chapter relating to fingerprinting and criminal background checks.
 - e. Maintain a database and access to such database by other licensing jurisdictions of license and permit data required by NYS VTL § 498(3)(e).
 2. The Director is authorized to:

- a. Conduct, or cause to be conducted, on-street inspections of all vehicles operating as pre-arranged for-hire vehicles licensed under this article or by any other licensing jurisdiction, in the manner described by NYS VTL § 498(5).
- b. Subpoena witnesses and records relating to investigations and compliance with this Article;
- c. Hold administrative proceedings or cause administrative hearings to be held in accordance with rules and regulations promulgated by the Board, to assess penalties as permitted by this Article, and refer other violations to appropriate authorities.

B. General powers and duties of the Board.

1. The Board must:
 - a. Hold meetings at the call of the Chairperson as needed to promptly undertake the business of this Article.
 - b. Adopt regulations by written resolution of the Board as may be necessary to effectuate the provisions and intent of this Article, which regulations must be ratified by a resolution of the Rockland County Legislature prior to implementation and must include but are not limited to, regulations for:
 - i. the implementation of this Article;
 - ii. issuance of licenses and permits described in this Article;
 - iii. the suspension, revocation, and renewal of the licenses described in this Article;
 - iv. the continuing review of the driving record of every licensed pre-arranged for-hire vehicle driver in the manner required by NYS VTL § 498(4)(c);
 - v. standards of pre-arranged for hire vehicle driver conduct;
 - vi. standards of safety and design, comfort, convenience, noise, air pollution control in the operation of vehicles regulated under this Article, as well as describing mandatory auxiliary equipment including but not limited to barriers, radios, markings, safety equipment, etc.;
 - vii. maintenance of financial responsibility, insurance and minimum coverage for vehicles regulated by this Article; and
 - viii. passenger rights.
 - c. All such rules and regulations must be available to the public in hard copy and available online.

2. The Board is authorized to:
 - a. Issue, suspend, revoke, and renew licenses as provided in this Article;
 - b. Direct the Director to conduct investigations regarding any application, complaint or alleged violation of this Article, and to execute the regulations promulgated by the Board;
 - c. Hold administrative proceedings or cause administrative hearings to be held in accordance with rules and regulations promulgated by the Board, to grant licenses, or to renew, suspend, or revoke licenses granted by this Article;
 - d. Hold hearings concerning the state of the livery and taxi industries within the County;
 - e. Subpoena witnesses and records relating to investigations and compliance with this Article and to obtain and provide testimony or documents with respect to proceedings and hearings commenced by the Board;
 - f. Recommend to the County Executive to enter into agreements with municipalities within and outside Rockland County for inter-municipal cooperation and enforcement pursuant to relevant State and Local law; and
 - g. Delegate its powers and duties granted under this Article to the Director for execution.

§ 375-33 Licenses and permits, generally.

- A. Livery driver's licenses, livery vehicle permits, and base station operation licenses are issued by the Board, at the Board's sole discretion, and after the Board's receipt of a completed application for the requested document.
 1. The Board must give each license or permit a unique identifying number. That identifying number will continue to be associated with the license or permit upon its renewal.
 2. The Board must maintain on a website a listing of all licenses and permits issued by the Board, in a searchable form, with each such license or permit affiliated with the relevant licensee or permittee, along with the status of each such license or permit stating whether the license or permit is valid, suspended, revoked or otherwise encumbered, and such other information as the Board may determine to provide.
 3. The Board must also include on a website a listing of each affiliated driver and the base station licensee with which the driver is affiliated.

- B. The Board has the power to renew, suspend, or revoke licenses and permits issued pursuant to the powers granted by this Article.
 - 1. The processes for renewal, suspension, and revocation must be stated in the regulations of the Board.
 - 2. No suspension or revocation may occur without the licensee being offered the opportunity for a hearing before the Board incorporating the requirements of due process.
- C. No license or permit issued under this Article for any purpose shall expire more than one year from the last day of the month in which the permit or license was issued or renewed.
- D. A renewing applicant must file a completed application on or before the expiration date of the permit or license or the license or permit is deemed abandoned and an application for a new license or permit will be required.
 - 1. Upon the timely filing of an application for renewal, an existing permit or license shall remain in effect until a final determination is made upon the application for renewal subject to any pending revocation or suspension.
 - 2. The time to file a renewal application will not be extended beyond the expiration date of the prior license or permit unless the Board resolves to, in its sole discretion, permit a late filing due to a hardship upon the applicant or other reason acceptable to the Board.
 - 3. Regardless of the date of renewal, renewed licenses and permits will expire no more than one year following the expiration date of the preceding license or permit being renewed.
- E. The fee for a license or permit, whether on the initial application or upon renewal, must be paid at the time of the filing of the application and will not be refunded in the event of a disapproval of the application. Any application not accompanied by the required fee is an incomplete application. The amount of the fee will be determined by the Board.
- F. No license or permit issued pursuant to this Article may be issued to an applicant for a new or renewed license or permit for a period of three years subsequent to a final determination in a judicial or administrative proceeding that the applicant:
 - 1. operated a base station without a valid license; or
 - 2. operated a livery vehicle without a valid license; or
 - 3. owned a vehicle used within the County as a livery vehicle without a valid permit required by the Article; or
 - 4. operated a taxi in any manner prohibited by this Article.

§ 375-34 Minimum requirements for an application for a Rockland County livery driver's license

- A. The application for a livery driver's license will be on a form approved by the Board and be accompanied by such fee as the Board may require.
- B. An applicant for a livery driver's license must:
1. Be a natural person.
 2. Possess a valid NYS Class A, B, or C CDL license or a Class E driver's license from either the State of New York or the equivalent from the State in which applicant resides. Drivers' licenses issued by non-US jurisdictions are not acceptable;
 3. Submit a recent digital, or three hard copies of a recent photograph of the applicant in a size, content, and quality to be determined by the Board.
 4. Comply with all requirements of NYS VTL § 498(4)(a),
 - a. The applicant must be fingerprinted by the County;
 - b. The County must obtain the applicant's criminal history records from the New York State Division of Criminal Justice Services; and
 - c. The applicant is responsible to pay the processing fee for such services described in this subsection.
 5. Provide an affidavit, in a form determined by the Board, attesting to all offenses, violations or crimes, including traffic and parking infractions, that such applicant has been convicted of between the date the fingerprints were taken and the date of the submission the application is submitted to the Director.
 6. Indicate the base station with which the driver is or will be affiliated, if any.
 7. Agree that any service of papers, notice, letter, summons, complaint or legal process of any kind relating to a license or permit issued pursuant to this Article may be made by certified mail (return receipt requested at the sole discretion of the Director), or other trackable delivery service, or by personal service, at the address on the most recent application, or amended application, submitted to the Board. Also, provide an email address that may be used for service of notices and other official papers and communications by the Office of Consumer Protection.
 8. Comply with the requirements of NYS VTL § 498(4)(d) by having a drug test by an approved testing company within 30 days prior to the filing of the application. The applicant shall undergo testing for the presence of the following substances: amphetamines; cocaine; opiates; and phencyclidines, and any other substance deemed necessary by the Board.

- a. Such testing shall be performed by an individual or entity designated by the Board and possessing a requisite permit to operate a clinical laboratory issued by the New York State Department of Health pursuant to the authority contained in Title V of New York State Public Health Law. In the absence of a determination by the Board, the Director shall designate a testing facility.
 - b. Any applicant who tests positive for drugs or intoxicating liquors will be denied a livery driver's license.
9. Attend and complete and submit to the Board proof of completion of a New York State defensive driving course that satisfies the requirement of NYS VTL § 498(4)(e).
 - a. For new applicants the course must be completed within 6 months before the date the application is submitted.
 - b. For renewal applicants, the course must be completed within 3 months before the renewal application.
- C. Upon receiving a complete application, the Board must:
 1. forward the fingerprints and processing fee to the New York State Division of Criminal Justice Services for review in accordance with GML § 289.
 2. The Board shall review the records received from the New York State Division of Criminal Justice consistent with Article 23-A of the New York State Correction Law and shall consider such records in making a determination to issue the license.

§ 375-35 Application for a livery vehicle permit

- A. The application for a livery vehicle permit will be on a form approved by the Board and be accompanied by such fee as the Board may require.
- B. An applicant for a livery vehicle permit must:
 1. Be the owner or lessee of the vehicle for which the permit is being sought.
 - a. If the applicant is the owner of the vehicle, the applicant must provide a copy of the vehicle's title and registration;
 - b. If the vehicle is leased, the applicant must provide a copy of the lease and registration. The Board may not issue a permit with an expiration date beyond the term of the lease.
 - c. If the applicant is a natural person then the identity of the natural person. If the applicant is not a natural person, then the applicant must disclose each partner, member, officer, principal, and/or shareholder holding more than 10% of the entity, as applicable. If any partner, member, officer, principal, or shareholder is itself not a natural person, then each such holding entity must disclose in the

same manner, until each chain of holding ends in a natural person.

2. Provide the make, model, license plate number, and Vehicle Identification Number for the vehicle.
3. For each person identified in subsection (B)(1)(c), above, agree, that any service of papers, notice, letter, summons, complaint or legal process of any kind relating to a license or permit issued pursuant to this Article may be made by certified mail (with return receipt requested at the sole discretion of the Director) or other trackable delivery service, or by personal service upon the applicant at the address on the most recent application, or amended application, submitted to the Board. Also, provide an email address that may be used for service of notices and other official papers and communications by the Office of Consumer Protection.; and
4. Indicate each base station with which the applicant is to be affiliated, if known.
5. Provide any other information required by the Board.

C. Vehicles being registered must:

1. Have three or more doors; a trunk, hatch, or door access on the back of a vehicle shall not be counted as a door unless it has been designed by the manufacturer of the vehicle for the purpose of passenger access;
2. Hold twenty or fewer passengers;
3. Pass an inspection conducted by such persons or entities that the Board must designate. The Board will require such reasonable qualifications for safety and soundness of the vehicle as the Board may determine.
4. Possess such other features, characteristics or equipment that the Board may require.

§ 375-36 Application for a base station license.

- A. The application for a base station license will be on a form approved by the Board and be accompanied by such fee as the Board may require.
- B. An applicant for a license to operate a base station must:
 1. Disclose the applicant's identity.
 - a. If the applicant is a natural person then the identity of the natural person.
 - b. If the applicant is not a natural person, then the applicant must disclose each partner, member, officer, principal, and/or shareholder holding more than 10% of the entity, as applicable. If any partner, member, officer, principal, or shareholder is itself not a natural person, then each such holding entity must disclose in the same manner, until each chain of holding ends in a natural person.

2. Provide the present location of the base station to be operated. If the base station does not exist at the time of the application, then provide the intended town and, if applicable, the village in which it will be established.
 3. Submit a list of all affiliated drivers and vehicles to be dispatched by the base station, including their livery driver's license numbers;
 4. Provide to the Board a bond in the amount of five thousand dollars (\$5,000.00) with one or more sureties to be approved by the Commission to assure the payment by the licensee of all civil penalties imposed pursuant to any provision of this Article. Such bond shall be for the benefit of Rockland County and shall be conditioned upon the licensee complying with the requirement that only affiliated drivers and vehicles licensed or permitted by the Board are dispatched from the base station.
- C. Provide any other information or documentation that the Board may require.
- D. Upon receipt of an application for a new base station or for the renewal of a license for a previously licensed base station, the Board must, within five business days, submit notification to the Supervisor/Mayor of the town/village in which such base station is or would be located, or his/her designee. The notice must advise the municipality of its right to submit a comment concerning the application within 20 business days. Any comment may be considered by the Board in granting the application. Should the municipality fail to comment, the lack of comment is not a ground to deny the application.

§ 375-37 Standards of conduct, prohibitions and requirements for licensees, owners of permitted vehicles, and unlicensed owners and operators of regulated operations and vehicles.

- A. Convictions for violations.
- All licensees shall be subject to license suspension in the manner set forth in NYS VTL § 498(3)(a). Base station operators are included in the class of persons subject to suspension, revocation or non-renewal of licenses for the reasons set forth in section 498(3)(a).

B. Display of vehicle permit.

As required by NYS VTL § 498(3)(b), the owner of every vehicle operated as a livery vehicle in the County shall display a livery vehicle permit¹ issued pursuant to this Article or issued by another jurisdiction with which the County has reciprocity, and the rules and regulations of the Board.

C. Insurance.

The owner of each livery vehicle licensed shall maintain the insurance or other financial security required by NYS VTL § 498(3)(c). Base station operators must have continuous financial security or insurance coverage that may be required by the Board.

D. Vehicle inspection.

As required by NYS VTL § 498(3)(d) and the rules and regulations of the Board, the owner of each livery vehicle must ensure that the vehicle is inspected and displays a valid New York State Department of Motor Vehicles inspection sticker, or the equivalent from the state in which the vehicle received its state registration.

E. Licensed operation of livery vehicles.

1. As required by NYS VTL § 498(3)(f), no person may operate: (a) a livery vehicle, (b) a vehicle being operated as a livery vehicle, or (c) a vehicle displaying a livery vehicle permit, unless the operator has, in their possession, a valid New York State issued Class A, B, or C CDL license or a Class E driver's license.
2. As required by NYS VTL § 498(3)(g), no person may operate: (a) a livery vehicle, (b) a vehicle being operated as a livery vehicle, or (c) a vehicle displaying a livery vehicle permit, unless their livery driver's license is in their possession, and displayed in any manner required by the Board, while operating the vehicle.
3. Livery vehicles may only be operated by a person holding a livery driver's license issued pursuant to this Article or an equivalent license issued by another jurisdiction with which the County has reciprocity.
4. Persons holding a livery driver's license issued by the Board may only be dispatched by the base station with which that driver is affiliated.
5. A livery vehicle driver must display and produce the driver's livery driver's license in a vehicle being operated as a livery vehicle in the manner required by NYS VTL § 498(3)(h) and in any other manner required by the Board.

¹ Note: While section 498(3)(b) refers to this document as a "license," section 498(1)(c) states that,

"Pre-arranged for-hire vehicle" shall mean a motor vehicle, other than a bus, that is used in the business of transporting passengers for compensation on a pre-arranged basis, and operated in such business under a license or permit issued by a licensing jurisdiction. (emphasis added).

The County has chosen to use the term "permit."

- F. Trip logs.
1. The driver of a livery vehicle must keep a trip log, recording all trips including each interjurisdictional trip, the record of which is to be entered prior to the commencement of such trip in accordance with the requirements of NYS VTL § 498(3)(i).
 2. The log must be maintained in the vehicle, and kept readily accessible in a form and manner prescribed by the Board, and produced at the request of any police officer or peace officer acting pursuant to his or her special duties or other enforcement personnel authorized by the Board or the licensing authority of any other jurisdiction in which the vehicle is operated.
 3. Such record shall be kept for a period of no less than one year after such trip.
 4. Failure to produce such a log maintained in the manner prescribed by a licensing jurisdiction when requested by a police officer or other enforcement personnel shall be presumptive evidence of illegal operation, whether within the County or interjurisdictionally.
- G. Standards for ownership of a livery vehicle
1. As required by NYS VTL § 498(3)(j), the owner of a livery vehicle must hold a valid state issued vehicle registration for each vehicle possessing a livery vehicle permit.
 2. No owner of a vehicle being used as a livery vehicle may allow its vehicle to be operated in violation of the prohibition against interjurisdictional business operation contained in NYS VTL § 498(3)(k).
- H. Standards for drivers of livery vehicles
1. Serious Criminal Offenses.
 - a. As required by NYS VTL § 498(4)(b) and to the extent required by that section, a holder of a livery driver's license may have that license suspended, revoked, or be subject to denial of renewal upon conviction of a serious criminal offense.
 - b. All holders of livery driver's licenses issued by the pursuant to this Article, must report any arrest, indictment, or conviction for a serious criminal offense to the Director within three business days of occurrence.
 - c. Reports of arrest or indictment are for record keeping and follow up purposes only. No action may be taken against a license or permit issued pursuant to this Article by the Board or Director based solely upon a report of arrest or indictment.
 - d. The term "serious criminal offense" as used in this section has the meaning set forth in NYS VTL § 498(1)(f).

2. Other offenses.
Within 72 hours of conviction, report to the Director,
 - a. all convictions for violations traffic laws or regulations;
and
 - b. all convictions for violations laws or regulations concerning the licensing of livery or taxi vehicles or drivers in any jurisdiction, whether or not the jurisdiction has reciprocity with the County of Rockland.

I. Standards for Base station operators

1. Base station license required.
No person may operate a base station in Rockland County dispatching for livery passenger pick-ups where passengers will embark in the Rockland County without a valid base station license issued pursuant to this Article; and
2. Every base station that conducts operations in Rockland County:
 - a. Must possess a license to operate in Rockland County or to dispatch vehicles to pick up passengers in Rockland County.
 - i. Notwithstanding the preceding, base station operators whose base stations are not located in Rockland County do not require a license to dispatch livery vehicles for one-point trips originating outside Rockland County; and
 - ii. Base station operators both within and outside the County are prohibited from interjurisdictional business operation as per NYS VTL § 498(3)(k).
 - b. Is prohibited from dispatching a driver not on its list of affiliated drivers on file with the Director.
 - c. Is prohibited from dispatching any driver who does not have a valid state issued driver's license of Class A, B, or C CDL license or a Class E, and a livery driver's license.
 - d. Is prohibited from dispatching a vehicle without a valid livery vehicle permit.
 - e. Is liable for violations of this Chapter, for any violation by aa dispatched driver, or violations related to any vehicle operated by a dispatched driver.

J. Prohibition on the operation of taxis.

No person may operate a vehicle as a taxi in Rockland County.

Notwithstanding the foregoing,

1. If a person operates a vehicle as a taxi pursuant to the laws of a locality within Rockland County, the taxi may be operated without County restriction where the taxi is operated wholly within that locality; or

2. If a person operates a vehicle as a taxi pursuant to the laws of any locality in which the person is authorized by that locality to operate a taxi, that person may engage in one-point trips that pick up passengers in the locality in which the driver is authorized and to drop passengers at other locations within Rockland County without County restriction; and
 3. Regardless of the exceptions described above, with respect to any one-point trip, the operator will be subject to the laws of the State and any locality in Rockland County where the vehicle is operated or a passenger is picked up or dropped off.
- K. No person may alter or deface any license or permit document issued pursuant to this Article.
- L. No person may violate any order, rule or regulation of the Board or the Director.
- M. Exempt vehicles.
1. No operator of an exempt vehicle, exempt vehicle, or base station dispatching an exempt vehicle, is subject to any requirements, restrictions or standards of conduct stated in this Article.
 2. An exempt vehicle is any motor vehicle which is used for:
 - a. passenger transportation by a transportation network company. A "a transportation network company" is a company which pre-arranges trips between paying passengers and drivers who provide the transportation in the driver's own non-commercial vehicle through a digital network as defined in NYS VTL Article 44B.
 - b. a commercial transportation purposes for charge or by hire by paying passengers or persons for whom a fare has been paid but which is, or is being used as,
 - c. an ambulance,
 - e. a truck carrying freight or otherwise engaged in interstate commerce;
 - f. a vehicle used for educational purposes and under contract with or operated by, or pursuant to a contract with, a school district;
 - g. a bus or vehicle used for public mass transit;
 - h. a vehicle used in a funeral; or
 - i. a vehicle for such other purpose as defined by the Board and described in a regulation, or as otherwise may be legally exempt from the provisions of his Chapter.
 3. The Board is authorized to define specifications for these classifications of exempt vehicles or exempt other vehicles in its rules and regulations.

§ 375-38 Notice of violations; service; and hearings.

- A. Notice of Violation.
 1. The Director may issue a Notice of Violation to any person who has violated any provisions of this Article or any prohibited conduct described in a rule or regulation promulgated for the implementation of this Article.
 2. The person subject to the notice shall be known as the 'respondent.'
 3. The Notice of Violation must, at a minimum, contain,
 - a. A description of the date and time of each violation;
 - b. the identifying information, including name, for each respondent driver, vehicle owner, or base station operator who committed the violation; and
 - c. Any civil penalty assessed for each violation itemized by violation, or other remedy that the Director is authorized to order or assess.
- B. The assessment of a civil penalty permitted by this Article, will be by a method determined by the Director in the rules and regulations implementing this Article. The Director must afford all respondents appropriate due process for each of the violations stated.
- C. When a hearing will occur, the respondent must receive a notice of hearing including:
 1. A statement that the respondent has the right to be represented by counsel, the right to present evidence, and the right to examine and cross-examine witnesses;
 2. A statement that the personal appearance of the respondent is required at the hearing;
 3. A warning that failure to appear at such hearing shall constitute a default whereby the Director may proceed with the hearing in respondent's absence and a determination may be made against the respondent without further opportunity for respondent to offer evidence or a statement in mitigation of penalty; and
 4. A statement that an adjournment may only be granted upon application to the Director.
- D. Notices of violation and notices of hearing must be served upon the respondent(s) by:
 1. personal service on respondent or his/her designee described in the respondent's most recent application for a license or permit; or
 2. by certified mail, (the notice may be delivered as return receipt requested at the sole discretion of the person issuing the Notice of Hearing), or other trackable delivery service, to the address listed for the licensee on the most recent application for a license or permit subject to.

§ 375-39 Enforcement; civil penalties; Board action; and injunction

- A. Civil Penalties.
1. In addition to and notwithstanding any other relief that may be available or which may be sought under this Article, or any other applicable law, the Director may, after a hearing by a process determined by the Board, assess civil penalties under the terms described in this section not to exceed \$2,000 per violation, with each calendar day upon which a violation continues to exist being a separate violation.
 2. Upon the Director's issuance of a determination to assess a civil penalty, the Director must refer the matter to the Board. The Board may, by a process it determines, assess any potential action on a related license or permit or, in the case that the Director deems it necessary, refer the matter to any other appropriate authority for prosecution of a criminal offense.
 3. Upon the assessment of a civil penalty, the Board is authorized, where it deems necessary, to take action to issue a warning to the respondent, or to take action to revoke, suspend or refuse renewal of any license or permit held by the respondent.
- B. Expenses and costs incurred by the County for the enforcement of this Chapter against the respondent may be assessed against a respondent in addition to any other fines, penalties, or other means of enforcement. Such expenses may include reasonable attorney's fees and expenses incurred in the prosecution of the matter and the collection of any civil penalty, including those costs and expenses incurred by the Office of the County Attorney or any other counsel retained by the County to perform enforcement of this Article or penalty collection activities.
- C. The failure to comply with an order issued pursuant to this Chapter, or the failure to timely pay for any civil penalty imposed shall be grounds for the Director to:
1. Commence legal action to enforce the order or recover the civil penalty assessed by the Board in any court of competent jurisdiction; and/or for the Board to
 2. Suspend, or not renew the Respondent's license or permit until the civil penalty is paid and/or until Respondent fully complies with the order of the Board.
- D. Abatement. The Board may resolve to seek to abate or prevent a violation of this Article by a legal action in court of appropriate jurisdiction.

§ 375-40 Enforcement; criminal penalties

- A. In addition to and notwithstanding any other relief that may be available or which may be sought under this Article, or any other applicable law, a person who willfully violates, refuses or fails to comply with any order of the Board is guilty of an 'A' Misdemeanor punishable by imprisonment up to one year and a fine of up to \$1,000.
- B. In addition to any other person authorized by law, the Director and any employee of the County authorized by the Director, may issue appearance tickets for any violation of this Article or refer a violation to an appropriate authority to prosecute under this section.

§ 375-41 Enforcement; summary suspension of a license or permit.

- A. In addition to and notwithstanding any other relief that may be available or which may be sought under this Article, or any other applicable law, the Director may issue a summary suspension of a license or permit under the terms described in this section where the Director has reasonable grounds to believe that it is necessary in order to ensure the public health, safety or welfare, the Director may order summary suspension of a license or permit issued pursuant to this Article effective immediately.
- B. A summary suspension order must be served upon the respondent by personal service, or by other trackable overnight mail service and by regular mail, to the last address on file with the Board.
 - 1. The order of summary suspension must be served upon the license or permit holder to be affected, within one day of its issuance;
 - 2. Effective date of an order of summary suspension.
 - a. If the order is served by personal service, then the order is effective against the respondent upon delivery.
 - b. If the order is delivered by trackable overnight mail, the order will become effective against the respondent 24 hours from the date and time that delivery is confirmed.
- C. Where summary suspension is invoked, the Director must commence proceedings within seventy-two hours to offer the respondent an opportunity to be heard, and promptly make findings of fact and a determination on the issue of summary suspension.
 - 1. The Director's failure to render and serve a determination within five business days will result in the immediate administrative termination of the summary suspension at 11:59 PM on the last business day. The Director must report the occurrence of an administrative termination of an order for summary suspension to the Board within five business days of the administrative termination.

2. No new order of summary suspension may be issued for the same transaction, occurrence, or condition after an administrative termination. There is, however, no bar to any other means of enforcement of this Article.
- D. When a hearing occurs, the Director must deliver the record and determination concerning the order of summary suspension, to the Board within five business days of the conclusion of the hearing.
 - E. No summary suspension may be in effect for more than six months from the date of the initial determination by the Director to issue the summary suspension.

§ 375-42 Enforcement; vehicle immobilization.

In addition to and notwithstanding any other relief that may be available or which may be sought under this Article, or any other applicable law, the Director may direct the immobilization of a vehicle operated as a livery vehicle pursuant to the terms of this section.

- A. As used in this section, the phrase "vehicle immobilizer," also known as a "boot", shall mean any device which is locked to the wheel of a vehicle to prevent the vehicle from being driven.
- B. In addition to any other penalties provided for in this Chapter, a vehicle immobilizer may be applied to any vehicle whose owner has failed to pay civil penalties which exceed \$1,000.00 resulting from violations of this Article assessed by the Director against the owner of the vehicle, the driver of the vehicle and/or the owner of the base station with which the vehicle is affiliated.
- C. The Director must notify the owner of the vehicle that the vehicle immobilizer will remain attached to the vehicle until the outstanding civil penalties are paid. Such written notice shall be served as soon as practicable but in no event later than one business day after the vehicle immobilizer has been applied.
- D. Contact information for the Division of Livery Regulation, by address, telephone and email must be conspicuously posted on each vehicle immobilizer device and/or left on the windshield of the vehicle.
- E. If a vehicle is immobilized in a location where it cannot legally remain, the vehicle may be towed to a location designated by the Director. Law enforcement personnel may also tow a vehicle which has been immobilized for public safety reasons or to protect the immobilized vehicle.

- F. The Director shall not authorize the release of any immobilized or towed vehicle until all of the following fees and penalties have been in full or otherwise satisfied:
1. Fees relating to the application of the vehicle mobilizer;
 2. Fees, if any, relating to transport of any passenger, who was in the vehicle at the time the vehicle immobilizer was applied. This fee, if any, shall be the same amount that the passenger was being charged for his/her transport when such transport was interrupted when the vehicle immobilizer was applied;
 3. Fees for towing payable by the County, if applicable;
 4. Storage fees payable by the County, if applicable; and
 5. All unpaid civil penalty assessments.
- G. The unauthorized removal or destruction of a vehicle immobilizer may result in a criminal prosecution in accordance with the provisions of New York State Penal Law and New York State Criminal Procedure Law.

§ 375-43 Appeals

- A. Appellate Panel
1. The County Executive, upon requesting a proposal for candidates from the Chair of the Legislature, and subject to confirmation by the County Legislature, will annually designate three members of the Legislature to hear appeals on matters related to this Article for that calendar year. On a case-by-case basis, the County Executive may, upon requesting a proposal for candidates from the Chair of the Legislature, and subject to confirmation by the County Legislature, submit changes to the panel in whole or in part.
 2. The appellate panel will meet no less frequently than once per month to review all pending appeals.
 3. The appellate panel has the authority to make such regulations as it believes to be required with respect to this section, including the setting of fees. All such regulations are subject to approval by resolution of the full Legislature.
- B. Review of action by Board or Director
- Any person aggrieved by the action of the Board or the Director, in refusing to issue a license or to permit the renewal or use thereof or suspending or revoking a license or making any decision or determination may take an appeal from that determination to the Legislature.

1. To appeal a notice of appeal, in a form determined by the County Legislature, must be filed with the Clerk of the Legislature and the Director within 30 days.
2. To be a valid filing, all information requested on the form must be provided and all fees required to file the notice of appeal must be paid in full on or prior to the expiration of the 30 day filing period.
3. The notice of appeal form will be in a form approved by the County Legislature which must include:
 - a. The name and address of the respondent appealing the determination;
 - b. The name and address of any attorney representing respondent in the appeal;
 - c. A copy of the order or directive being appealed from; and
 - d. A statement of the basis of the appeal.
2. The Board or Director, dependent on who made the determination being appealed from, must as soon as practicable, transmit to the Clerk of the Legislature all the papers constituting the record upon which the action appealed from was taken.
3. Stay of administrative proceedings upon appeal
 - a. Upon filing of a notice of appeal, all proceedings in furtherance of the action appealed from will be stayed.
 - b. Notwithstanding the foregoing, if the Board or the Director issues a finding to the Legislature stating that a stay of all proceedings would present a risk of imminent danger to the public, the stay will not be in effect unless the appeal panel overrides the determination in the certificate and grants a stay of all proceedings in furtherance of the action appealed from.
4. The legislative appeal panel will review each matter filed by notice of appeal and make a preliminary determination, before any argument or testimony, to certify the appeal for further hearing or argument.
 1. If the legislative appeal panel declines to certify the appeal then the determination of the Board or Director becomes final and any stay in effect as the result of the application of this section is terminated.
 2. If the legislative appeals panel does certify the appeal, it must fix a time and date for the hearing of the appeal.
 - a. The Clerk of the Legislature must serve notices of the hearing by first class mail to each appealing respondent and any attorney representative of the respondent identified on a notice of appeal. The Clerk shall also deliver the notice to the Board or Director that issued the determination on appeal.

- b. The notices must be served on the appealing respondent by mail at least 10 days before the hearing.
 - c. All exhibits proposed to be submitted as evidence at the hearing of the appeal shall be filed with the Clerk to the Legislature at least three days prior to said hearing.
5. At the hearing, any party may appear in person or by an attorney.
6. The legislative appeal panel will rehear the case *de novo*, taking such testimony and argument of law from the Board or Director and the respondent as the panel may choose, while affording the respondent due process.
7. Following the hearing on appeal, the legislative appeal panel will issue a determination, and serve that determination on respondent, respondent's attorney, if any, and the Board or the Director that made the underlying decision.
8. Any person aggrieved by any determination made upon an appeal may apply to the Supreme Court of the State of New York for review by a proceeding under Article 78 of the Civil Practice Law and Rules, provided that the proceeding is commenced within 30 days after the legislative appeal panel's determination is received by the respondent.

§ 375-44 Reciprocity of vehicles licensed by qualified jurisdictions.

A vehicle with a vehicle license or permit that has been issued by a qualified jurisdiction, which jurisdiction has been recognized by resolution passed County Legislature, will be granted reciprocity as set forth in Section, provided that the vehicle meets all of the requirements set forth in Section 498 of the New York State Vehicle and Traffic Law.

§ 375-45 Reciprocal recognition of drivers licensed by qualified jurisdictions.

A driver holding a current, valid pre-arranged for-hire vehicle and for-hire driver's license issued by a qualified jurisdiction in accordance with NYS VTL § 498, as recognized by resolution passed by the County Legislature, will be granted reciprocity as set forth in NYS VTL § 498 provided that the driver meets all of the criteria of and complies with all requirements set forth in that section.

§ 375-46 Liability for damage.

This Chapter shall not be construed to relieve from nor lessen the responsibility of any individual licensed and/or owner of a permitted vehicle under this Article for any loss of life or damage to person or property, nor shall the County of Rockland be deemed to have assumed any such liability by reason of any license and/or permit issued pursuant to this Article.

Section 4. Appendix.

This local law must includes an appendix designated as "Appendix 1", and entitled "Text of NYS VTL § 498". The Appendix is composed of the most current text of Section 498 and may be updated from time to time to reflect changes in that section as may be implemented by the New York State government.

Section 5. Severability.

If any clause, sentence, paragraph, subdivision, section or part of this Chapter, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered, for any reason, which remaining portions shall continue in full force and effect.

Section 6. Effective Date.

This local law shall take effect 270 days after it is filed in the office of the NYS Secretary of State

The vote resulted as follows:

- Ayes: 13 (Legislators Carey, Earl, Falciglia, Foley, Friedman, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Cornell, Paul)
- Nay: 01 (Legislator Yeger)
- Absent: 03 (Legislators Santulli, Tyer, Hood, Jr.)

7/10/2023 TH
 09/05/2023 TH (fixed typos and appeal section as per ELY and Office of Consumer Protection comments)
 9/6/2023 TH (added changes to appeal procedure)
 7/7/2023/dmg

Appendix 1
Text of NYS VTL § 498
(as amended through August 31, 2016)

1. Definitions: When used in this section, the following terms shall have the following meanings:
 - a. "Driver's license" shall mean a license issued by the department pursuant to article nineteen of this chapter or by a similar regulatory agency of another state.
 - b. "Licensing jurisdiction" shall mean a city with a population of one million or more, or a county within New York state contiguous to such city, the county of Suffolk, the county of Rockland or the county of Dutchess or the county of Ulster, that requires the issuance of a license, permit, registration, certification or other approval for a vehicle to perform the pre-arranged pick up or drop off of one or more passengers in such jurisdiction for compensation.
 - c. "Pre-arranged for-hire vehicle" shall mean a motor vehicle, other than a bus, that is used in the business of transporting passengers for compensation on a pre-arranged basis, and operated in such business under a license or permit issued by a licensing jurisdiction. The term "pre-arranged for-hire vehicle" shall apply to vehicles as defined herein regardless of any other provision of local law or rule defining or describing such vehicles by any other terms such as livery, black car, or luxury limousine.
 - d. "Pre-arranged for-hire vehicle license" shall mean a license, permit, registration, certification or other approval issued by a licensing jurisdiction to the owner of a pre-arranged for-hire vehicle for the purpose of providing pre-arranged transportation for compensation.
 - e. "Pre-arranged for-hire vehicle driver's license" shall mean a license, permit or other approval to operate a pre-arranged for-hire vehicle issued by a licensing jurisdiction.
 - f. "Serious criminal offense" shall mean a conviction of (i) a felony involving the use of a motor vehicle except a felony as described in subparagraph (ii) of this paragraph; (ii) a felony involving manufacturing, distributing or dispensing a drug as defined in section one hundred fourteen-a of this chapter or possession of any such drug with intent to manufacture, distribute or dispense such drug in which a motor vehicle was used; (iii) a violation of subdivision one or two of section six hundred of this chapter; (iv) operating a pre-arranged for-hire vehicle when, as a result of prior violations committed while operating a pre-arranged for-hire vehicle, the driver's license is revoked, suspended, or canceled; (v) causing a fatality through the negligent operation of a pre-arranged for-hire vehicle, including but not limited to the crimes of vehicular manslaughter or criminally negligent homicide; (vi) homicide; and (vii) a felony for assault, sexual offenses, kidnapping, or burglary.
2. Reciprocity.
 - a. A pre-arranged for-hire vehicle that is licensed to provide pre-arranged transportation for compensation by a licensing jurisdiction meeting the standards and requirements set forth in subdivisions three, four and six of this section shall be authorized to pick up passengers in such jurisdiction for drop off within the same jurisdiction, to pick up passengers in another licensing jurisdiction for drop off within the licensing jurisdiction licensing such pre-arranged for-hire vehicle, to drop off passengers in another licensing jurisdiction who were picked up within the licensing jurisdiction licensing such pre-arranged for-hire vehicle, and to transit other licensing jurisdictions. No other licensing jurisdiction may require a pre-arranged for-hire vehicle providing pre-arranged transportation for compensation, which is licensed by a licensing jurisdiction meeting the standards and requirements set forth in subdivisions three, four and six of this section, to also be licensed by such other licensing jurisdiction or to pay any pre-arranged for-hire vehicle license fee in order to be allowed to pick up or drop off passengers within or to transit such jurisdiction. A licensing jurisdiction meeting the standards and requirements set forth in subdivisions three, four and six of this section shall provide written confirmation thereof to other licensing jurisdictions, containing information sufficient to establish that such licensing jurisdiction meets all such standards and requirements, and which shall be verifiable by such other licensing jurisdictions. Such written confirmation shall be resubmitted to such other licensing jurisdictions every three years.
 - b. A pre-arranged for-hire vehicle licensed by a licensing jurisdiction not meeting the standards and requirements set forth in subdivisions three, four and six of this section shall be authorized to pick up and/or drop off passengers in any other licensing jurisdiction only (i) pursuant to the terms of a separate written agreement or memorandum of understanding entered into between such licensing jurisdictions or (ii) if the owner of such vehicle obtains a pre-arranged for-hire vehicle license from such other licensing jurisdiction.
 - c. Where pre-arranged transportation is provided by a pre-arranged for-hire vehicle licensed by a licensing jurisdiction meeting the standards and requirements set forth in subdivisions three, four and six of this section and such transportation begins with the pick up or the drop off of a passenger outside of such jurisdiction, such pre-arranged for-hire vehicle shall be authorized to temporarily discharge and subsequently pick up such passenger outside the

licensing jurisdiction during the course of such transportation, provided no intra-jurisdictional transportation is provided at that time to any other person who is not covered by the pre-arranged transportation agreement.

3. Standards for pre-arranged for-hire vehicle transportation. A licensing jurisdiction shall be deemed to comply with the provisions of this subdivision if the following conditions are met:

a. The licensing jurisdiction requires the suspension of the pre-arranged for-hire vehicle license of a pre-arranged for-hire vehicle owner, or the pre-arranged for-hire vehicle driver's license of a driver, against whom there is an outstanding judgment or an unpaid civil penalty owed for a violation of this chapter relating to traffic in any other licensing jurisdiction meeting the standards and requirements of this subdivision and subdivisions four and six of this section, or a violation of regulations promulgated by such other licensing jurisdiction duplicating or incorporating by reference any of the provisions of this chapter, until such judgment is satisfied or such civil penalty is paid.

b. The licensing jurisdiction requires that each pre-arranged for-hire vehicle it licenses shall display evidence of a current, valid pre-arranged for-hire vehicle license affixed to the windshield in a form and manner that may be further specified by the regulations of such jurisdiction.

c. The licensing jurisdiction requires the owner of each pre-arranged for-hire vehicle it licenses to maintain, for purposes of insurance or other financial security, coverage in a specified amount per person, payable for those expenses specified in paragraphs one, two and three of subsection (a) of section five thousand one hundred two of the insurance law, and coverage in specified amounts of minimum and maximum liability for bodily injury and death, as said terms are defined in subdivision one of section three hundred seventy of this chapter.

d. The licensing jurisdiction requires (i) each pre-arranged for-hire vehicle it licenses to be inspected no less frequently than every twelve months by an official inspection station licensed pursuant to section three hundred three of this chapter, or, if the pre-arranged for-hire vehicle is registered in another state, by the agency responsible for vehicle registration and inspection in that state, and (ii) each pre-arranged for-hire vehicle to display a valid inspection sticker indicating the date of the last inspection and/or the expiration date, if such stickers are issued by the state of registration.

e. The licensing jurisdiction provides, by means of a dedicated telephone line or read-only access to an electronic database, the following information to other jurisdictions meeting the standards and requirements set forth in this subdivision and subdivisions four and six of this section: the name of the holder of a pre-arranged for-hire vehicle license; the vehicle identification number of a licensed pre-arranged for-hire vehicle; the date first licensed; the date such licenses were most recently renewed; and all violations issued to each licensee and the disposition of each such violation. Such information obtained by a licensing jurisdiction from other licensing jurisdictions shall be used solely for the enforcement of laws and regulations applicable to the provision of transportation for compensation on a pre-arranged basis.

f. The licensing jurisdiction requires that a pre-arranged for-hire vehicle be driven only by the holder of a driver's license which is valid to operate such motor vehicle in this state.

g. The licensing jurisdiction requires that a pre-arranged for-hire vehicle be driven only by the holder of a pre-arranged for-hire vehicle driver's license.

h. The licensing jurisdiction requires that a pre-arranged for-hire vehicle driver display his or her pre-arranged for-hire vehicle driver's license in such vehicle in a manner clearly visible to passengers or have such license readily available to produce upon the request of a passenger or law enforcement personnel.

i. The licensing jurisdiction requires that a record of each interjurisdictional trip be entered prior to the commencement of such trip in a log maintained and kept readily accessible in the vehicle in a form and manner prescribed by the licensing jurisdiction and produced at the request of any police officer or peace officer acting pursuant to his or her special duties or other enforcement personnel authorized by such jurisdiction. Such record shall be kept for a period of no less than one year after such trip. Failure to produce such a log maintained in the manner prescribed by such jurisdiction when requested by a police officer or other enforcement personnel shall be presumptive evidence of illegal interjurisdictional operation.

j. The licensing jurisdiction requires that the owner of each motor vehicle licensed as a pre-arranged for-hire vehicle hold a valid vehicle registration for such vehicle issued by the department for which a registration fee has been paid pursuant to schedule C of subdivision seven of section four hundred one of this title, or, in the case of a non-resident of this state, a vehicle registration issued by the state of residence.

k. No owner of a vehicle licensed as a pre-arranged for-hire vehicle by a licensing jurisdiction meeting the standards and requirements of this subdivision and subdivisions four and six of this section or any person or business engaged in the for-hire transportation of passengers by

motor vehicle that is affiliated with such licensee shall do business within any jurisdiction in which it seeks to operate on an interjurisdictional basis. "Do business" shall mean having a place of business or telephone number in such jurisdiction relating to for-hire transportation of passengers by motor vehicle.

4. Standards for drivers of pre-arranged for-hire vehicles. A licensing jurisdiction shall be deemed to comply with the provisions of this subdivision if it requires the following as conditions of licensure of pre-arranged for-hire vehicle drivers:

a. The pre-arranged for-hire vehicle driver is fingerprinted and his or her criminal history obtained from the department of criminal justice services.

b. The licensing jurisdiction adopts criteria pursuant to which an applicant for a new or renewal pre-arranged for-hire vehicle driver's license shall be denied, and a pre-arranged for-hire vehicle driver's license shall be suspended or revoked, upon conviction of the applicant or licensee for a serious criminal offense, subject to applicable laws, including, but not limited to, article twenty-three-A of the correction law.

c. The licensing jurisdiction provides by regulation for the continuing review of the driving record of every pre-arranged for-hire vehicle driver licensed by such jurisdiction, as reflected in the number and type of convictions accumulated on the driver's license issued to such driver. Such regulation shall provide for the mandatory suspension for a thirty-day period of a pre-arranged for-hire vehicle driver's license upon the accumulation of a specified number and type of conviction on such person's driver's license within a fifteen-month period, and the mandatory revocation of a pre-arranged for-hire vehicle driver's license upon the accumulation of an additional number of convictions of a specified number and type on such person's driver's license within a fifteen-month period.

d. The licensing jurisdiction requires that an applicant for a pre-arranged for-hire vehicle driver's license submit to drug testing, and that licensed pre-arranged for-hire vehicle drivers be required to submit to additional drug testing upon each application for renewal of such person's pre-arranged for-hire vehicle driver's license, and additional drug testing such that each licensee shall submit to such drug testing no less often than once each year; and that any applicant who tests positive for drugs or intoxicating liquors shall be denied a pre-arranged for-hire vehicle driver's license, and the pre-arranged for-hire vehicle driver's license of any licensee who tests positive for drugs or intoxicating liquors shall be revoked after notice and an opportunity to be heard. Such drug test shall be administered by a person or entity holding the requisite permit from the New York state department of health. Individual test results and any related medical information about such applicant or licensee shall be confidential, shall not be disclosed except to the applicant or licensee or his or her representative, and shall not be entered or received as evidence at any civil, criminal or administrative trial, hearing or proceeding other than an administrative trial, hearing or proceeding for the denial or revocation of the pre-arranged for-hire vehicle driver's license as set forth in this paragraph. No person, other than an applicant or licensee who is the subject of such records to whom such records are disclosed, may redisclose such records.

e. The licensing jurisdiction requires that every individual applying for a pre-arranged for-hire vehicle driver's license must submit proof of completion of a state-approved defensive driving course no more than six months prior to the date of application. The licensing jurisdiction shall further require that any individual renewing a pre-arranged for-hire vehicle driver's license must submit proof of completion of a state-approved defensive driving course no more than three years prior to the date of the renewal application.

5. On-street inspections. The enforcement authorities of a licensing jurisdiction meeting the standards and requirements set forth in subdivisions three, four and six of this section may conduct on-street inspections of all vehicles operating as pre-arranged for-hire vehicles within such jurisdiction. A pre-arranged for-hire vehicle owner may be ordered by such licensing jurisdiction to repair or replace such vehicle where it appears that it no longer meets the reasonable standards for safe operation prescribed by regulations of such jurisdiction. Upon failure of the pre-arranged for-hire vehicle owner to comply with such an order within ten days after service thereof, the recognition of such owner's pre-arranged for-hire vehicle license shall be suspended by the licensing jurisdiction. Provided, however, that this subdivision shall not impair such authority to conduct on-street inspections of pre-arranged for-hire vehicles as may otherwise exist.

6. Notification. A licensing jurisdiction meeting the standards and requirements set forth in this subdivision and subdivisions three and four of this section shall, upon both the issuance and disposition of a summons issued in such jurisdiction to a pre-arranged for-hire vehicle licensed in another jurisdiction, notify such other jurisdiction of such issuance and disposition.

Presentation of Communications:

Receive and File Renewals Of Declaration Of A Local State Of Emergency And Emergency Order No. 2 For Rockland County, Hon Edwin J. Day, County Executive, Dated July 28, 2023, August 2, 2023, August 7, 2023, August 11, 2023, August 16, 2023, August 21, 2023, August 25, 2023 and August 30, 2023.

Receive and File Executive Order No. 2 Of 2023 – County Of Rockland's Drug-Free Workplace Policy - Amending Executive Order No. 1 Of 1991, Hon Edwin J. Day, County Executive, Dated August 14, 2023.

Receive and File Executive Order 2023-01: Amendment Of Executive Order No. 2019-02 County Of Rockland Anti-Discrimination And Equal Employment Opportunity Policy, Hon Edwin J. Day, County Executive, Dated August 7, 2023.

RECEIVED AND ACKNOWLEDGED

Introduced by:

Referral No. 9541

- Hon. Aney Paul, Sponsor
- Hon. Aron B. Wieder, Co-Sponsor
- Hon. Michael M. Grant, Co-Sponsor
- Hon. Toney L. Earl, Co-Sponsor
- Hon. Jay Hood, Jr., Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Lon M. Hofstein, Co-Sponsor
- Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO. 385 OF 2023
 APPROPRIATING THE SUM OF \$1,250 TO THE NAURASHANK AMERICAN LEGION POST 794,
 NANUET, NEW YORK FOR PATRIOTIC OBSERVANCES IN 2023**

WIEDER/PAUL: M.V.

WHEREAS, the Rockland County Legislature has set aside in the 2023 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Naurashank American Legion Post 794 with offices located in Nanuet, New York, is contracting with the County of Rockland to conduct patriotic observances in Rockland County in 2023, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

WHEREAS, the Budget and Finance Committee has met, considered and by a unanimous vote, approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,250, to the Naurashank American Legion Post 794 for providing patriotic observance events in Rockland County in calendar year 2023; and be further

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

GENERAL FUND

<u>Increase Approp. Acct.:</u>			
A- CA-7579-5010	Contract Agency	Naurashank American Legion Post 794 86 South Reld Drive Pearl River, NY 10965	\$1,250
<u>Decrease Appropriation:</u>			
A LEG 1010 E5042	Patriotic Observances		\$1,250

The vote resulted as follows:

- Ayes: 13 (Legislators Carey, Earl, Falciglia, Foley, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Yeger, Cornell, Paul)
- U.A. Nay: 01 (Legislator Friedman)
- Absent: 03 (Legislators Santulli, Tyer, Hood, Jr.)



Introduced by:

Referral No. 9541

Hon. Hon. Lon Hofstein, Sponsor
 Hon. Aron B. Wieder, Co-Sponsor
 Hon. Michael M. Grant, Co-Sponsor
 Hon. Toney L. Earl, Co-Sponsor
 Hon. Jay Hood, Jr., Co-Sponsor
 Hon. Philip Soskin, Co-Sponsor
 Hon. Alden H. Wolfe, Co-Sponsor
 Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO. 386 OF 2023
 APPROPRIATING THE SUM OF \$1,250 TO VETERANS OF FOREIGN WARS OF THE U.S.,
 CLARKSTOWN MEMORIAL POST NO. 851, NEW CITY, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2023**

WIEDER/CAREY: M.V.

WHEREAS, the Rockland County Legislature has set aside in the 2023 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Veterans of Foreign Wars of the U.S., Clarkstown Memorial Post No. 851, New City, New York, is contracting with the County of Rockland to conduct patriotic observances in 2023, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

WHEREAS, the Budget and Finance Committee has met, considered and by a unanimous vote, approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,250 for providing patriotic observance events in Rockland County in calendar year 2023; 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-7583-5010	Veterans of Foreign Wars of the U.S. Clarkstown Memorial Post No. 851 7 Short Hill Road New City, NY 10956	\$1,250
----------------	---	---------

Decrease Approp. Acct.:

A-LEG-1010-5042	Patriotic Observances	\$1,250
-----------------	-----------------------	---------

The vote resulted as follows:

Ayes:	13	(Legislators Carey, Earl, Falciglia, Foley, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Yeger, Cornell, Paul)
U.A. Nay:	01	(Legislator Friedman)
Absent:	03	(Legislators Santulli, Tyer, Hood, Jr.)

Introduced by:

Referral No. 9541

Hon. Hon. Lon Hofstein, Sponsor
 Hon. Aron B. Wieder, Co-Sponsor
 Hon. Michael M. Grant, Co-Sponsor
 Hon. Toney L. Earl, Co-Sponsor
 Hon. Jay Hood, Jr., Co-Sponsor
 Hon. Philip Soskin, Co-Sponsor
 Hon. Alden H. Wolfe, Co-Sponsor
 Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO. 387 OF 2023
 APPROPRIATING THE SUM OF \$1,250 TO THE WILLIAM E. DEBOVOISE, JR.
 AMERICAN LEGION POST 1682,
 65 AMERICAN LEGION WAY, NEW CITY, NEW YORK 10956
 FOR PATRIOTIC OBSERVANCES IN 2023**

WIEDER/HOFSTEIN: M.V.

WHEREAS, the Rockland County Legislature has set aside in the 2023 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the William E. DeBovoise Jr., American Legion Post 1682, with offices at 65 American Legion Way, New City, New York, is contracting with the County of Rockland to conduct patriotic observances in Rockland County in 2023, for the citizens of Rockland County in memory of all those who have served and/or died for their Country, including organizing the New City Memorial Day Parade, Flag Day Ceremony, Veteran Day events, as well as scholarship programs, and hosting a reception for attendees to the Rockland County Police Memorial Ceremony; and

WHEREAS, the Budget & Finance Committee has met, considered and by a unanimous vote, approved this resolution; now, therefore, be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,250, to the William E. DeBovoise Jr., American Legion Post 1682 for providing patriotic observance events in Rockland County in calendar year 2023; and be it further

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

	<u>G</u> <u>ENERAL FUND</u>	
<u>Increase Approp. Acct.:</u>		
A-CA-7582-E5010 Contract Agency	William E. DeBovoise Jr. American Legion Post 1682 65 American Legion Way New City, NY 10956	\$1,250
<u>Decrease Appropriation:</u>		
A-LEG-1010-E5042 Patriotic Observances		\$1,250

The vote resulted as follows:

Ayes:	13	(Legislators Carey, Earl, Falciglia, Foley, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Yeger, Cornell, Paul)
U.A. Nay:	01	(Legislator Friedman)
Absent:	03	(Legislators Santulli, Tyer, Hood, Jr.)

Introduced by:

Referral No. 8737

Hon. Aron B. Wieder, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 388 OF 2023
 AMENDING RESOLUTION NO. 295 OF 2012 AND RESOLUTION NOS. 279 AND 460 OF 2013
 AND RESOLUTION NO. 274 OF 2014 AND RESOLUTION NOS. 193 AND 591 OF 2015 AND
 RESOLUTION NOS. 334 AND 545 OF 2016, RESOLUTION NO. 516 OF 2018, AND
 RESOLUTION NO. 377 OF 2020 AND RESOLUTION NO. 327 OF 2021
 WHICH ADOPTED A STANDARD WORKDAY IN COMPLIANCE WITH THE REQUIREMENTS
 OF THE OFFICE OF THE NEW YORK STATE COMPTROLLER**

WIEDER/GRANT: M.V.

WHEREAS, By Resolution No. 295 of 2012, Resolution No. 279 of 2013, Resolution No. 460 of 2013, Resolution No. 274 of 2014, Resolution No. 193 of 2015, Resolution No. 591 of 2015, and Resolution No. 334 of 2016, Resolution No. 545 of 2016, Resolution 516 of 2018, and Resolution No. 377 of 2020 and Resolution No. 327 of 2021, the Rockland County Legislature established a standard workday for certain elected and appointed officials in Rockland County in compliance with the New York State Retirement System Regulation 315.4 (2 NYCRR 315.4); and

WHEREAS, Regulation 315.4 of the New York State Retirement System requires each official who is a member of the Retirement System and does not use the County's time and attendance system to maintain a record of his or her work-related activities to submit a record for three consecutive months to the secretary or legislative clerk. This Regulation does not apply to elected or appointed officials who are not members of the Retirement System; and

WHEREAS, Regulation 315.4 requires the legislature to establish a standard workday for elected and appointed officials by adopting a resolution that lists each affected employee's title and the number of hours in the standard workday for each title; and

WHEREAS, The County maintains actual daily records of time worked for all elected and appointed officials in Rockland County; and

WHEREAS, The standard workdays for the following elected and appointed Rockland County positions, which were not included in Resolution No. 295 of 2012 or Resolution No. 279 or Resolution No. 460 of 2013 or Resolution No. 274 of 2014, or Resolution No. 193 or Resolution No. 591 of 2015, or Resolution No. 334 of 2016 or Resolution No. 545 of 2016 or Resolution 516 of 2018 or Resolution 377 of 2020, or Resolution 327 of 2021 are:

Director of Building Administration and Code Enforcement	Eight (8) hours;
Deputy Commissioner of Finance	Eight (8) hours;
Probation Director (Group C)	Eight (8) hours;
Administration Manager (Board of Elections)	Eight (8) hours;
Supervising Voting systems and Machine Technician	Eight (8) hours;
Coordinator, Employee Relations and Equity Compliance	Eight (8) hours;
Assistant Public Defender (Relief)	Eight (8) hours;
Senior Assistant Public Defender (Relief)	Eight (8) hours;
Supervising Assistant Public Defender (Relief)	Eight (8) hours

WHEREAS, All of the County's Department Heads' and other appointed officials' positions are either governed by or tied by prior legislative resolutions to collective bargaining provisions and consequently derive their standard seven or eight hour workday or pro-rated schedule based upon a standard seven or eight hour workday from said agreements. Said standard workday is the basis for each employee's regular bi-weekly electronic timesheet reporting in the Peoplesoft system. Peoplesoft is a system that keeps track of accruals used and attests that, other than time charged for accruals, full hours were worked; and

WHEREAS, Attached as Schedule "A: is a chart provides all required information for certain elected and appointed officials in Rockland County exclusive of the elected and appointed officials of the Rockland County Legislature; and

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

RESOLVED, That the Rockland County Legislature hereby amends Resolution No. 295 of 2012, Resolution No. 279 of 2013, Resolution No. 460 of 2013, Resolution No. 274 of 2014, Resolution No. 193 of 2015, Resolution No. 591 of 2015, Resolution No. 334 of 2016, Resolution No. 545 of 2016, Resolution No. 516 of 2018, Resolution No. 377 of 2020 and Resolution No. 327 of 2021, in compliance with the requirements of the Office of the New York State Comptroller establishes a standard workday for certain elected and appointed officials of Rockland County and will report the appropriate days worked to the New York State and Local Employees' Retirement System based on the actual daily records of time worked by the elected and appointed officials and the records of activities maintained and submitted by the elected and appointed officials to the Clerk to this body, as set forth in the attached Schedule "A"; and be it further

RESOLVED, That this resolution shall be posted on the Rockland County website for a minimum of thirty (30) days; and be it further

RESOLVED, That the Clerk to the Legislature be and is hereby authorized and directed to file a certified copy of this resolution with an Affidavit of Posting with the Office of the New York State Comptroller within forty-five (45) days of the adoption of this resolution.

The vote resulted as follows:

Ayes:	13	(Legislators Carey, Earl, Falciglia, Foley, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Yeger, Cornell, Paul)
U.A. Nay:	01	(Legislator Friedman)
Absent:	03	(Legislators Santulli, Tyer, Hood, Jr.)

Office of the New York State Comptroller
NYSLRS
 New York State and Local Retirement System
 110 State Street, Albany, New York 12244-0001

Received Date

**Standard Work Day Resolution
 for Employees***
 Schedule "A"

Please type or print clearly
 in blue or black ink

Employer Location Code
 1 0 0 3 9

See Instructions for completing form on reverse side

RS 2418
 (Rev. 05/22)

BE IT RESOLVED, that the County of Rockland, Location code 10039, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

Title	Standard Work Day (Hrs/day)
Director of Building Administration and Code Enforcement	8.00 Hours
Deputy Commissioner of Finance	8.00 Hours
Probation Director (Group C)	8.00 Hours
Administration Manager (Board of Elections)	8.00 Hours
Supervising Voting Systems and Machine Technician	8.00 Hours
Coordinator, Employee Relations and Equity Compliance	8.00 Hours
Assistant Public Defender (Relief)	8.00 Hours
Senior Assistant Public Defender (Relief)	8.00 Hours

On this _____ day of _____, 20__

 (Signature of Clerk) Date enacted: _____

I, _____, clerk of the governing board of the County of Rockland
 (Name of Employer)
 of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the _____ day of _____, 20__ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of _____ members, and that _____ of such members were present at such meeting and that _____ of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I hereunto
 Set my hand and the seal of the

 (Name of Employer)

(seal)

*To be used for all employees. Please list Elected and Appointed Officials on the form Standard Workday and Reporting Resolution for Elected and Appointed Officials (RS2417-A).

For important information and instructions – See Back Page

Instructions for completing the Standard Work Day Resolution

A	B
Title	Standard Work Day (Hrs/day)
Accountant	8.00
Clerk	7.00
Bookkeeper	7.50
Data Collector	6.00
Secretary	7.25
Typist	7.50
Custodian	8.00
Laborers	8.00

Please note: the above table is a sample. The titles and values are for illustrative purposes only.

A. Title: You must establish a standard work day for each employee title (e.g. clerks, bus drivers, etc.) even if you do not have any full-time employees in that title. You may establish several standard work days for different positions. For example, all laborers may have an eight hour standard work day, all clerical workers seven and a half hours, and all custodial staff six hours. Employers may also establish several standard work days for the same title, depending if there are significant variances in the job duties.

B. Standard Work Day (Hrs/day): The minimum number of hours that can be established for a standard workday is six, while the maximum is eight. A standard workday is the denominator to be used for the days worked calculation; it is not necessarily always the number of hours an employee works. For example, if a clerk is only required to work three hours a day, the employer must still establish a standard workday between six and eight hours as the denominator for their days worked calculation.

Once the Resolution is passed, it must be kept on file by the employer and made available to the Retirement System upon request.

Office of the New York State Comptroller
NYS **SLRS**
 New York State and Local Retirement System
 110 State Street, Albany, New York 12244-0001

Please type or print clearly
 in blue or black ink

Employer Location Code

1 0 0 3 9

Received Date

**Standard Work Day Resolution
 for Employees***

See instructions for completing form on reverse side

RS 2418
 (Rev. 05/22)

BE IT RESOLVED, that the County of Rockland, Location code 10039, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

Title	Standard Work Day (Hrs/day)
Supervising Assistant Public Defender (Relief)	8.00 Hours

On this _____ day of _____, 20__

 (Signature of Clerk) Date enacted: _____

I, _____, clerk of the governing board of the County of Rockland
 _____ (Name of Employer)
 of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the _____ day of _____, 20__ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of _____ members, and that _____ of such members were present at such meeting and that _____ of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I hereunto
 Set my hand and the seal of the

 (Name of Employer)

(seal)

*To be used for all employees. Please list Elected and Appointed Officials on the form Standard Workday and Reporting Resolution for Elected and Appointed Officials (RS2417-A).

For Important information and instructions - See Back Page

Instructions for completing the Standard Work Day Resolution

A	B
Title	Standard Work Day (Hrs/day)
Accountant	8.00
Clerk	7.00
Bookkeeper	7.50
Data Collector	6.00
Secretary	7.25
Typist	7.50
Custodian	8.00
Laborers	8.00

Please note: the above table is a sample. The titles and values are for illustrative purposes only.

<p>A. Title: You must establish a standard work day for each employee title (e.g. clerks, bus drivers, etc.) even if you do not have any full-time employees in that title. You may establish several standard work days for different positions. For example, all laborers may have an eight hour standard work day, all clerical workers seven and a half hours, and all custodial staff six hours. Employers may also establish several standard work days for the same title, depending if there are significant variances in the job duties.</p>
<p>B. Standard Work Day (Hrs/day): The minimum number of hours that can be established for a standard workday is six, while the maximum is eight. A standard workday is the denominator to be used for the days worked calculation; it is not necessarily always the number of hours an employee works. For example, if a clerk is only required to work three hours a day, the employer must still establish a standard workday between six and eight hours as the denominator for their days worked calculation.</p>
<p>Once the Resolution is passed, it must be kept on file by the employer and made available to the Retirement System upon request.</p>

Office of the New York State Comptroller
NYSLRS
 New York State and Local Retirement System
 110 State Street, Albany, New York 12244-0001

Received Date

**Standard Work Day Resolution
 for Employees***

Please type or print clearly
 in blue or black ink

Employer Location Code

1 0 0 3 9

See Instructions for completing form on reverse side

RS 2418

(Rev.05/22)

BE IT RESOLVED, that the County of Rockland, Location code 10039, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

Title	Standard Work Day (Hrs/day)
Director of Building Administration and Code Enforcement	8.00 Hours
Deputy Commissioner of Finance	8.00 Hours
Probation Director (Group C)	8.00 Hours
Administration Manager (Board of Elections)	8.00 Hours
Supervising Voting Systems and Machine Technician	8.00 Hours
Coordinator, Employee Relations and Equity Compliance	8.00 Hours
Assistant Public Defender (Relief)	8.00 Hours
Senior Assistant Public Defender (Relief)	8.00 Hours

On this _____ day of _____, 20____

 (Signature of Clerk) Date enacted: _____

I, _____, clerk of the governing board of the County of Rockland
 (Name of Employer)

of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the _____ day of _____, 20____ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of _____ members, and that _____ of such members were present at such meeting and that _____ of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I hereunto
 Set my hand and the seal of the

 (Name of Employer)

(seal)

*To be used for all employees. Please list Elected and Appointed Officials on the form Standard Workday and Reporting Resolution for Elected and Appointed Officials (RS2417-A).

For important information and instructions – See Back Page

Instructions for completing the Standard Work Day Resolution

A	B
Title	Standard Work Day (Hrs/day)
Accountant	8.00
Clerk	7.00
Bookkeeper	7.50
Data Collector	6.00
Secretary	7.25
Typist	7.50
Custodian	8.00
Laborers	8.00

Please note: the above table is a **sample**. The titles and values are for illustrative purposes only.

A. Title: You must establish a standard work day for each employee title (e.g. clerks, bus drivers, etc.) even if you do not have any full-time employees in that title. You may establish several standard work days for different positions. For example, all laborers may have an eight hour standard work day, all clerical workers seven and a half hours, and all custodial staff six hours. Employers may also establish several standard work days for the same title, depending if there are significant variances in the job duties.

B. Standard Work Day (Hrs/day): The minimum number of hours that can be established for a standard workday is six, while the maximum is eight. A standard workday is the denominator to be used for the days worked calculation; it is not necessarily always the number of hours an employee works. For example, if a clerk is only required to work three hours a day, the employer must still establish a standard workday between six and eight hours as the denominator for their days worked calculation.

Once the Resolution is passed, it must be kept on file by the employer and made available to the Retirement System upon request.

Office of the New York State Comptroller
NYSLRS
 New York State and Local Retirement System
 110 State Street, Albany, New York 12244-0001

Received Date

**Standard Work Day Resolution
 for Employees***

Please type or print clearly
 in blue or black ink

Employer Location Code

1	0	0	3	9
---	---	---	---	---

See Instructions for completing form on reverse side

RS 2418

(Rev. 05/22)

BE IT RESOLVED, that the County of Rockland, Location code 10039, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

Title	Standard Work Day (Hrs/day)
Supervising Assistant Public Defender (Relief)	8.00 Hours

On this _____ day of _____, 20____

 (Signature of Clerk) Date enacted: _____

I, _____, clerk of the governing board of the County of Rockland

 (Name of Employer)

of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the _____ day of _____, 20____ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of _____ members, and that _____ of such members were present at such meeting and that _____ of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I hereunto
 Set my hand and the seal of the

 (Name of Employer)

(seal)

*To be used for all employees. Please list Elected and Appointed Officials on the form Standard Workday and Reporting Resolution for Elected and Appointed Officials (RS2417-A).

For important information and instructions – See Back Page

Instructions for completing the Standard Work Day Resolution

A	B
Title	Standard Work Day (Hrs/day)
Accountant	8.00
Clerk	7.00
Bookkeeper	7.50
Data Collector	6.00
Secretary	7.25
Typist	7.50
Custodian	8.00
Laborers	8.00

Please note: the above table is a **sample**. The titles and values are for illustrative purposes only.

- | |
|--|
| <p>A. Title: You must establish a standard work day for each employee title (e.g. clerks, bus drivers, etc.) even if you do not have any full-time employees in that title. You may establish several standard work days for different positions. For example, all laborers may have an eight hour standard work day, all clerical workers seven and a half hours, and all custodial staff six hours. Employers may also establish several standard work days for the same title, depending if there are significant variances in the job duties.</p> |
| <p>B. Standard Work Day (Hrs/day): The minimum number of hours that can be established for a standard workday is six, while the maximum is eight. A standard workday is the denominator to be used for the days worked calculation; it is not necessarily always the number of hours an employee works. For example, if a clerk is only required to work three hours a day, the employer must still establish a standard workday between six and eight hours as the denominator for their days worked calculation.</p> |
| <p>Once the Resolution is passed, it must be kept on file by the employer and made available to the Retirement System upon request.</p> |

Introduced by:

Referral No. 8737/5906

- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 389 OF 2023
ADOPTING A STANDARD WORKDAY AND REPORTING RESOLUTION
FOR ELECTED AND APPOINTED OFFICIALS IN COMPLIANCE WITH THE REQUIREMENTS
OF THE OFFICE OF THE NEW YORK STATE COMPTROLLER
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]**

WIEDER/YEGER: M.V.

WHEREAS, Pursuant to Regulation 315.4 of the New York Codes, Rules and Regulations, elected/appointed officials are required to submit a record of work-related activities for three consecutive months beginning on April 1, 2023, as activities which reflect duties performed that are directly related to their elected/appointed position; and

WHEREAS, Some Rockland County Sewer District No. 1 (RCSD) Commissioners must comply with the reporting requirements of a Standard Workday; and

WHEREAS, By the recommendation of the RCSD Executive Director, RCSD's Board of Sewer Commissioners approved Resolution No. 47 of 2023, Adopting a Standard Workday and Reporting Resolution for Elected and Appointed Officials in compliance with the requirements of the Office of the New York State Comptroller; and

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

RESOLVED, That the Executive Director of RCSD is authorized and directed to execute such documents as may be necessary to carry out the intent of this resolution, after review by the Office of the County Attorney; and be it further

RESOLVED, That the Executive Director pf RCSD is authorized to forward said Agreement to the County Executive for forwarding to the Legislature for their approval; and be it further

RESOLVED, That the Legislature of Rockland County approves Adopting a Standard Workday and Reporting Resolution for Elected and Appointed Officials in compliance with the requirements of the Office of the New York State Comptroller.

The vote resulted as follows:

Ayes:	13	(Legislators Carey, Earl, Falciglia, Foley, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Yeger, Cornell, Paul)
U.A. Nay:	01	(Legislator Friedman)
Absent:	03	(Legislators Santulli, Tyer, Hood, Jr.)





SCHEDULE A

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

Employer Location Code: 10039

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

RS 2417-A (Rev. 12/19)

BE IT RESOLVED, that the Rockland County Legislature / 10039 hereby established the following standard work days for these titles and will report the officials to the New York State and Local Retirement based on their record of activities:

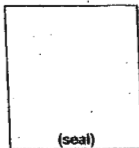
Name	Social Security Number	NYS LRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
Appointed Officials:									
Kevin P. Connell			Sewer Commissioner	1/1/20-12/31/23	6 hours	333 days	<input type="checkbox"/>	biweekly	<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>

I, _____, secretary/clerk of the governing board of the County of Rockland of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the _____ day of _____, 20____ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County of Rockland on this _____ day of _____, 20____

Affidavit of Posting: I, _____ being duly sworn, deposes and says that the posting of the Resolution began on _____ and continued for at least 30 days. That the Resolution was available to the public on the: _____

- Employer's website at: _____
- Official sign board at: _____
- Main entrance Secretary or Clerk's office at: _____



Page _____ of _____ (for additional rows, attach a RS 2417-B form.)

Introduced by:

Referral No. 5906

- Hon. Aron B. Wieder, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 390 OF 2023
 RATIFYING THE DETERMINATION TO USE A PROJECT LABOR AGREEMENT FOR
 CAPITAL PROJECT NO. 6330 FOR THE SLUDGE THICKENERS UPGRADE PROJECT
 [ROCKLAND COUNTY SEWER DISTRICT NO. 1]**

WIEDER/EARL: M.V.

WHEREAS, By Resolution No. 303 of 1996, the Legislature of Rockland County established a policy to explore and consider using project labor agreements, in all construction projects in excess of \$250,000.00, and department heads shall report to the Legislature of the County of Rockland with their recommendations, on a project basis, as to the feasibility of using a project labor agreement ("PLA") for each specific project; and

WHEREAS, By Resolution No. 371 of 2023, the Legislature of Rockland County rescinded Resolution No. 303 of 1996 and established the policy of the County of Rockland with regard to PLA's for construction projects in excess of \$4,000,000 be codified in the Laws of Rockland County; and

WHEREAS, Such recommendation is subject to ratification by the Legislature of Rockland County; and

WHEREAS, The Sludge Thickeners Upgrade Project under Capital Project No. 6330 ("Project") will include the replacement of internal components along with flood mitigation and increase operational flexibility of the Rockland County Sewer District No. 1 ("District") four (4) sludge thickeners; and

WHEREAS, The current Project cost estimate is \$7,100,000; and

WHEREAS, The District hired Arace & Company Consulting, LLC ("Arace") to conduct a PLA Feasibility Study for the Project; and

WHEREAS, Arace submitted its findings to the District in a report dated June 15, 2023, entitled "Project Labor Agreement Feasibility Study, Sludge Thickeners Upgrade Project No. RFB-RC-SWR-2023-04" ("Report"); and

WHEREAS, The Report indicates that use of a PLA for the Project will result in approximately \$163,509 in potential savings for labor costs if a PLA is approved for this project; and

WHEREAS, Arace recommends that a PLA be incorporated into the Project based upon a review of many factors that will result in an estimated cost savings; and

WHEREAS, The Report was approved by the Sewer Board's Resolution No. 46 of 2023 and a copy of which is incorporated herein by reference and made a part of the record for the determination of a PLA; and

WHEREAS, The Planning & Public Works and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County ratifies the recommendation of the County Executive, the Executive Director, and approves the use of a PLA, based upon the Report prepared by Arace incorporated herein by reference and made a part of the record for the determination to use a PLA for the Project ; and be it further

RESOLVED, That the County has undertaken an adequate consideration of the relevant factors and the record supports the conclusion that its decision to utilize a PLA will advance the purposes of New York's competitive bidding laws.

The vote resulted as follows:

Ayes:	13	(Legislators Carey, Earl, Falciglia, Foley, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Yeger, Cornell, Paul)
U.A. Nay:	01	(Legislator Friedman)
Absent:	03	(Legislators Santulli, Tyer, Hood, Jr.)

Introduced by:

Referral No. 5906

- Hon. Aron B. Wieder, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 391 OF 2023
 APPROVING EXERCISING THE FIRST RENEWAL OPTION TERM AND ADDITIONAL PURCHASES
 IN EXCESS OF \$100,000 BY FORMAL PURCHASE ORDER SUBJECT
 TO THE APPROVAL OF THE DIRECTOR OF PURCHASING IN THE ADDITIONAL
 AMOUNT OF \$15,002.40 FOR THE NEW TOTAL AMOUNT NOT TO EXCEED \$115,000
 UNDER RFB-RC-2022-027 FROM HOLLAND COMPANY INC. FOR BULK DELIVERIES OF SODIUM
 BISULFITE 38% TO THE ROCKLAND COUNTY SEWER DISTRICT NO. 1
 FOR THE TERM FROM APRIL 1, 2022, THROUGH MARCH 31, 2024,
 WITH THREE ONE-YEAR RENEWAL OPTION TERMS REMAINING
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$115,000)**

WIEDER/CORNELL: UNAN.

WHEREAS, the County has an existing contract with Holland Company Inc., 153 Howland Avenue, Adams, MA 01220 (“Contractor”) under RFB-RC-2022-027 (“Contract”), to provide bulk deliveries of the chemical, Sodium Bisulfite 38% (“Goods”) to the Rockland County Sewer District No. 1 (“RCSD No. 1”), for a term from April 1, 2022, through March 31, 2023, with four (4) one (1) year renewal option terms; and

WHEREAS, as of August 10, 2023, the total amount of blanket purchase orders processed by RCSD No 1 for the Goods is \$99,997.60, and the RCSD No. 1 is requesting an additional \$15,042.40 to be added to this Contract to cover mandated regulatory changes that may result in increased anticipated usage; and

WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature of Rockland County (“Legislature”) approve exercising the first (1st) renewal option term and additional purchases in excess of \$100,000 in the additional amount of \$15,002.40 for the new total amount not to exceed \$115,000 under the Contract, with all purchases to be made by formal purchase order subject to approval of the Director of Purchasing and under a price agreement, from the Contractor for the Goods, for the term from April 1, 2022, through March 31, 2024, with three (3) one (1) year option terms remaining; and

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

WHEREAS, sufficient funding for these purchases is provided for in the 2023 Budget of the RCSD No. 1 (SWR-8130-E3290) and is contingent upon 2024 budget appropriations; and

WHEREAS, the Planning & Public Works and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, the Legislature approves exercising the first (1st) renewal option term and additional purchases in excess of \$100,000 in the additional amount of \$15,002.40 for the new total amount not to exceed \$115,000 under RFB-RC-2022-027, made by formal purchase order subject to the approval of the Director of Purchasing, from Holland Company Inc. to provide bulk deliveries of the chemical, Sodium Bisulfite 38% to the Rockland County Sewer District No. 1. for the term from April 1, 2022, through March 31, 2024, with three (3) one (1) year renewal option terms remaining.

Introduced by:

Referral No. 5906

Hon. Aron B. Wieder, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 392 OF 2023
APPROVING EXERCISING THE SECOND RENEWAL OPTION AND ADDITIONAL PURCHASES IN
EXCESS OF \$100,000 BY FORMAL PURCHASE ORDER IN THE ADDITIONAL AMOUNT OF
\$100,000 FOR THE NEW TOTAL AMOUNT NOT TO EXCEED \$282,035.39 UNDER RFB-RC-2021-072
FROM UNITED STEEL PRODUCTS INC. FOR OVERHEAD DOORS- MANUAL AND AUTOMATIC,
MAINTENANCE, PARTS, AND REPAIR SERVICES FOR THE TERM FROM OCTOBER 14, 2021,
THROUGH OCTOBER 13, 2024, WITH NO RENEWAL OPTION TERM REMAINING
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$282,035.39)

WIEDER/EARL: UNAN.

WHEREAS, the County has an existing contract with United Steel Products Inc., 33-40 127th Place, Flushing, NY 11368 (“Contractor”) under RFB-RC-2021-072 (“RFB”) for overhead doors – manual and automatic, maintenance, parts, and repair services (“Services”) for a term from October 14, 2021, through October 13, 2022, with two (2) one (1) year renewal option terms; and

WHEREAS, under Legislative Resolution No. 402 of 2022, the Legislature of Rockland County (“Legislature”) approved exercising the first renewal option term and additional purchases in excess of \$100,000 from the Contractor for the Services under the Contract in the additional amount of \$120,000 for the then-new total amount not to exceed \$182,035.39 for the term from October 14, 2021, through October 13, 2023, with one (1) one (1) year renewal option term remaining; and

WHEREAS, the Contractor agreed to the County’s request to exercise the second renewal option term for the term from October 14, 2023, through October 13, 2024, with no renewal option term remaining; and

WHEREAS, as of July 20, 2023, the total amount of purchase orders issued against this Contract is \$156,736.11, and the Rockland County Sewer District No. 1 and the Department of General Services - Division of Facilities Management estimate an additional \$100,000 is necessary; and

WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature of Rockland County (“Legislature”) approve exercising the second renewal option term and purchases in excess of \$100,000 in the additional amount of \$100,000 for the new total amount not to exceed \$282,035.39 under the RFB, made by formal purchase order subject to the approval of the Director of Purchasing, from the Contractor for the Services for the term from October 14, 2021, through October 13, 2024, with no renewal option terms remaining; and

WHEREAS, sufficient funding for this agreement is provided for in the 2023 Budget of the Department of General Services (DGS-I248-E4060) and Rockland County Sewer District No. 1 (SWR-8130-E4060) and is contingent upon 2024 budget appropriations; and

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

WHEREAS, the Planning & Public Works and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, the Legislature approves exercising the second renewal option term and additional purchases in excess of \$100,000 in the additional amount of \$100,000 for the new total amount not to exceed \$282,035.39 under RFB- RC-2021-072, made by formal purchase order subject to the approval of the Director of Purchasing, from United Steel Products Inc. for overhead doors – manual and automatic, maintenance, parts, and repair services for the term from October 14, 2021, through October 13, 2024, with no renewal option term remaining.

Introduced by:

Referral No. 6803

Hon. Michael M. Grant, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 393 OF 2023
APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000 BY FORMAL PURCHASE ORDER
SUBJECT TO THE APPROVAL OF THE DIRECTOR OF PURCHASING IN THE ADDITIONAL
AMOUNT OF \$100,000 FOR THE NEW TOTAL AMOUNT NOT TO EXCEED \$350,000
UNDER RFB-RC-2023-004 FROM TILCON NEW YORK INC. TO PROVIDE CONCRETE BITUMINOUS
MATERIAL FOR THE COUNTY'S DEPARTMENT OF HIGHWAYS TO REPAIR AND REPLACE
CERTAIN COUNTY ROADS DAMAGED BY UNPRECEDENTED RAINSTORMS IN JULY 2023,
FOR THE TERM FROM APRIL 2, 2023, THROUGH APRIL 1, 2024,
WITH THREE ONE-YEAR RENEWAL OPTION TERMS
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$350,000)

WIEDER/FRIEDMAN: UNAN.

WHEREAS, pursuant to Legislative Resolution No. 157 of 2023, the Legislature of Rockland County ("Legislature") approved purchases in excess of \$100,000 in the total amount not to exceed \$250,000 under RFB-RC-2023-004 ("Contract") from Tilcon New York Inc., 9 Entin Road, Parsippany, NJ 07054 ("Contractor"), to provide concrete bituminous material ("Goods") for the County's Department of Highways for County road surfaces, for the term from April 2, 2023, through April 1, 2024, with three (3) one (1) year renewal option terms available; and

WHEREAS, due to the damage caused by the unprecedented rainstorms in July 2023, an additional \$100,000 is necessary to procure additional Goods to repair and replace certain County roads; and

WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature approve additional purchases in excess of \$100,000, in the additional amount of \$100,000 for the new total amount not to exceed \$350,000, to be made by formal purchase order subject to the approval of the Director of Purchasing, for the term from April 2, 2023, through April 1, 2024, with three (3) one (1) year renewal option terms available; and

WHEREAS, sufficient funding for these purchases is provided for in the 2023 Budget of the Department of Highways (CRF-5110-E3810), the 2023 Capital Budget, Capital Project No. 341 and is contingent upon 2024 budget appropriations; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature "[t]o approve the execution of all contracts in excess of \$100,000 entered into by the County"; and

WHEREAS, the Planning & Public Works and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, the Legislature approves additional purchases in excess of \$100,000, in the additional amount of \$100,000, for the new total amount not to exceed \$350,000 under RFB-RC-2023-004, to be made by formal purchase order subject to the approval of the Director of Purchasing, from Tilcon New York Inc. to provide concrete bituminous material for the County's Department of Highways to repair and replace certain County road surfaces that were damaged by unprecedented rainstorms in July 2023, for the term from April 2, 2023, through April 1, 2024, with three (3) one (1) year renewal option terms available.

Introduced by:

Referral No. 6803

Hon. Michael M. Grant, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 394 OF 2023
APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000 IN THE ADDITIONAL AMOUNT OF \$100,000 FOR THE TOTAL AMOUNT NOT TO EXCEED \$340,716.14 TO BE MADE BY FORMAL PURCHASE ORDER SUBJECT TO THE APPROVAL OF THE DIRECTOR OF PURCHASING UNDER RFB-RC-2019-004 FROM TILCON NEW YORK INC. FOR SUBBASE MATERIAL, CRUSHED STONE, AND STONE FOR CHANNEL AND BANK PROTECTION DURING THE TERM FROM FEBRUARY 9, 2019, THROUGH FEBRUARY 8, 2024 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING] (\$340,716.14)

WIEDER/FOLEY: UNAN.

WHEREAS, the County has an existing contract under RFB-RC-2019-004 (“Contract”) with Tilcon New York Inc., 9 Entin Road, Parsippany, NJ 07054 (“Contractor”) for subbase material, crushed stone, and stone for channel and bank protection (“Goods”) to be utilized by the County’s Department of Highways, Rockland County Sewer District No. 1 (“RCSD No. 1”), Department of General Services – Division of Facilities Management and Division of Environmental Resources, for the term from February 9, 2019, through February 8, 2021 (“Term”), with two (2) one (1) year renewal option terms; and

WHEREAS, pursuant to Legislative Resolution No. 397 of 2020, the Legislature of Rockland County (“Legislature”) approved additional purchases in the additional amount of \$150,000 for the then-new total amount not to exceed \$240,716.14 by formal purchase order subject to the approval of the Director of Purchasing, under the Contract from the Contractor for the Goods during the Term with two (2) one (1) year renewal option terms remaining; and

WHEREAS, on December 3, 2020, the Term of the Contract was extended under the first renewal option term from February 9, 2021, through February 8, 2022, with one (1) one (1) year renewal option term remaining; and

WHEREAS, on December 5, 2021, the Term of the Contract was extended under the second renewal option term from February 9, 2022, through February 8, 2023, with no renewal option term remaining; and

WHEREAS, the Director of Purchasing, pursuant to section 76 of the Contract’s Appendix A, extended the term from February 9, 2023, through February 8, 2024; and

WHEREAS, as of July 13, 2023, total encumbrances against the Contract total \$189,523.50, and the County’s Department of Highways, RCSD No. 1, and Department of General Service - Division of Purchasing anticipate an additional \$100,000 will be necessary to cover costs for the Goods needed to repair the damage caused by the rainstorms in July 2023; and

WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature of Rockland County (“Legislature”) approve additional purchases in excess of \$100,000 in the additional amount of \$100,000 for the new total amount not to exceed \$340,716.14, to be made by formal purchase order subject to the approval of the Director of Purchasing from the Contractor to provide the Goods during the term from February 9, 2019, through February 8, 2024, with no renewal option term remaining; and

WHEREAS, sufficient funding for the additional purchases provided for in the 2023 Budget of the Department of Highways (CRF-5110-E3290 and CRF-5110-E4460) and the 2023 Capital Budget, under various capital projects and is contingent upon 2024 budget appropriations; and

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

WHEREAS, the Planning & Public Works and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, the Legislature approves additional purchases in excess of \$100,000 in the additional amount of \$100,000 for the new total amount not to exceed \$340,716.14, to be made by formal purchase order subject to the approval of the Director of Purchasing under RFB-RC-2019-004, from Tilcon New York Inc., for subbase material, crushed stone, and stone for channel and bank protection, during the term from February 9, 2019, through February 8, 2024, with no renewal option term remaining.

Introduced by:

Referral No. 6803

Hon. Michael M. Grant, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 395 OF 2023
 APPROVING ENTERING INTO THE FIFTH AMENDMENT TO
 THE AGREEMENT IN EXCESS OF \$100,000
 TO INCREASE THE TOTAL COMPENSATION BY AN ADDITIONAL \$84,000
 FOR THE NEW TOTAL AMOUNT NOT TO EXCEED \$3,869,000,
 UNDER CAPITAL PROJECT NO. 3414
 WITH M.G. MCLAREN ENGINEERING AND LAND SURVEYING, P.C.
 FOR THE PROFESSIONAL ENGINEERING/DESIGN SERVICES
 FOR THE NEW DEPARTMENT OF HIGHWAYS FACILITY
 FOR THE TERM FROM FEBRUARY 23, 2005, THROUGH JULY 31, 2023,
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HIGHWAYS]
 (\$3,869,000)**

WIEDER/WOLFE: UNAN.

WHEREAS, pursuant to Legislative Resolution No. 482 of 2004, the Legislature of Rockland County ("Legislature") approved an agreement over \$100,000 in the total amount not to exceed \$1,432,000 under Capital Project No. 1307 ("Contract") with M.G. McLaren Engineering and Land Surveying, P.C., 530 Chestnut Ridge Road, Woodcliff Lake, NJ 07677 ("Contractor"), for the professional engineering/design services ("Services") for the new Department of Highways Facility ("Facility") for the term from February 23, 2005, through February 23, 2009; and

WHEREAS, pursuant to Legislative Resolution No. 44 of 2015, the Legislature approved the first (1st) extension and first (1st) amendment to the Contract, which extended the term from February 23, 2009, through December 31, 2015, and added an additional \$140,000 for the then-new total contract amount not to exceed \$1,572,000 for the Services; and

WHEREAS, pursuant to Legislative Resolution No. 195 of 2018, the Legislature approved the second (2nd) extension and the second (2nd) amendment to the Contract, which extended the term from December 31, 2015, through December 31, 2020, and added an additional \$1,600,000 for the then-new total amount not to exceed \$3,172,000 for the Services; and

WHEREAS, pursuant to Legislative Resolution No. 147 of 2020, the Legislature approved the third (3rd) extension and third (3rd) amendment to the Contract, which extended the term from December 31, 2020, through December 31, 2022, and added an additional \$498,000 for the then-new total amount not to exceed \$3,670,000 for the Services; and

WHEREAS, pursuant to Legislative Resolution No. 532 of 2021, the Legislature approved the fourth (4th) amendment to the Contract, which added an additional \$115,000 for the then-new total amount not to exceed \$3,785,000 for the Services for the truck wash; and

WHEREAS, on February 15, 2023, the parties executed the fourth (4th) extension to the Contract, which extended the term from December 31, 2022, through July 31, 2023; and

WHEREAS, the Department of Highways is requesting an additional \$84,000 for the increase in cost for the additional construction inspection support and supervision services needed due to the additional time granted to the Worth Construction contract; and

WHEREAS, the Superintendent of Highways is recommending that the County Executive and the Legislature of Rockland County enter into a fifth (5th) amendment to the Contract in excess of \$100,000 with the Contractor for the Services in the additional amount of \$84,000 for the total amount not to exceed \$3,869,000 for the term from February 23, 2005, through July 31, 2023; and

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

WHEREAS, sufficient funding for the amendment to this agreement has been authorized in the 2023 Capital Budget under Capital Project No. 3414; and

WHEREAS, the Planning & Public Works and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, that the Legislature approves the fifth (5th) amendment to the agreement in excess of \$100,000 to increase the total compensation by an additional \$84,000 for the new total amount not to exceed \$3,869,000 under Capital Project No. 3414, with M.G. McLaren Engineering and Land Surveying, P.C., for the professional engineering/design services for the new Department of Highways Facility for the term from February 23, 2005, through July 31, 2023, and authorizes its execution by the County Executive, subject to the approval of the County Attorney as to form and legal authority.

Introduced by:

Referral No. 9631

Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Joel Friedman, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 396 OF 2023
 APPROVING A ONE-TIME PURCHASE IN EXCESS OF \$100,000.00 BY FORMAL PURCHASE
 ORDER AND RATIFYING THE PURCHASE ORDER IN THE AMOUNT NOT TO
 EXCEED \$200,700 FOR A MOBILE VACCINATION VEHICLE FROM TRANSPORTATION EQUIPMENT
 SALES CORP. – TESCO SPECIALTY VEHICLES LLC FOR THE
 COUNTY OF ROCKLAND DEPARTMENT OF HEALTH UNDER RFB-RC-2023-044
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$200,700)**

WIEDER/FALCIGLIA: UNAN.

WHEREAS, the Deputy Commissioner of the Rockland County Health Department (“RCDOH”) advised the Director of Purchasing that a mobile vaccination vehicle is needed; and

WHEREAS, the Director of Purchasing solicited bids for the one-time purchase of a mobile vaccination vehicle (“Vehicle”) under RFB-RC-2023-044 (“Contract”), receiving six (6) bids, with Transportation Equipment Sales Corp. - Tesco Specialty Vehicles LLC, 5434 Navarre Avenue, Oregon, OH 43616 (“Contractor”), being the lowest, responsive and responsible bidder; and

WHEREAS, this purchase is to be funded by a grant RCDOH received from the New York State Department of Health/Health Research, Inc. – Epidemiology and Laboratory Capacity for Infectious Disease (ELC) COVID-19 (GH24), which requires the County to receive and pay for the Vehicle by no later than December 31, 2023; and

WHEREAS, to timely comply with the above-mentioned grant requirement, the Director of Purchasing must issue the purchase order by the last week of August 2023, which is before the next full Legislature meeting in September; and

WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature of Rockland County (“Legislature”) approve a one-time purchase in excess of \$100,000 and ratify the purchase order from the Contractor in the amount not to exceed \$200,700 under the Contract to purchase a mobile vaccination vehicle for the Health Department, with the purchase to be initiated by formal purchase order subject to the approval of the Director of Purchasing; and

WHEREAS, this purchase shall be made, and funds encumbered by the issuance of a formal purchase order under a price agreement before goods and/or services are to be rendered; and

WHEREAS, funding for these purchases is available in the 2023 budget of the Department of Health, which is grant funded by the New York State Department of Health/Health Research, Inc. – Epidemiology and Laboratory Capacity for Infectious Disease (ELC) COVID-19 (GH24); and

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

WHEREAS, the Multi-Services and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, the Legislature approves the one-time purchase in excess of \$100,000 by formal purchase order and ratifies the purchase order in the total amount not to exceed \$200,700 for a mobile vaccination vehicle from Transportation Equipment Sales Corp. - Tesco Specialty Vehicles LLC for the County of Rockland Department of Health under RFB-RC-2023-044.

Introduced by:

Referral No. 9361

Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Joel Friedman, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 397 OF 2023
 APPROVING THE ACCEPTANCE OF A GRANT FROM THE NEW YORK STATE
 DEPARTMENT OF HEALTH/HEALTH RESEARCH, INC. TO THE ROCKLAND COUNTY
 DEPARTMENT OF HEALTH FOR STRENGTHENING INFRASTRUCTURE, WORKFORCE
 AND DATA SYSTEMS IN THE AMOUNT OF \$5,931,634 [NCTD]
 FOR THE PERIOD FROM DECEMBER 1, 2022 THROUGH NOVEMBER 30, 2027
 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY INSTRUMENTS
 AND DOCUMENTS BY THE COUNTY EXECUTIVE, INCLUDING THE ACCOMPANYING AGREEMENT
 WITH THE NEW YORK STATE DEPARTMENT OF HEALTH
 [DEPARTMENT OF HEALTH]
 (\$5,931,634)**

WIEDER/JOBSON: UNAN.

WHEREAS, The Deputy Commissioner of Health has advised the County Executive and the Legislature of Rockland County that the Rockland County Department of Health (RCDOH) has been awarded a grant from the New York State Department of Health/Health Research, Inc. (NYSDOH) for strengthening infrastructure, workforce and data systems in the amount of \$5,931,634 for the period from December 1, 2022 through November 30, 2027; and

WHEREAS, The grant funds will be used to allow RCDOH to strengthen the public health workforce through hiring of public health positions, supporting retention of current staff, making upgrades to the workplace to increase employee satisfaction, public health training and public health support services; and

WHEREAS, This grant is federally funded but administered by New York State; and

WHEREAS, By this resolution, the Deputy Commissioner of Health also is requesting approval of the grant agreement between RCDOH and NYSDOH; and

WHEREAS, No County tax dollars [NCTD] are required to accept these grant funds; 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 Multi-Services and Budget & Finance 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 acceptance of a grant from the New York State Department of Health/Health Research, Inc. to the Rockland County Department of Health for strengthening infrastructure, workforce and data systems in the amount of \$5,931,634 for the period from December 1, 2022 through November 30, 2027 and hereby authorizes the execution of all necessary instruments and documents by the County Executive, including the accompanying agreement with the New York State Department of Health, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars [NCTD] are required to accept these grant funds; and be it further

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

<u>GENERAL FUND - 2023</u>			
<u>Increase Approp. Acct. (Credit):</u>			
A-DOH -4010 -GH35	-E3070	Uniforms	7,500
	-E3290	Operational Supplies	920,634
	-E4140	Conference & Seminars	3,500
	-E6600	Appropriation Reserve	<u>5,000,000</u>
			5,931,634
<u>Increase Est. Rev. Acct. (Debit):</u>			
A-DOH -4010 -GH35	-R4480	Health Grant(s) - Federal	5,931,634

Introduced by:

Referral No. 9263

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Joel Friedman, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 398 OF 2023
 APPROVING AGREEMENT IN EXCESS OF \$100,000 WITH EMPIRE STATE FORENSICS LCSW, P.C.
 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$213,000 WITH A LOCAL SHARE OF 32.20% FOR
 THE EVALUATION AND TREATMENT OF SEXUAL BEHAVIOR CLIENTS OF ROCKLAND
 COUNTY DEPARTMENT OF SOCIAL SERVICES IN ORDER TO
 ACHIEVE FAMILY REUNIFICATION UNDER SSN-RC-2023-048 FOR
 THE PERIOD FROM SEPTEMBER 3, 2023, THROUGH JUNE 30, 2024 AND
 AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF SOCIAL SERVICES]
 (\$213,000)**

WIEDER/EARL: UNAN.

WHEREAS, Pursuant to the County of Rockland Procurement policy, the County issued a Sole Source Notice Number SSN-RC-2023-048 to purchase services for the evaluation and treatment of sexual behavior (“Services”), for the period September 3, 2023 through June 30, 2024; and

WHEREAS, Empire State Forensics LCSW, P.C., 280 North Central Avenue, Suite 40, Hartsdale, New York 10530, was determined to be the Sole Source Provider for these Services; and

WHEREAS, The Commissioner of Social Services is recommending to the County Executive and the Rockland County Legislature that the County enter into an agreement in excess of \$100,000 with Empire State Forensics LCSW, P.C., to purchase services for the evaluation and treatment of sexual behavior for the Department of Social Services in order to achieve family reunification pursuant to SSN-RC-2023-048 in the total contract sum not to exceed \$213,000, for the period from September 3, 2023 through June 30, 2024; and

WHEREAS, There is a local share in the estimated amount of 32.20%; and

WHEREAS, Sufficient funding for this agreement is provided for in the 2023 Budget of the Department of Social Services (DSS-6070-E5060); 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 Multi-Services and Budget & Finance 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 an agreement in excess of \$100,000 with Empire State Forensics LCSW, P.C., to purchase services for the evaluation and treatment of sexual behavior for the Department of Social Services in order to achieve family reunification pursuant to SSN-RC-2023-048, in the total contract sum not to exceed \$213,000, for the period from September 3, 2023 through June 30, 2024; and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, The local share is approximately 32.20%; and be further

RESOLVED, That sufficient funding for this agreement is provided for in the 2023 Budget of the Department of Social Services (DSS-6070-E5060).



Introduced by:

Referral No. 2867

- Hon. Harriet D. Cornell, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. James J. Foley, Sponsor
- Hon. Laurie A. Santulli, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 399 OF 2023
 AUTHORIZING APPLICATION FOR A NEW YORK STATE
 CLIMATE SMART COMMUNITIES GRANT AND AUTHORIZING THE COUNTY EXECUTIVE
 TO EXECUTE ALL NECESSARY INSTRUMENTS AND DOCUMENTS
 [DIVISION OF ENVIRONMENTAL RESOURCES]**

WIEDER/CORNELL: UNAN.

WHEREAS, the County of Rockland seeks to develop a Climate Action Plan (“CAP”) that will set goals and objectives to improve sustainability, reduce greenhouse gas (“GHG”) emissions, and strengthen resilience; and

WHEREAS, to develop a CAP, the County must complete the GHG inventory that will comply with the New York Greenhouse Gas Inventory Guidance, the International Council for Local Environmental Initiatives (“ICLEI”) Local Government Operations (LGO) Protocol, and the submission requirements of the New York State Department of Environmental Conservation’s (“NYS DEC”) Climate Smart Communities Pledge Element Two; and

WHEREAS, the County of Rockland hereby requests financial assistance from the New York State Climate Smart Communities grant program pursuant to Environmental Conservation Law Article 54 Title 15; and

WHEREAS, through the Climate Smart Communities Grant Program, NYS DEC supports efforts for municipalities to address GHG mitigation and climate change adaptation, and pursuant to NYS Environmental Conservation Law § 54-1511(3), a local match of fifty percent (50%) of the total eligible project cost is necessary; and

WHEREAS, the County of Rockland certifies that it has identified \$75,000 of matching funds from the Division of Environmental Resources (ENV/8060/E4090) pursuant to the requirements of Environmental Conservation Law Article 54 Title 15; and

WHEREAS, the Environmental and Budget & Finance Committees of the Legislature have met, considered, and approved this Resolution. Now, therefore, be it

RESOLVED, the Rockland County Legislature on behalf of the County of Rockland authorizes the County Executive or his designee, an official or employee, to act on its behalf in the submittal of an application through the Consolidated Funding Application for \$75,000, to be used for the Climate Action Plan and the Greenhouse Gas Emissions Inventory project.

Introduced by:

Referral No. 8894

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Joel Friedman, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 400 OF 2023
 APPROVING FIFTEEN (15) AGREEMENTS, EACH OF WHICH IS EXPECTED TO BE IN EXCESS OF
 \$100,000, WITH THE PROVIDERS LISTED ON THE ANNEXED SCHEDULE A
 TO PROVIDE SPECIAL EDUCATION SERVICES IN THE PRE-SCHOOL PROGRAM
 IN A TOTAL AMOUNT NOT TO EXCEED \$28,435,000
 FOR THE PERIOD FROM JULY 1, 2023 THROUGH JUNE 30, 2024
 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE AGREEMENTS
 [DEPARTMENT OF HEALTH]
 (\$28,435,000)**

WIEDER/GRANT: UNAN.

WHEREAS, The Deputy Commissioner of Health requests that the County Executive and the Legislature of Rockland County approve fifteen (15) agreements, each of which is expected to be in excess of \$100,000, with the providers and in the amounts listed on the annexed Schedule A to provide Special Education Services in the Pre-School Program in a total amount not to exceed \$28,435,000 for the period from July 1, 2023 through June 30, 2024; and

WHEREAS, These agreements provide for payment by the County to the various providers for services rendered in compliance with the Individual Education Plan (IEP) to the children referred to these providers for the services set forth on the annexed Schedule B; and

WHEREAS, Local Law No. 18 of 1996 provides that the Legislature shall have the power “[t]o approve the execution of all contracts in excess of \$100,000 entered into by the county”; and

WHEREAS, Sufficient funding for these agreements is available in the 2023 Budget of the Rockland County Health Department in the Pre-School Program (DOH-2960-E5520), and is contingent upon 2024 budget appropriations; and

WHEREAS, The Multi-Services and Budget & Finance 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 fifteen (15) agreements, each of which is expected to be in excess of \$100,000, with the providers and in the amounts listed on the annexed Schedule A to provide Special Education Services in the Pre-School Program in a total amount not to exceed \$28,435,000 for the period from July 1, 2023 through June 30, 2024, and hereby authorizes the County Executive to execute the agreements, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for these agreements is available in the 2023 Budget of the Rockland County Health Department in the Pre-School Program (DOH-2960-E5520), and is contingent upon 2024 budget appropriations.

SCHEDULE "A"

PROVIDER	Contract Amount Not to Exceed	Contract Term
A STARTING PLACE, INC. Preschool Center Based/SEIT Program	\$7,000,000.00	2023-2024
APPLIED BEHAVIOR ANALYSIS CORP. D/B/A FRED S. KELLER SCHOOL Preschool Center Based/SEIT Program	\$3,000,000.00	2023-2024
CHILDRENS HOME LMSW, OT, PT, PSYCHOLOGY AND SPEECH THERAPY SERVICES, PLLC Preschool Related Services for Children with Disabilities	\$350,000.00	2023-2024
FIRST MEDCARE D/B/A WELLSRING Preschool Related Services for Children with Disabilities	\$325,000.00	2023-2024
HEAD START OF ROCKLAND, INC. Preschool Related Services for Children with Disabilities	\$280,000.00	2023-2024
HEAD START OF ROCKLAND, INC. Preschool Center Based/SEIT Program	\$1,300,000.00	2023-2024
HEBREW ACADEMY FOR SPECIAL CHILDREN Preschool Related Services for Children with Disabilities	\$850,000.00	2023-2024
HEBREW ACADEMY FOR SPECIAL CHILDREN Preschool Center Based/SEIT Program	\$5,650,000.00	2023-2024
HTA OF NEW YORK, INC. Preschool Related Services for Children with Disabilities	\$900,000.00	2023-2024
HTA OF NEW YORK, INC. Preschool Center Based/SEIT Program	\$500,000.00	2023-2024
JAWONIO, INC. Preschool Related Services for Children with Disabilities	\$130,000.00	2023-2024
JAWONIO, INC. Preschool Center Based/SEIT Program	\$3,900,000.00	2023-2024
NEXT STEP AHEAD, INC. Preschool Related Services for Children with Disabilities	\$225,000.00	2023-2024
NYSARC, INC., ROCKLAND COUNTY CHAPTER D/B/A PRIME TIME FOR KIDS Preschool Center Based/SEIT Program	\$3,500,000.00	2023-2024
SHARON JOLLY & ASSOCIATES AUDIOLOGY, SPEECH LANGAUGE PATHOLOGY, PSYCHOLOGY, LMSW, PT & OT LLC Preschool Related Services for Children with Disabilities	\$525,000.00	2023-2024
TOTAL AMOUNT	\$28,435,000.00	

rr 7.3.2023



Introduced by:

Referral No. 8894

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Joel Friedman, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 401 OF 2023
 APPROVING A SECOND AMENDMENT TO THE AGREEMENT
 IN EXCESS OF \$100,000 WITH A STARTING PLACE, INC.
 TO PROVIDE PRESCHOOL CENTER BASED/SEIT
 PROGRAMS FOR CHILDREN WITH DISABILITIES
 IN THE ADDITIONAL AMOUNT OF \$200,000
 FOR A NEW TOTAL AMOUNT NOT TO EXCEED \$6,900,000
 FOR THE PERIOD FROM JULY 1, 2022 THROUGH JUNE 30, 2023
 AND AUTHORIZING THE COUNTY EXECUTIVE
 TO EXECUTE THE AMENDMENT TO THE AGREEMENT
 [DEPARTMENT OF HEALTH]
 (\$6,900,000)**

WIEDER/SOSKIN: UNAN.

WHEREAS, By Resolution No. 548 of 2022, the Legislature of Rockland County approved fifteen (15) agreements, each of which was expected to be in excess of \$100,000, with the providers listed on an annexed Schedule A to provide Special Education Services in the Pre-School Program in a total amount not to exceed \$26,080,000 for the period from July 1, 2022 through June 30, 2023; and

WHEREAS, On or about November 17, 2022, the County entered into an agreement with A Starting Place, Inc., 664 Orangeburg Road, Pearl River, New York 10965, one of the providers mentioned on the previously mentioned Schedule A, to provide Preschool Center Based Special Education Itinerant Teacher (SEIT) programs for children with disabilities, in an amount not to exceed \$5,850,000 for the period from July 1, 2022 through June 30, 2023; and

WHEREAS, By Resolution No. 245 of 2023, the Legislature of Rockland County approved an amendment to the agreement with A Starting Place, Inc. to provide Preschool Center Based SEIT programs for children with disabilities in the additional amount of \$850,000, and for a then-new total amount not to exceed \$6,700,000, for the period from July 1, 2022 through June 30, 2023; and

WHEREAS, On or about May 22, 2023, the County entered into an amendment to the agreement with A Starting Place, Inc. in the additional amount of \$850,000, and for a then-new total amount not to exceed \$6,700,000, for the period from July 1, 2022 through June 30, 2023; and

WHEREAS, The Deputy Commissioner of Health now requests that the County Executive and the Legislature approve a second amendment to the agreement with A Starting Place, Inc. to provide Preschool Center Based SEIT programs for children with disabilities in the additional amount of \$200,000, and for a new total amount not to exceed \$6,900,000, for the period from July 1, 2022 through June 30, 2023; and

WHEREAS, The agreement provides for payment by the County to the provider for services rendered in compliance with the Individual Family Service Plan/Individual Education Plan (IFSP/IEP) to the children referred to the provider for those services; and

WHEREAS, Local Law No. 18 of 1996 provides that the Legislature shall have the power “[t]o approve the execution of all contracts in excess of \$100,000 entered into by the county”; and

WHEREAS, Sufficient funding for the second amendment to the agreement is available in the 2023 Budget of the Rockland County Health Department in the Pre-School Program (DOH-2960-E5520); and

WHEREAS, The Multi-Services and Budget & Finance 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 second amendment to the agreement in excess of \$100,000 with A Starting Place, Inc., 664 Orangeburg Road, Pearl River, New York 10965, to provide Preschool Center Based Special Education Itinerant Teacher (SEIT) programs for children with disabilities in the additional amount of \$200,000, and for a new total amount not to exceed \$6,900,000, for the period from July 1, 2022 through June 30, 2023, and hereby authorizes the County Executive to execute the second amendment to the agreement, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for the second amendment to the agreement is available in the 2023 Budget of the Rockland County Health Department in the Pre-School Program (DOH-2960-E5520).

SCHEDULE A
ROCKLAND COUNTY DEPARTMENT OF HEALTH
SERVICES FOR CHILDREN WITH DISABILITIES
APPROVED RATES FOR 4410 RELATED SERVICES
EFFECTIVE JULY 1, 2022

A Starting Place, Inc. shall provide the following services through individuals licensed by the New York State Education Department and shall provide such service in accordance with each child's Individualized Education Plan:

Speech/Language Pathology, Teacher of Speech/Hearing Handicapped, Occupational Therapy, Physical Therapy, Teacher of Special Education, Teaching Assistant, Social Work Services, Family Counseling, Family Training, 1:1 Aide in Mainstream, Parent/Child Group, Parent Support Group, Family Support Group, to be paid as indicated on the grid below.

	PROVIDER'S SITE								HOME/COMM								COORD		GROUP*	
	30		45		60		30		45		60		30		PER CHILD					
	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	30 MINS				
SPEECH	\$56	\$82	\$107	\$67	\$93	\$107	\$42	\$34	\$52	\$75	\$98	\$63	\$87	\$98	\$39	\$32				
Dual Certified - TSHH and TSSLD																				
OT / PT+	\$56	\$82	\$107	\$67	\$93	\$107	\$42	\$34	\$52	\$75	\$98	\$63	\$87	\$98	\$39	\$32				
Audiologist	\$56	\$82	\$107	\$67	\$93	\$107	\$42	\$34	\$52	\$75	\$98	\$63	\$87	\$98	\$39	\$32				
PSYCHOLOGIST Counseling / Parent Training	\$56	\$82	\$107	\$67	\$93	\$107	\$42	\$34	\$52	\$75	\$98	\$63	\$87	\$98	\$39	\$32				
SOCIAL WORKER Counseling / Parent Training	\$50	\$73	\$95	\$56	\$78	\$95	\$42	\$27	\$46	\$67	\$87	\$52	\$72	\$87	\$39	\$25				
FVI, TDF	\$50	\$73	\$95	\$56	\$78	\$95	\$42	\$27	\$46	\$67	\$87	\$52	\$72	\$87	\$39	\$25				
Nurse – LPN	N/A	N/A	N/A	\$16	\$21	\$32	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A				
TEACHING ASSISTANT	See Teaching Assistant Rate Chart								N/A											

+ Full rate will be paid for COTA and PTA inclusive of the required clinical supervision. There will not be any additional payment for the PT/OT who provides the mandated supervision.
 *Maximum group size is 3 children

**SCHEDULE A
ROCKLAND COUNTY DEPARTMENT OF HEALTH
SERVICES FOR CHILDREN WITH DISABILITIES
APPROVED RATES FOR 4410 RELATED SERVICES
TELE THERAPY RATES
EFFECTIVE JULY 1, 2023**

A Starting Place, Inc. shall provide the following services through individuals licensed by the New York State Education Department and shall provide such service in accordance with each child's Individualized Education Plan:

Speech/Language Pathology, Teacher of Speech/Hearing Handicapped, Occupational Therapy, Physical Therapy, Teacher of Special Education, Teaching Assistant, Social Work Services, Family Counseling, Family Training, 1:1 Aide in Mainstream, Parent/Child Group, Parent Support Group, Family Support Group, to be paid as indicated on the grid below.

	PROVIDER'S SITE			HOME/COMM			COORD	GROUP*
	30 MINS	45 MINS	60 MINS	30 MINS	45 MINS	60 MINS	30 MINS	PER CHILD 30 MINS
SPEECH	n/a	n/a	n/a	\$62	\$87	\$101	\$42	\$34
Dual Certified - TSHH and TSSLD								
OT / PT+	n/a	n/a	n/a	\$62	\$87	\$101	\$42	\$34
Audiologist	n/a	n/a	n/a	\$62	\$87	\$101	\$42	\$34
PSYCHOLOGIST Counseling / Parent Training	n/a	n/a	n/a	\$62	\$87	\$101	\$42	\$34
SOCIAL WORKER Counseling / Parent Training	n/a	n/a	n/a	\$50	\$72	\$89	\$42	\$27
TVI, TDF	n/a	n/a	n/a	\$50	\$72	\$89	\$42	\$27
Nurse - LPN	N/A	N/A	N/A	\$16	\$21	\$32	N/A	N/A
TEACHING ASSISTANT	See Teaching Assistant Rate Chart							

	PROVIDER'S SITE			HOME/COMM			COORD	GROUP*
	30 MINS	45 MINS	60 MINS	30 MINS	45 MINS	60 MINS	30 MINS	PER CHILD 30 MINS
	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32
	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32
	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32
	n/a	n/a	n/a	\$46	\$66	\$81	\$39	\$25
	n/a	n/a	n/a	\$46	\$66	\$81	\$39	\$25
	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	N/A							

+ Full rate will be paid for COTA and PTA inclusive of the required clinical supervision. There will not be any additional payment for the PT/OT who provides the mandated supervision.

*Maximum group size is 3 children

***Teletherapy must be approved by the CPSE and clearly stated in the IEP for each service provided
STATE of EMERGENCY: if NYSED declares a state of emergency, therapist will continue to be paid at this rate

Introduced by:

Referral No. 8894

Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Joel Friedman, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 402 OF 2023
 APPROVING AN AMENDMENT TO THE AGREEMENT IN EXCESS OF \$100,000
 WITH NYSARC, INC. ROCKLAND COUNTY CHAPTER D/B/A PRIME TIME FOR KIDS
 TO PROVIDE PRESCHOOL CENTER BASED/SEIT PROGRAMS FOR CHILDREN
 WITH DISABILITIES IN THE ADDITIONAL AMOUNT OF \$200,000
 FOR A NEW TOTAL AMOUNT NOT TO EXCEED \$3,000,000
 FOR THE PERIOD FROM JULY 1, 2022 THROUGH JUNE 30, 2023
 AND AUTHORIZING THE COUNTY EXECUTIVE
 TO EXECUTE THE AMENDMENT TO THE AGREEMENT
 [DEPARTMENT OF HEALTH]
 (\$3,000,000)**

WIEDER/EARL: UNAN.

WHEREAS, By Resolution No. 548 of 2022, the Legislature of Rockland County approved fifteen (15) agreements, each of which was expected to be in excess of \$100,000, with the providers listed on an annexed Schedule A to provide Special Education Services in the Pre-School Program in a total amount not to exceed \$26,080,000 for the period from July 1, 2022 through June 30, 2023; and

WHEREAS, On or about December 2, 2022, the County entered into an agreement with NYSARC, Inc., Rockland County Chapter d/b/a Prime Time for Kids, 210 Route 303, Valley Cottage, New York 10989, one of the providers mentioned on the previously mentioned Schedule A, to provide Preschool Center Based Special Education Itinerant Teacher (SEIT) programs for children with disabilities, in an amount not to exceed \$2,800,000 for the period from July 1, 2022 through June 30, 2023; and

WHEREAS, The Deputy Commissioner of Health now requests that the County Executive and the Legislature approve an amendment to the agreement with NYSARC, Inc., Rockland County Chapter d/b/a Prime Time for Kids to provide Preschool Center Based SEIT programs for children with disabilities in the additional amount of \$200,000, and for a new total amount not to exceed \$3,000,000, for the period from July 1, 2022 through June 30, 2023; and

WHEREAS, The agreement provides for payment by the County to the provider for services rendered in compliance with the Individual Family Service Plan/Individual Education Plan (IFSP/IEP) to the children referred to the provider for those services; and

WHEREAS, Local Law No. 18 of 1996 provides that the Legislature shall have the power "[t]o approve the execution of all contracts in excess of \$100,000 entered into by the county"; and

WHEREAS, Sufficient funding for the amendment to the agreement is available in the 2023 Budget of the Rockland County Health Department in the Pre-School Program (DOH-2960-E5520); and

WHEREAS, The Multi-Services and Budget & Finance 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 in excess of \$100,000 with NYSARC, Inc., Rockland County Chapter d/b/a Prime Time for Kids, 210 Route 303, Valley Cottage, New York 10989, to provide Preschool Center Based Special Education Itinerant Teacher (SEIT) programs for children with disabilities in the additional amount of \$200,000, and for a new total amount not to exceed \$3,000,000, for the period from July 1, 2022 through June 30, 2023, and hereby authorizes the County Executive to execute the amendment to the agreement, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for the amendment to the agreement is available in the 2023 Budget of the Rockland County Health Department in the Pre-School Program (DOH-2960-E5520).

**SCHEDULE A
 ROCKLAND COUNTY DEPARTMENT OF HEALTH
 SERVICES FOR CHILDREN WITH DISABILITIES
 APPROVED RATES FOR 4410 RELATED SERVICES
 EFFECTIVE JULY 1, 2022**

NYSARC, Inc. Rockland County Chapter d/b/a Prime Time for Kids shall provide the following services through individuals licensed by the New York State Education Department and shall provide such service in accordance with each child's Individualized Education Plan:
 Speech/Language Pathology, Teacher of Speech/Hearing Handicapped, Occupational Therapy, Physical Therapy, Teacher of Special Education, Teaching Assistant, Social Work Services, Family Counseling, Family Training, Psychological Counseling, Social Worker, Psychologist, Nursing Services, Health Services, Evaluation Services, Screening, to be paid as indicated on the grid below.

	PROVIDER'S SITE			HOME/COMM			COORD	GROUP*
	30	45	60	30	45	60	30	PER CHILD
	MINS	MINS	MINS	MINS	MINS	MINS	MINS	30 MINS
SPEECH	\$56	\$82	\$107	\$67	\$93	\$107	\$42	\$34
Dual Certified - TSHH and TSSLD								
OT / PT+	\$56	\$82	\$107	\$67	\$93	\$107	\$42	\$34
Audiologist	\$56	\$82	\$107	\$67	\$93	\$107	\$42	\$34
PSYCHOLOGIST Counseling / Parent Training	\$56	\$82	\$107	\$67	\$93	\$107	\$42	\$34
SOCIAL WORKER Counseling / Parent Training	\$50	\$73	\$95	\$56	\$78	\$95	\$42	\$27
TVI, TDF	\$50	\$73	\$95	\$56	\$78	\$95	\$42	\$27
Nurse - LPN	N/A	N/A	N/A	\$16	\$21	\$32	N/A	N/A
TEACHING ASSISTANT	See Teaching Assistant Rate Chart							

	PROVIDER'S SITE			HOME/COMM			COORD	GROUP*
	30	45	60	30	45	60	30	PER CHILD
	MINS	MINS	MINS	MINS	MINS	MINS	MINS	30 MINS
	\$52	\$75	\$98	\$63	\$87	\$98	\$39	\$32
	\$52	\$75	\$98	\$63	\$87	\$98	\$39	\$32
	\$52	\$75	\$98	\$63	\$87	\$98	\$39	\$32
	\$46	\$67	\$87	\$52	\$72	\$87	\$39	\$25
	\$46	\$67	\$87	\$52	\$72	\$87	\$39	\$25
	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	N/A							

+ Full rate will be paid for COTA and PTA inclusive of the required clinical supervision. There will not be any additional payment for the PT/OT who provides the mandated supervision.
 *Maximum group size is 3 children

**SCHEDULE A
 ROCKLAND COUNTY DEPARTMENT OF HEALTH
 SERVICES FOR CHILDREN WITH DISABILITIES
 APPROVED RATES FOR 4410 RELATED SERVICES
 TELETHERAPY RATES
 EFFECTIVE JULY 1, 2023**

NYSARC, Inc. Rockland County Chapter d/b/a Prime Time for Kids shall provide the following services through individuals licensed by the New York State Education Department and shall provide such service in accordance with each child's Individualized Education Plan: Speech/Language Pathology, Teacher of Speech/Hearing Handicapped, Occupational Therapy, Physical Therapy, Teacher of Special Education, Teaching Assistant, Social Work Services, Family Counseling, Family Training, Psychological Counseling, Social Worker, Psychologist, Nursing Services, Health Services, Evaluation Services, Screening, to be paid as indicated on the grid below.

	PROVIDER'S SITE									HOME/COMM									COORD			GROUP*		
	30			45			60			30			45			60			30			PER CHILD		
	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	MINS	30 MINS	
SPEECH	n/a	n/a	n/a	\$62	\$87	\$101	\$42	\$34	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32
Dual Certified - TSHH and TSSLD																								
OT / PT+	n/a	n/a	n/a	\$62	\$87	\$101	\$42	\$34	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32
Audiologist	n/a	n/a	n/a	\$62	\$87	\$101	\$42	\$34	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32
PSYCHOLOGIST Counseling / Parent Training	n/a	n/a	n/a	\$62	\$87	\$101	\$42	\$34	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32	n/a	n/a	n/a	\$58	\$81	\$92	\$39	\$32
SOCIAL WORKER Counseling / Parent Training	n/a	n/a	n/a	\$50	\$72	\$89	\$42	\$27	n/a	n/a	n/a	\$46	\$66	\$81	\$39	\$25	n/a	n/a	n/a	\$46	\$66	\$81	\$39	\$25
TVI, TDF	n/a	n/a	n/a	\$50	\$72	\$89	\$42	\$27	n/a	n/a	n/a	\$46	\$66	\$81	\$39	\$25	n/a	n/a	n/a	\$46	\$66	\$81	\$39	\$25
Nurse – LPN	N/A	N/A	N/A	\$16	\$21	\$32	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
TEACHING ASSISTANT	See Teaching Assistant Rate Chart												N/A											

+ Full rate will be paid for COTA and PTA inclusive of the required clinical supervision. There will not be any additional payment for the PT/OT who provides the mandated supervision.
 *Maximum group size is 3 children
 ***Teletherapy must be approved by the CPSE and clearly stated in the IEP for each service provided
 STATE of EMERGENCY: if NYSED declares a state of emergency, therapist will continue to be paid at this rate

Introduced by:

Referral No. 2973

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Joel Friedman, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 403 OF 2023
 AMENDING THE 2023 BUDGET BY APPROVING THE ACCEPTANCE OF ADDITIONAL FUNDING
 IN THE AMOUNT OF \$121,184 [NCTD] FROM THE NEW YORK STATE OFFICE OF
 MENTAL HEALTH TO THE ROCKLAND COUNTY DEPARTMENT OF MENTAL HEALTH
 FOR A ONE-TIME ALLOCATION TO BE USED FOR PROGRAM ENHANCEMENT
 FOR THE CALENDAR YEAR 2023 AND AUTHORIZING THE COUNTY EXECUTIVE
 TO EXECUTE ALL NECESSARY INSTRUMENTS AND DOCUMENTS
 [DEPARTMENT OF MENTAL HEALTH]
 (\$121,184)**

WIEDER/CORNELL: UNAN.

WHEREAS, The Acting Commissioner of the Department of Mental Health (DMH) has advised the County Executive and the Legislature of Rockland County that the New York State Office of Mental Health (OMH) has awarded DMH additional funding in the amount of \$121,184 for a one-time allocation to be used for program enhancement for the calendar year 2023; and

WHEREAS, The funds will be distributed to three (3) agencies that operate OMH licensed School-Based Mental Health Satellite Clinics in accordance with the attached Schedule A; and

WHEREAS, No County tax dollars [NCTD] are required to accept these funds; and

WHEREAS, It is necessary to appropriate these funds to the proper accounts; and

WHEREAS, The Multi-Services and Budget & Finance 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 acceptance of additional funding in the amount of \$121,184 for a one-time allocation to be used for program enhancement for the calendar year 2023, which will be distributed to three (3) agencies that operate OMH licensed School-Based Mental Health Satellite Clinics in accordance with the attached Schedule A, and hereby authorizes the County Executive to execute all necessary instruments and documents related to the acceptance of these funds, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars [NCTD] are required to accept these funds; and be it further

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

GENERAL FUND – 2023

Increase Approp. Acct. (Credit):

A-DMH-4327-E2010	Contract Agency	43,280
A-DMH-4352-E5010	Contract Agency	25,986
A-DMH-4354-E5010	Contract Agency	51,936

Increase Est. Rev. Acct. (Debit):

A-DMH-4327-E3470	State Aid – OMH	43,280
A-DMH-4352-E3470	State Aid – OMH	25,968
A-DMH-4354-R3470	State Aid – OMH	51,936



**SCHEDULE A
SCHOOL BASED MENTAL HEALTH SATELLITE CLINIC – PROGRAM ENHANCEMENT**

Facility: [14220/6313] - Mental Health Association of Westchester County		Amount
Program: [053] - Upper Nyack Clinic		\$ 43,280
Site: [1004] - Fieldstone MS Satellite	Satellite - School-Based	\$ 8,656
Site: [1002] - MHAW @ Nyack High School	Satellite - School-Based	\$ 8,656
Site: [1001] - MHAW @ Nyack Middle School	Satellite - School-Based	\$ 8,656
Site: [1006] - North Rockland HS Ext Satellite	Satellite - School-Based	\$ 8,656
Site: [1005] - North Rockland HS Satellite	Satellite - School-Based	\$ 8,656

Facility: [49000/8313] - VCS Inc.		Amount
Program: [001] - VCS Mental Health Clinic		\$ 25,968
Site: [1002] - Haverstraw Elementary School	Satellite - School-Based	\$ 8,656
Site: [1003] - Pomona Middle School	Satellite - School-Based	\$ 8,656
Site: [1001] - Spring Valley High School Site	Satellite - School-Based	\$ 8,656

Facility: [20470/7220] - Bikur Cholim, Inc. d/b/a Achieve Behavioral Health		Amount
Program: [110] - Achieve Behavioral Health		\$ 51,936
Site: [1003] - Achieve Beh Health - Ashar Clinic	Satellite - School-Based	\$ 8,656
Site: [1004] - Achieve Beh Health - Ohr Reuven Clinic	Satellite - School-Based	\$ 8,656
Site: [1005] - Achieve Behavioral Health - Bais Ma	Satellite - School-Based	\$ 8,656
Site: [1006] - Achieve Behavioral Health - Cheder	Satellite - School-Based	\$ 8,656
Site: [1008] - Achieve Behavioral Health - OBR Bob	Satellite - School-Based	\$ 8,656
Site: [1007] - Achieve Behavioral Health - Yeshiva	Satellite - School-Based	\$ 8,656

Introduced by:

Referral No. 2973

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Joel Friedman, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 404 OF 2023
AUTHORIZING A TRANSFER OF FUNDS IN THE AMOUNT OF \$90,000
FROM THE 2023 BUDGET OF THE DEPARTMENT OF MENTAL HEALTH
TO THE 2023 BUDGET OF THE DEPARTMENT OF HEALTH
TO FUND TWO (2) THERAPEUTIC EQUESTRIAN PROGRAMS
[DEPARTMENT OF MENTAL HEALTH]
(\$90,000)**

WIEDER/SOSKIN: UNAN.

WHEREAS, The Department of Health (DOH) has contracted with Children of Promise Stable, Inc. and Venture Together, Inc. to provide therapeutic horseback riding to individuals with intellectual and developmental disabilities; and

WHEREAS, Although sufficient funding for this service is provided for in the 2023 Budget of the Department of Mental Health (DMH), DMH was unable to issue a request for proposal (RFP) due to a conflict of interest. Therefore, the RFP instead was issued by DOH; and

WHEREAS, The Acting Commissioner of DMH thereby requests that the Legislature of Rockland County authorize a transfer of funds in the amount of \$90,000 from DMH's General Fund Account (A-DMH-M999-E5010) to DOH's General Fund Account (A-DOH-4010-E5010) to fund these two contracts; and

WHEREAS, It is necessary to appropriate these funds to the proper accounts; and

WHEREAS, The Multi-Services and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby authorizes the transfer of funds in the amount of \$90,000 from the Department of Mental Health General Fund Account (A-DMH-M999-E5010) to the Department of Health General Fund Account (A-DOH-4010-E5010) to fund two (2) therapeutic equestrian programs; and be it further

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

GENERAL FUND - 2023

<u>Decrease Approp. Acct. (Debit):</u>		
A-DMH-M999-E5010	Contract Agency	90,000

<u>Increase Approp. Acct. (Credit):</u>		
A-DOH-4010-E5010	Contract Agency	90,000

Introduced by:

Referral No. 2973

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Joel Friedman, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 405 OF 2023
 AMENDING THE 2023 BUDGET OF THE DEPARTMENT OF MENTAL HEALTH
 BY APPROVING THE ACCEPTANCE OF OPIOID SETTLEMENT FUNDS
 FROM THE NYS OFFICE OF ADDICTION SERVICES AND SUPPORTS
 IN THE AMOUNT OF \$1,956,802 [NCTD]
 AND AUTHORIZING THE COUNTY EXECUTIVE
 TO EXECUTE ALL NECESSARY INSTRUMENTS AND DOCUMENTS
 [DEPARTMENT OF MENTAL HEALTH]
 (\$1,956,802)**

WIEDER/JOBSON: UNAN.

WHEREAS, The Acting Commissioner of the Department of Mental Health has advised the County Executive and the Legislature of Rockland County that the County has been awarded Opioid Settlement Funds (“Funds”) from the NYS Office of Addiction Services and Supports (OASAS) in the amount of \$1,956,802 to address substance use prevention, treatment, harm reduction and recovery service needs at the local level; and

WHEREAS, The Funds do not expire and can be used over time; and

WHEREAS, No County tax dollars [NCTD] are required to accept these funds; and

WHEREAS, It is necessary to appropriate these funds to the proper accounts; and

WHEREAS, The Multi-Services and Budget & Finance Committees of this 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 2023 Budget of the Department of Mental Health by accepting Opioid Settlement Funds from the NYS Office of Addiction Services and Supports (OASAS) in the amount of \$1,956,802 to address substance use prevention, treatment, harm reduction and recovery service needs at the local level and hereby authorizes the County Executive to execute all necessary instruments and documents related to the acceptance of these funds, subject to the approval of the County Attorney; and be it further

RESOLVED, That the Funds do not expire and can be used over time; and

RESOLVED, That no County tax dollars [NCTD] are required to accept these funds; and be it further

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

GENERAL FUND – 2023

Increase Approp. Acct. (Credit):
A-DMH-4301-M762-E5060

Program Costs 1,956,802

Increase Est. Rev. Acct. (Debit)
A-DMH-4301-M762-R2770

Unclassified Revenue 1,956,802

Introduced by:

Referral No. 3657

Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Joel Friedman, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 406 OF 2023
 APPROVING EXERCISING THE FIRST RENEWAL OPTION TERM
 AND FIRST AMENDMENT TO THE AGREEMENT IN EXCESS OF \$100,000
 IN THE ADDITIONAL AMOUNT OF \$50,000 FOR THE NEW TOTAL AMOUNT NOT TO EXCEED
 \$310,000 UNDER RFP-RC-2022-010 WITH CENTRO DE AMIGOS LLC TO PROVIDE SOCIAL ADULT
 DAY CARE SERVICES FOR ELIGIBLE SENIORS ON BEHALF OF THE COUNTY'S OFFICE FOR THE
 AGING, FOR THE TERM FROM OCTOBER 1, 2022, THROUGH SEPTEMBER 30, 2024, WITH THREE
 (3) ONE-YEAR RENEWAL OPTION TERMS REMAINING AND AUTHORIZING ITS EXECUTION BY
 THE COUNTY EXECUTIVE
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$310,000)**

WIEDER/CORNELL: UNAN.

WHEREAS, pursuant to Legislative Resolution No. 37 of 2023, the Legislature of Rockland County ("Legislature") approved entering into an agreement in excess of \$100,000 in the total amount not to exceed \$260,000 under RFP-RC-2022-010 ("Contract") with Centro de Amigos LLC, 91 Broadway, Haverstraw, New York 10927 ("Contractor") to provide social adult day care services to eligible seniors on behalf of the County's Office for the Aging ("Services") for the term from October 1, 2022, through September 30, 2023, with four (4) one (1) year renewal option terms available; and

WHEREAS, after negotiations, the Contractor agreed to extend the term under the first renewal option term, with no increase to the pricing; and

WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature approve exercising the first renewal option term extending the term from October 1, 2023, through September 30, 2024, and the first amendment to the Contract in excess of \$100,000 adding \$50,000 for the new total amount not to exceed \$310,000 under the Contract for the Services, for the term from October 1, 2022, through September 30, 2024, with three (3) one (1) year renewal option terms remaining; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature "[t]o approve the execution of contracts in excess of \$100,000 entered into by the County"; and

WHEREAS, sufficient funding for the amendment to this agreement is provided for in the 2023 Budget of the Office for the Aging (OFA-6772-E5060) and is contingent upon 2024 Budget appropriations, with twenty-five percent (25%) from the County and seventy-five percent (75%) through Title III-E of the Older Americans Act, New York Elder Caregivers Support Program CFDA # 93.052; and

WHEREAS, the Multi-Services and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, the Legislature approves exercising the first renewal option term and the first amendment to the Contract in excess of \$100,000 in the additional amount of \$50,000 for the new total amount not to exceed \$310,000 under RFP-RC-2022-010 with Centro de Amigos LLC to provide social adult day care services to eligible seniors on behalf of the County's Office for the Aging, for the term from October 1, 2022, through September 30, 2024, with three (3) one (1) year renewal option terms available and authorizes its execution by the County Executive, subject to the approval of the County Attorney as to form and legal authority.

Introduced by:

Referral No. 3657

Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Joel Friedman, Sponsor
 Hon. Christopher J. Carey, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 407 OF 2023
 APPROVING EXERCISING THE FIRST RENEWAL OPTION TERM
 AND FIRST AMENDMENT TO THE AGREEMENT IN EXCESS OF \$100,000
 IN THE ADDITIONAL AMOUNT OF \$50,000 FOR THE NEW TOTAL AMOUNT
 NOT TO EXCEED \$310,000 UNDER RFP-RC-2022-010 WITH CIRCLE OF FRIENDS
 OF ROCKLAND, LLC TO PROVIDE SOCIAL ADULT DAY CARE SERVICES FOR ELIGIBLE OLDER
 ADULTS IN ROCKLAND COUNTY FOR THE TERM FROM OCTOBER 1, 2022, THROUGH
 SEPTEMBER 30, 2024, WITH THREE ONE-YEAR RENEWAL OPTION TERMS REMAINING AND
 AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$310,000)**

WIEDER/CAREY: UNAN.

WHEREAS, pursuant to Legislative Resolution No. 76 of 2023, the Legislature of Rockland County (“Legislature”) approved entering into an agreement in excess of \$100,000 in the total amount not to exceed \$260,000 under RFP-RC-2022-010 (“Contract”) with Circle of Friends of Rockland LLC, 19 Robert Pitt Drive #106, Monsey, NY 10952 (“Contractor”) to provide social adult day care services for eligible older adults in Rockland County (“Services”), for the term from October 1, 2022, through September 30, 2023, with four (4) one (1) year renewal option terms available; and

WHEREAS, after negotiations, the Contractor agreed to extend the term under the first renewal option term, with no increase to the pricing; and

WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature approve the first (1st) renewal option term extending the term from October 1, 2023, through September 30, 2024, and the first (1st) amendment to the Contract in excess of \$100,000 adding \$50,000, for the new total amount not to exceed \$310,000 under the Contract for the Services, during the term of the Contract from October 1, 2022, through September 30, 2024, with three (3) one (1) year renewal option terms remaining; and

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

WHEREAS, sufficient funding for the amendment to this agreement is provided for in the 2023 Budget of the Office for the Aging (OFA-6772-E5060) and is contingent upon 2024 Budget appropriations, with twenty-five percent (25%) from the County and seventy-five percent (75%) through Title III-E of the Older Americans Act, New York Elder Caregivers Support Program CFDA # 93.052; and

WHEREAS, the Multi-Services and Budget & Finance Committees of the Legislature have met, considered, and approved this Resolution. Now, therefore, be it

RESOLVED, the Legislature approves exercising the first (1st) renewal option term and the first (1st) amendment to the Contract in excess of \$100,000 in the additional amount of \$50,000 for the new total amount not to exceed \$310,000 under RFP-RC-2022-010 with Circle of Friends of Rockland LLC to provide social adult day care services for eligible older adults in Rockland County for the term from October 1, 2022, through September 30, 2024, with three (3) one (1) year renewal option terms available and authorizes its execution by the County Executive, subject to the approval of the County Attorney as to form and legal authority.

Introduced by:

Referral No. 3657

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Joel Friedman, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 408 OF 2023
 APPROVING EXERCISING THE FIRST RENEWAL OPTION TERM AND FIRST AMENDMENT TO THE
 AGREEMENT IN EXCESS OF \$100,000 IN THE ADDITIONAL AMOUNT OF \$950,000 FOR THE NEW
 TOTAL AMOUNT NOT TO EXCEED \$1,800,000
 UNDER RFP-RC-2022-003 WITH MEALS ON WHEELS PROGRAMS & SERVICES
 OF ROCKLAND INC. TO PROVIDE HOME-DELIVERED MEALS TO ELIGIBLE SENIORS
 IN THE COUNTY OF ROCKLAND ON BEHALF OF THE COUNTY'S OFFICE
 FOR THE AGING, FOR THE TERM FROM JULY 1, 2022, THROUGH JUNE 30, 2024,
 WITH THREE ONE-YEAR RENEWAL OPTION TERMS REMAINING,
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$1,800,000)**

WIEDER/HOFSTEIN: UNAN.

WHEREAS, pursuant to Legislative Resolution No. 466 of 2022, the Legislature of Rockland County ("Legislature") approved entering into an agreement in excess of \$100,000 in the total amount not to exceed \$850,000 under RFP-RC-2022-003 ("Contract") with Meals on Wheels Programs & Services of Rockland Inc., 121 West Nyack Road, Suite 9, Nanuet, NY 10954 ("Contractor"), to provide home delivered meals to Rockland County eligible senior citizens on behalf of the County's Office for the Aging ("Services"), for the term from July 1, 2022, through June 30, 2023, with four (4) one (1) year renewal option terms available; and

WHEREAS, the Contractor has requested an increase to the unit rate per meal to 6%, based on the Consumer Price Index, and after negotiations the Contractor had agreed to a 5 % increase; and

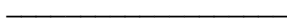
WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature approve the first (1st) extension of the term of the Contract from July 1, 2023, through June 30, 2024, and the first (1st) amendment to the Contract increasing the total not to exceed the amount by \$950,000, for the new total amount not to exceed \$1,800,000, with the Contractor for the Services under the Contract, during the entire term of the Contract from July 1, 2022, through June 30, 2024, with three (3) one (1) year renewal option terms remaining; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature "[t]o approves the execution of all contracts in excess of \$100,000 entered into by the County"; and

WHEREAS, sufficient funding for this amendment to the agreement is provided for in the 2023 Budget of the Office for the Aging (OFA-6772-E5771) and is contingent upon 2024 budget appropriations; and

WHEREAS, the Multi-Services and Budget & Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, that the Legislature approves exercising the first (1st) renewal option term and the first (1st) amendment to the agreement in excess of \$100,000 in the additional amount of \$950,000 for the new total amount not to exceed \$1,800,000 under RFP-RC-2022-003 with Meals on Wheels Programs & Services of Rockland Inc. to provide home-delivered meals to eligible seniors in the County on behalf of the County's Office for the Aging, for the term from July 1, 2022, through June 30, 2024, with three (3) one (1) year renewal option term remaining, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, as to form and legal authority.



AMENDED
Referral No. 6704

Introduced by:

- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. James J. Foley, Sponsor
- Hon. Laurie A. Satulli, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 409 OF 2023
 APPROVING AN AGREEMENT IN EXCESS OF \$100,000
 WITH MARISA GEBERTH TO PROVIDE FORENSIC ACCOUNTING
 CONSULTANT SERVICES FOR THE OFFICE OF THE DISTRICT ATTORNEY
 FOR THE PERIOD FROM JANUARY 1, 2023, THROUGH DECEMBER 31, 2023
 FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$25,000, FOR A NEW TOTAL CONTRACT
 AMOUNT OF \$124,000 FROM AUGUST 10, 2020 THROUGH DECEMBER 31, 2023,
 AND AUTHORIZES ITS EXECUTION BY THE COUNTY EXECUTIVE
 [OFFICE OF THE DISTRICT ATTORNEY]
 (\$124,000)**

WIEDER/SOSKIN: M.V.

WHEREAS, The Office of the District Attorney needed a Forensic Accountant to perform investigations on all aspects of financial crimes cases in coordination with the District Attorney’s Special Investigations Unit; and

WHEREAS, The County entered into an agreement with Marisa Geberth (“Geberth”), 43 Garrecht Lane, Pearl River, New York 10965 to provide forensic accounting consultant services to the Office of the District Attorney (DA), for the period from August 10, 2020, through December 31, 2020 in an amount not to exceed \$30,000; and

WHEREAS, The County entered into an agreement with Geberth to provide forensic accountant consultant services to the DA, for the period from January 1, 2021 through December 31, 2021 in an amount not to exceed \$30,000; and

WHEREAS, The County entered into an amendment to the agreement with Geberth to provide forensic accounting consultant services to the DA, for the period from January 1, 2021 through December 31, 2021 in the amount of \$5,000, for a total contract amount not to exceed \$35,000; and

WHEREAS, The County entered into an agreement with Geberth to provide forensic accounting consultant services specifically for Case No. 22DA00615 for the DA, for the period October 1, 2022, through December 31, 2022, for a total contract amount not to exceed \$4,000; and

WHEREAS, The County entered into an agreement with Geberth to provide forensic accounting consultant services to the DA, for the period from January 1, 2022 through December 31, 2022 in an amount not to exceed \$30,000; and

WHEREAS, To date, encumbrances against this contract total \$99,000; and

WHEREAS, The DA recommends that the County Executive and the Legislature of Rockland County approve an agreement in excess of \$100,000 with Geberth, to provide forensic accounting consultant services for the DA for the period from January 1, 2023 through December 31, 2023, for a total contract amount not to exceed \$25,000; thereby increasing the total amount to \$124,000; 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, Sufficient funding for this agreement is available in the 2023 Budget for the Office of the District Attorney (GA80-E4090); and

WHEREAS, The Public Safety and Budget & Finance 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 an agreement in excess of \$100,000 with Geberth, to provide forensic accounting consultant services for the Office of the District Attorney for the period from January 1, 2023 through December 31, 2023, in an additional amount not to exceed \$25,000, for a new total contract of amount of \$124,000 from August 10, 2020 through December 31, 2023, 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 agreement is available in the 2023 Budget for the Office of the District Attorney (GA80-E4090).

The vote resulted as follows:

Ayes:	13	(Legislators Carey, Earl, Foley, Friedman, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Yeger, Cornell, Paul)
Nay:	01	(Legislator Falciglia)
Absent:	03	(Legislators Santulli, Tyer, Hood, Jr.)

Introduced by:

Referral No. 7621

Hon. Aron B. Wieder, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Philip Soskin, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Lon M. Hofstein, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 410 OF 2023
AUTHORIZING THE STANDARDIZATION OF PHILIPS MEDICAL AED
DEFIBRILLATORS AND OTHER RELATED ACCESSORIES
FOR PROCUREMENT BY VARIOUS COUNTY AGENCIES
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]**

WIEDER/SOSKIN: UNAN.

WHEREAS, Subdivision 5 of § 103 of Article 5A of the New York State General Municipal Law provides that “[u]pon the adoption of a resolution by a vote of at least three-fifths of all members of the governing board of a political subdivision or district therein stating that, for reasons of efficiency or economy, there is need for standardization, purchase contracts for a particular type of kind of equipment, material, supplies or services in excess of the monetary threshold fixed for purchase contracts ... may be awarded ... to the lowest responsible bidder or responsible offeror”; and

WHEREAS, pursuant to section 140-4.3 of Chapter 140 of the Rockland County Code (“Procurement Policy”), the Director of Purchasing has the authority to make a written determination that only the identified brand name item(s) will satisfy the County’s needs and submit the request to County’s Legislature to pass a standardization resolution; and

WHEREAS, the County’s Office of Fire and Emergency Services requested that the Director of Purchasing standardize the purchase of AED defibrillators manufactured by Philips; and

WHEREAS, the County’s Department of Health’s Emergency Medical Services (“EMS”) office administers a large Public Access Defibrillation Program in accordance with the County’s Executive Order No. 7 of 2003; and

WHEREAS, over fifty (50) Philips AED defibrillators are presently located throughout County buildings and response vehicles, with more AED defibrillators maintained by the EMS office, the Office of the Sheriff, and the local firehouses; and

WHEREAS, the Director of Purchasing requests the Legislature of Rockland County passes a standardization resolution to authorize the Philips Medical brand to be specified in competitive bids, to the exclusion of other brands, for the purchase of AED Defibrillators and other related accessories due to the hundreds of County employees trained in the specific AED and save the County money by not having to maintain inventory of the required accessories from multiple brands of AEDs; and

WHEREAS, the Philips Medical AED defibrillators are no longer available to purchase through any New York State Contracts; and

WHEREAS, the Budget & Finance Committee of the Legislature has met, considered, and unanimously approved this Resolution. Now, therefore, be it

RESOLVED, that the Legislature of Rockland County hereby authorizes the standardization of Phillips Medical AED defibrillators, to the exclusion of other brands, in bids issued by the Division of Purchasing for the procurement of AED defibrillators and other related accessories for use by various County agencies.

Introduced by:

Referral No. 5327

Hon. Toney L. Earl, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. James J. Foley, Sponsor
 Hon. Laurie A. Santulli, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Lon M. Hofstein, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 411 OF 2023
 APPROVING EXERCISING THE FIRST RENEWAL OPTION TERM
 AND THE FIRST AMENDMENT TO THE AGREEMENT IN EXCESS OF \$100,000
 IN THE ADDITIONAL AMOUNT OF \$200,000 FOR THE NEW TOTAL AMOUNT
 NOT TO EXCEED \$400,000 UNDER RFP-RC-2021-016 WITH EAC INC. D/B/A
 EAC NETWORK TO PROVIDE CASE MANAGEMENT SERVICES FOR THE ALTERNATIVE
 TO INCARCERATION PROGRAMS FOR THE OFFICE OF THE DISTRICT ATTORNEY FOR THE
 TERM FROM JANUARY 1, 2022, THROUGH DECEMBER 31, 2023, WITH THREE ONE-YEAR
 RENEWAL OPTION TERMS REMAINING AND AUTHORIZING
 THE COUNTY EXECUTIVE TO EXECUTE THE AGREEMENT
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$400,000)**

WIEDER/WOLFE: UNAN.

WHEREAS, pursuant to Legislative Resolution No. 561 of 2021, the Legislature of Rockland County (“Legislature”) approved entering into an agreement in excess of \$100,000, in the total amount not to exceed \$200,000, under RFP-RC-2021-016 (“Contract”) with EAC Inc. d/b/a EAC Network, 99 Quentin Roosevelt Boulevard, Suite 200, Garden City, New York 11530 (“Contractor”), to provide case management services for the Alternative to Incarceration Programs for the Office of the District Attorney (“Services”), for the term from January 1, 2022, through December 31, 2022, with four (4) one (1) year renewal option terms available; and

WHEREAS, the Contractor has agreed to extend the contract from January 1, 2023, through December 31, 2023 (a delay in exercising the renewal option term was due to the Contractor’s delayed response in providing documents), and the Office of District Attorney is requesting an additional \$200,000 to pay for a minimum of one (1) FTE case manager and one (1) FTE senior case manager for the Services for the term of this Contract; and

WHEREAS, the Director of Purchasing recommends that the County Executive and the Legislature of Rockland County (“Legislature”) approve exercising the first (1st) renewal option term and the first (1st) amendment to the agreement in excess of \$100,000 in the additional amount of \$200,000 for the new total amount not to exceed \$400,000, under the Contract with the Contractor for the Services, for the term from January 1, 2022, through December 31, 2023, with three (3) one (1) year renewal option terms remaining; and

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

WHEREAS, sufficient funding for the amendment to this agreement is provided for in the 2023 Budget of the Office of the District Attorney (DA-1165-E5060); and

WHEREAS, the Public Safety and Budget & Finance Committees of the Legislature have met, considered, and unanimously approved this resolution; not therefore be it

RESOLVED, the Legislature approves exercising the first (1st) renewal option term and the first (1st) amendment to the agreement in excess of \$100,000 in the additional amount of \$200,000 for the new total amount not to exceed \$400,000 under RFP-RC-2021-016 with EAC Inc. d/b/a EAC Network to provide case management services for the Alternative to Incarceration Programs for the Office of the District Attorney, for the term from January 1, 2022, through December 31, 2023, with three (3) one (1) year renewal option terms remaining and authorizes its execution by the County Executive, subject to the approval of the County Attorney, as to form and legal authority.

Introduced by:

Referral No. 4249

- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. James J. Foley, Sponsor
- Hon. Laurie A. Santilli, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 412 OF 2023
 AUTHORIZING AN AGREEMENT WITH THE U.S. DEPARTMENT OF JUSTICE DEA
 TO ESTABLISH TERMS AND CONDITIONS FOR SHARING LICENSE PLATE READER (LPR)
 INFORMATION AND DISSEMINATION OF LPR INFORMATION FOR THE PERIOD OF FIVE YEARS
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [OFFICE OF THE SHERIFF]**

WIEDER/YEGER: UNAN.

WHEREAS, The U.S. Department of Justice DEA (“USDOJ DEA”) wants to establish terms and conditions for sharing license plate reader (“LPR”) information and dissemination of LPR information for the National License Plate Reader Network for the investigation of drug trafficking offenses, money laundering offenses, other crimes, Amber Alerts, Silver Alerts, and in any other furtherance of the law enforcement mission; and

WHEREAS, The Sheriff of Rockland County recommends that the County Executive and the Legislature approve a memorandum of understanding between the Rockland County Sheriff’s Office and the USDOJ DEA; and

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

WHEREAS, The Public Safety and Budget & Finance Committees of the Legislature have met, considered, and unanimously approved this resolution; not therefore be it

RESOLVED, That the Legislature of Rockland County approves a memorandum of understanding between the Rockland County Sheriff Office and the USDOJ DEA to establish terms and conditions for sharing license plate reader (“LPR”) information and the dissemination of LPR information, and authorizes its execution by the County Executive, subject to the approval of the County Executive; and be it further

RESOLVED, That the adoption of this resolution does not involve the expenditure of any County funds.

Introduced by:

Referral No. 4249

- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 413 OF 2023
 ESTABLISHING ONE POSITION IN THE OFFICE OF THE DISTRICT ATTORNEY
 IN CONNECTION WITH THE CRIMES AGAINST REVENUE PROGRAM (CARP GRANT)
 (NO COUNTY TAX DOLLARS)**

WIEDER/EARL: M.V.

WHEREAS, The District Attorney has requested the establishment of one position; and

WHEREAS, The Department of Personnel has reviewed a job description for one position and has made an appropriate civil service classification; and

WHEREAS, Savings previously transferred to an appropriation reserve line within Dept. 1165 Office of the District Attorney will cover the 2023 cost of this position from an anticipated September 25, 2023 hire date; and

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

RESOLVED, That one position of Confidential Investigations Assistant, position # 9835 (\$49,009 - \$58,823 paid in accordance with CSEA salary grade 11) be hereby established in the Office of the District Attorney – 1165; and be it further

RESOLVED, That should outside funding be reduced or eliminated the following position shall be abolished without further action of this Legislature.

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

<u>GENERAL FUND – 2023</u>		
<u>Increase Approp. Acct. (Credit):</u>		
A-DA-1165-E6600	Appropriation Reserve	14,250
<u>Increase Est. Rev. Acct. (Debit)</u>		
A-DA-1165-E1100	Salaries, Employee	13,195
A-DA-1165-E1930	Social Security	1,010
A-DA-1165-E1980	MTA Mobility Tax	45
	Total	14,250

The vote resulted as follows:

- Ayes: 13 (Legislators Carey, Earl, Foley, Friedman, Grant, Hofstein, Jobson, Soskin, Wieder, Wolfe, Yeger, Cornell, Paul)
- Nay: 01 (Legislator Falciglia)
- Absent: 03 (Legislators Santulli, Tyer, Hood, Jr.)

Introduced by:

Referral No. 4249

Hon. Aron B. Wieder, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Philip Soskin, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Lon M. Hofstein, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 414 OF 2023
ESTABLISHING ONE POSITION AND ABOLISHING ONE POSITION
IN THE OFFICE OF THE DISTRICT ATTORNEY**

WIEDER/YEGER: UNAN.

WHEREAS, The District Attorney has requested the establishment of one position along with the concurrent abolishment of one position; and

WHEREAS, The Department of Personnel has reviewed a job description for one position and has made an appropriate civil service classification; and

WHEREAS, Current salary savings will cover the net cost of these actions and therefore, no funding clause is required; and

WHEREAS, The Budget & Finance Committee of this Legislature has met, reviewed, and unanimously approved the establishment of one position and concurrent abolishment of one position; now, therefore be it

RESOLVED, That one position of Coordinator of Public Relations, position # 9836 (Non-Union Management, Compensation Group 1 - \$76,903 - \$95,698) be hereby established in the Office of the District Attorney – 1165; and be it further

RESOLVED, That the title of Coordinator of Public Relations shall be allocated to Non-Union Management Compensation Group 1- (\$76,903 - \$95,698); and be it further

RESOLVED, That the position of Senior Public Information Specialist, #9765 (SG24 - \$89,079 - \$107,386) be hereby concurrently abolished.

Introduced by:

Referral No. 6707

- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 415 OF 2023
ESTABLISHING ONE POSITION IN THE OFFICE OF THE SHERIFF
AND ABOLISHING ONE POSITION IN SHERIFF OPERATIONS**

WIEDER/GRANT: UNAN.

WHEREAS, The Rockland County Sheriff has requested the establishment of one position along with the concurrent abolishment of one position; and

WHEREAS, The Department of Personnel has reviewed a job description for one position and hasmade an appropriate civil service classification; and

WHEREAS, A funding clause transferring salary/fringe savings from vacant Confidential Intelligence Assistant position that is being abolished via this resolution will cover the cost of the new position being requested and estimated to start July 31, 2023; and

WHEREAS, Resolution No. 759 of 1989 established that Confidential Secretary titles be compensated in accordance with Salary Grade 18 of the contract between the County of Rockland and the Civil Service Employees Association, Inc.; and

WHEREAS, The Budget & Finance Committee of this Legislature has met, reviewed, and unanimously approved the establishment of one position and concurrent abolishment of one position; now, therefore, be it

RESOLVED, That one position of Confidential Secretary to the Sheriff, position # 9837 be hereby established in the Office of the Sheriff – 3108; and be it further

RESOLVED, That the title of Confidential Secretary to the Sheriff be compensated in accordance with Salary Grade 18 (\$67,437 - \$81,065), as provided in the contract between the County of Rockland and the Civil Service Employees Association, Inc.; and be it further

RESOLVED, That one position of Confidential Intelligence Assistant, position #9154 (SG 11 - \$49,009 - \$58,823) be hereby concurrently abolished in Sheriff Operations – 3117; and be it further

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

GENERAL FUND - 2023

Decrease Approp. Acct. (Debit):

A-SHF-3117-E1100	Salaries, Employees	28,530
A-SHF-3117-E1930	Social Security	2,185
A-SHF-3117-E1980	MTA Mobility Tax	<u>95</u>
		30,810

Increase Approp. Acct. (Credit):

A-SHF-3108-E1100	Salaries, Employees	28,530
A-SHF-3108-E1930	Social Security	2,185
A-SHF-3108-E1980	MTA Mobility Tax	<u>95</u>
		30,810

Introduced by:

Referral No. 6707

- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 416 OF 2023
ESTABLISHING SEVEN POSITIONS
IN THE OFFICE OF THE SHERIFF**

WIEDER/EARL: UNAN.

WHEREAS, The Rockland County Sheriff has requested the establishment of seven positions; and

WHEREAS, The Department of Personnel has reviewed job descriptions for seven positions and has made appropriate civil service classifications; and

WHEREAS, Current salary appropriations within the Office of the Sheriff are sufficient to cover these actions and therefore, no funding clause is required; and

WHEREAS, The Budget & Finance Committee of this Legislature has met, reviewed, and unanimously approved the establishment of these positions; now, therefore, be it

RESOLVED, That the following seven positions be hereby established in the Office of the Sheriff – Sheriff Communications – 3115:

<u>TITLE</u>	<u>SALARY</u>	<u>POSITION #</u>
Radio Operator I (6 positions)	(SG 55 - \$59,027 - \$70,955)	<u>9838</u> <u>9839</u> <u>9840</u> <u>9841</u> <u>9842</u> <u>9843</u>
Radio Communications Specialist	(SG 61 - \$77,509 - \$93,523)	<u>9844</u>

Introduced by:

Referral No. 9179

Hon. Aron B. Wieder, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Philip Soskin, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Lon M. Hofstein, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 417 OF 2023
ESTABLISHING ONE POSITION IN THE DEPARTMENT OF PLANNING**

WIEDER/JOBSON: UNAN.

WHEREAS, The Acting Commissioner of Planning has requested the establishment of one position; and

WHEREAS, The Department of Personnel has reviewed a job description for one position and has made an appropriate civil service classification; and

WHEREAS, Current salary savings will cover the cost of this action and therefore, no funding clause is required; and

WHEREAS, The Budget & Finance Committee of this Legislature has met, reviewed, and unanimously approved the establishment of one position; now, therefore, be it

RESOLVED, That one position of Sustainability Coordinator, position # 9845 (RAM band 4 - \$70,810 - \$91,154) be hereby established in the Department of Planning – 8020; and be it further

RESOLVED, that the title of Sustainability Coordinator shall be allocated to RAM band 4 (\$70,810 - \$91,154) as provided in the contract between the County of Rockland and the Rockland Association of Management (RAM).

Introduced by:

Referral No. 5037

- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 418 OF 2023
 ESTABLISHING THREE POSITIONS IN THE OFFICE OF THE PUBLIC DEFENDER
 IN CONNECTION WITH THE STATEWIDE EXPANSION HURRELL-HARRING GRANT**

WIEDER/HOFSTEIN, YEGER: UNAN.

WHEREAS, the Public Defender has requested the establishment of three positions; and

WHEREAS, the Department of Personnel has reviewed job descriptions for three positions and has made appropriate civil service classifications; and

WHEREAS, Positions will be funded by already appropriated "Statewide Expansion of Hurrell-Harring Grant" and therefore, no funding clause is required; and

WHEREAS, The Budget & Finance Committee of this Legislature has met, reviewed, and unanimously approved the establishment of three positions; now, therefore, be it

RESOLVED, That the following three positions be hereby established in the Office of the Public Defender – 1173:

<u>TITLE</u>	<u>SALARY</u>	<u>POSITION #</u>
Paralegal Specialist II (Criminal Law) (Spanish-Speaking)	(SG 17 - \$64,413 - \$77,538)	<u>9846</u>
(3 positions)		<u>9847</u>
		<u>9848</u>

and be it further;

RESOLVED, That should outside funding be reduced or eliminated, these positions shall be abolished without further action of this Legislature.

Introduced by:

Referral No. 1403

Hon. Michael M. Grant, Sponsor
Hon. Aron B. Wieder, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Aney Paul, Sponsor
Hon. Christopher J. Carey, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 419 OF 2023
CONFIRM THE APPOINTMENTS BY THE COUNTY EXECUTIVE
OF LEGISLATORS DOUGLAS J. JOBSON, ARON B. WIEDER AND ANEY PAUL
TO HEAR THE APPEAL OF ELI TAUB- DOZELINE INC. FROM AN ACTION BY THE ROCKLAND
COUNTY HOME IMPROVEMENT LICENSING BOARD**

YEGER/GRANT: UNAN.

WHEREAS, On June 15, 2023, pursuant to Section §286-5(C) of the Laws of Rockland County, the Rockland County Home Improvement Licensing Board rejected the license application of Eli Taub-Dozeline Inc., due to lack of qualifying construction experience in Exacting/ Retaining Walls/ Demolition; and

WHEREAS, On or about July 5, 2023, Eli Taub- Dozeline, Inc. appealed to the Legislature pursuant to Section §286-19 of the Laws of Rockland County from an action by the Rockland County Home Improvement Licensing Board, rejecting the license application of Eli Taub- Dozeline Inc. due to lack of qualifying construction experience in Exacting/Retaining Walls/Demolition; and

WHEREAS, Section §286-19(D) of the Laws of Rockland County provides for the designation of three (3) members of the Legislature to hear appeals by persons aggrieved by an action of the Rockland County Home Improvement Licensing Board of making any decision or determination; and

WHEREAS, The County Executive has appointed Legislators Douglas J. Jobson, Aron B. Wieder and Aney Paul, to hear the appeal of Eli Taub-Dozeline Inc.; and

WHEREAS, The Planning & Public Works Committee of the Legislature has met, considered, and unanimously approved this resolution; now therefore be it

RESOLVED, That, pursuant to Section §286-19(D) of the Laws of Rockland County, the Legislature of Rockland County hereby confirms the appointments of Douglas J. Jobson, Aron B. Wieder and Aney Paul to hear the appeal of Eli Taub-Dozeline Inc., filed on or about July 5, 2023, from an action by the Rockland County Home Improvement Licensing Board, rejecting the license application of Eli Taub-Dozeline Inc. due to lack of qualifying construction experience in Exacting/Retaining Walls/Demolition.

Introduced by:

Referral No. 5726

Hon. Toney L. Earl, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Aney Paul, Sponsor
Hon. Aiden H. Wolfe, Sponsor
Hon. James J. Foley, Sponsor
Hon. Lon M. Hofstein, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 420 OF 2023
RE-DESIGNATING THE ROCKLAND COUNTY EXECUTIVE'S OFFICE
AS THE TOURISM PROMOTION AGENCY FOR THE
COUNTY OF ROCKLAND – FISCAL YEAR 2023-2024
[DEPARTMENT OF ECONOMIC DEVELOPMENT AND TOURISM]**

EARL/CORNELL: UNAN.

WHEREAS, The State of New York makes tourism funds available to counties on a matching basis for local and regional tourism promotion; and

WHEREAS, By Resolution No. 475 of 2022, the Legislature of Rockland County re-designated the Rockland County Executive's Office as the Tourism Promotion Agency for fiscal year 2022-2023; and

WHEREAS, It is necessary to re-designate the County Executive's Office for fiscal year 2023-2024 in order to apply for State matching funds; and

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

RESOLVED, That the Legislature of Rockland County hereby re-designates the Rockland County Executive's Office as the Tourism Promotion Agency for the County of Rockland for fiscal year 2023-2024 in order to apply for the maximum amount of matching funds to promote tourism in Rockland County.

ADJOURNMENT IN MEMORY OF GERMAINE COATES SPRINGSTEAD

Moved by Legislator Douglas J. Jobson/Seconded by Legislator Michael M. Grant

ADJOURNMENT IN MEMORY OF SISTER LOIS LIEKWEG OP

Moved by Second Vice Chairwoman Harriet D. Cornell /Seconded by Entire Legislature

ADJOURNMENT IN MEMORY OF RALPH R. PACELLA

Moved by Legislator Douglas J. Jobson/Seconded by Legislator Michael M. Grant

ADJOURNMENT IN MEMORY OF ROSE ELLEN CONETTA

Moved by Legislator Laurie A. Santulli/Seconded by Legislator Vincent D. Tyer

ADJOURNMENT IN MEMORY OF ALFRED BERG

Moved by Legislator Christopher J. Carey/Seconded by Legislator Lon M. Hofstein

ADJOURNMENT IN MEMORY OF THERESA ANSELM

Moved by Legislator Vincent D. Tyer/Seconded by Legislator Christopher J. Carey

ADJOURNMENT IN MEMORY OF DENNIS J. DALE

Moved by Legislator Itamar J. Yeger/Seconded by Legislator Philip Soskin

ADJOURNMENT IN MEMORY OF VERA TIRABASSO

Moved by Legislator Vincent D. Tyer/Seconded by Legislator James J. Foley

ADJOURNMENT IN MEMORY OF JAMES RUDOLPH

Moved by Legislator Douglas J. Jobson/Seconded by Legislator Michael M. Grant

ADJOURNMENT IN MEMORY OF LISA M. MELCHIONE

Moved by Legislator Douglas J. Jobson/Seconded by Legislator Michael M. Grant

ADJOURNMENT IN MEMORY OF BERT PAUL HUGHES

Moved by Second Vice Chairwoman Harriet D. Cornell/Seconded by Entire Legislature

ADJOURNMENT IN MEMORY OF LAWRENCE P. MORETTI, SR.

Moved by Legislator Vincent D. Tyer/Seconded by Legislator James J. Foley

ADJOURNMENT IN MEMORY OF ROBERT MOFFITT

Moved by Legislator Douglas J. Jobson/Seconded by Legislator Christopher J. Carey

ADJOURNMENT IN MEMORY OF GLORIA HAMMOND

Moved by Legislator Douglas J. Jobson/Seconded by Legislator Michael M. Grant

ADJOURNMENT IN MEMORY OF LUCIEN B. BANICA

Moved by Legislator Toney L. Earl/Seconded by Legislator Aney Paul

ADJOURNMENT IN MEMORY OF ARMAND J. RAPPAPORT

Moved by Second Vice Chairwoman Harriet D. Cornell/Seconded by Entire Legislature

ADJOURNMENT IN MEMORY OF CHRISTIAN L. BAUTISTA

Moved by Legislator Christopher J. Carey/Seconded by Legislator Lon M. Hofstein

ADJOURNMENT IN MEMORY OF DANIELLE K. HYACINTHE

Moved by Legislator Christopher J. Carey/Seconded by Legislator Lon M. Hofstein

ADJOURNMENT IN MEMORY OF JOHN J. KOMAR, SR.

Moved by Second Vice Chairwoman Harriet D. Cornell/Seconded by Entire Legislature

ADJOURNMENT IN MEMORY OF JOHN C. KELLEHER

Moved by Second Vice Chairwoman Harriet D. Cornell/Seconded by Legislator Vincent D. Tyer

ADJOURNMENT IN MEMORY OF EDWARD J. DEMPSEY

Moved by Second Vice Chairwoman Harriet D. Cornell/Seconded by Legislator James J. Foley

ADJOURNMENT IN MEMORY OF ANTONIO NAVARRO

Moved by Legislator Joel Friedman/Seconded by Legislator Aron B. Wieder

ADJOURNMENT IN MEMORY OF REGINA ROSE MINGO

Moved by Legislator Christopher J. Carey/Seconded by Legislator Vincent D. Tyer

**RESOLUTION NO. 421 OF 2023
ADJOURNMENT**

Mr. Wieder offered the following resolution, which was seconded by Mr. Jobson and was unanimously adopted (7:39 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, September 19, 2023 at 7:00 p.m.

Respectfully submitted,

Darcy Shapin-Greenberg
Legislative Operations Coordinator