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Orange County Board of Ethics

APR 29 2016



ORANGE COUNTY

ANNUAL STATEMENT OF FINANCIAL DISCLOSURE

(For calendar year 2015)

File with: Orange County Board of Ethics
15 Matthews Street, Suite 202
Goshen, New York 10924

- Filing Deadlines:
1. No later than May 1 of each year;
 2. Within 60 days of taking office;
 3. Within 7 days after the filing of nominating petitions for
A candidate seeking the office of any elected official for the
County of Orange (County Executive, District Attorney,
Sheriff, County Clerk or County Legislator).

(In responding to questions, please refer to the Orange County Department of General Services website for a list of entities doing business with the County of Orange.)

**PLEASE BE ADVISED, YOU HAVE A CONTINUING DUTY TO MAKE
ADDITIONAL DISCLOSURE WHENEVER NEW OR DIFFERENT
INFORMATION SUBJECT TO DISCLOSURE IS DISCOVERED.**

1. Name and Address:

Name James M. Kulisek, Sr.

Title Legislator

Department or Agency Legislature

County Address 15 Matthews Street, Goshen, N.Y. 10924

County Telephone 845-291-4800
(If none then provide another telephone number where you can be reached during the day).

2. Spouse, Unemancipated Children and Members of Your Household

a. Marital status Married. If married, please give spouse's full name including maiden name where applicable. (See below for definitions).

Spouse: Colleen A. Kulisek

b. List the names of all unemancipated children.

N/A

c. List the names of all other members of your household.

N/A

Spouse means your husband or wife unless you are living separate and apart with the intention of terminating the marriage or providing for permanent separation or unless separated pursuant to: (a) a judicial order, decree or judgment, or (b) a legally binding separation agreement.

Family member/member of household means your spouse, unemancipated child or a person claimed as a dependent on your latest individual or joint state income tax return or unrelated persons who continually or at regular intervals lives in or, in the preceding calendar year, continually or at regular intervals lived in your household.

Unemancipated child shall mean any son, daughter, stepson or stepdaughter who is under age eighteen, unmarried and living in the household of the reporting individual.

Answer each of the following questions completely, with respect to calendar year 2015, unless another period or date is otherwise specified. If additional space is needed, attach additional pages.

"Calendar year" shall mean the year ending the December 31st preceding the date of filing of the annual statement.

Whenever a "value" or "amount" is required to be reported herein, such value or amount shall be reported as being within one of the following Categories:

- Category A - under \$5,000;
- Category B - \$5,000 to under \$20,000;
- Category C - \$20,000 to under \$60,000;
- Category D - \$60,000 to under \$100,000;
- Category E - \$100,000 to under \$250,000; and
- Category F - \$250,000 or over

Please indicate the Category by letter only

Whenever, the term "INTEREST" is used it means: a direct or pecuniary or material benefit accruing to a County officer or employee **AS A RESULT OF A CONTRACT WITH THE COUNTY** which such officer or employee serves. A County officer or employee shall be deemed to have an interest in the contract of:

- A. His or her spouse, unemancipated children, dependents, and members of the household except a contract of employment with the County which such officer or employee serves;
- B. A firm, partnership, company, or association of which such officer or employee is a member or employee of;
- C. A corporation of which such officer or employee is an officer, director or employee; and,
- D. A corporation, any stock of which is owned and controlled directly or indirectly by such officer or employee where such officer or employee owns five percent or more of outstanding stock but shall not include any publically traded corporation.

3. Outside Employment

- a. If you were engaged in any outside occupation, employment, trade, business or profession which had a contract with the County of Orange, list the name, address and description of such occupation, employment, trade, business or profession and the name of the County department/agency which had said contract .

Position	Name & Address of Organization	Description	County Department/Agency
ESTIMATOR/ FIELD CO-ORDINATOR/ STEAMFITTER	ARMISTEAD MECHANICAL, INC 324 N. PLANK RD. NEWBURGH, N.Y.	MECHANICAL CONSTRUCTION CONTRACTOR	DPW

- b. If your spouse, unemancipated child or a member of your household was engaged in any

occupation, employment, trade, business or profession which had a contract with the County of Orange, list the name, address and description of such occupation, employment, trade, business or profession and the name of the County department/agency which had said contract. (If not applicable, write "None" or "N/A")

Position	Name & Address of Organization	Description	County Department/Agency
N/A			

4. Positions

- a. List any office, trusteeship, directorship, partnership, or position of any nature, including honorary positions, and excluding membership positions, whether compensated or not, held by you, with any firm, corporation, association, partnership, or other organization other than the State of New York or the County of Orange, which had a contract with the County of Orange. List the name and address of any such entity and the county department/agency which had said contract. (If not applicable, write "None" or "N/A")

Position	Name & Address of Organization	County Department/ Agency
NONE		

- b. List any office, trusteeship, directorship, partnership, or position of any nature, including honorary positions, and excluding membership positions, whether compensated or not, held by your spouse, unemancipated child, or a member of your household, with any firm, corporation, association, partnership, or other organization other than the State of New York or the County of Orange, **which had a contract with the County of Orange**. List the name and address of any such entity and the county department/agency which had said contract. (If not applicable, write "None" or "N/A")

Position	Name & Address of Organization	County Department/ Agency
NONE		

5. Financial Benefits from Current/Prior Employers

List employment benefits made on your behalf from your current or a prior employer or other source but only if that entity had a contract with the County of Orange as follows:

Any monies in excess of \$1,000 made on your behalf including deferred income, contributions to a pension or retirement fund, profit sharing plan, severance pay, or payments under a buy-out agreement.

N/A Agreements for the continuation of payments or benefits to you in excess of \$1,000. This includes an interest in or contributions to a pension fund or retirement fund, profit-sharing plan, life or health insurance, buy-out agreements, severance agreements, etc.)

Name and Address of source	Description of Income	Category Value
ARMISTEAD MECHANICAL, INC. 324 NORTH PLANK RD. NEWBURGH, N.Y. 12550	WAGES	D

(If not applicable, write "None" or "N/A")

6. Investments

Itemize and describe all investments in excess of five percent (5%) of the value in any business, corporation, partnership, or other assets including stocks, bonds, I.R.A.'s, loans, pledge collateral, and other investments, that you, your spouse, unemancipated children or members of your household owned in any entity that had a contract with the County of Orange. (If not applicable, write "None" or "N/A")

Name and Address of source	Description of Income	Category Value
NONE		

- The definition for each type of investment shall be that as defined by the Internal Revenue Code.

7. Interests in Businesses

List any interests you, your spouse or a member of your household owns as a member or corporation, having an aggregate value of five percent (5%) or more of the stock which is owned or controlled by you, your spouse and a member of your household, combined, in any entity that had a contract with the County of Orange. (If not applicable, write "None" or "N/A")

Name and Address of source	Description of Income	Category Value
NONE		

8. Other Income

Identify the source and nature of any other income in excess of \$5,000/year from any source not described above, including teaching income, lecture fees, consultant fees, contractual income, or other income of any nature for you, your spouse, unemancipated child or a member of your household from any entity that had a contract with the County of Orange. (If not applicable, write "None" or "N/A")

Individual's Name	Name & Address of Entity	Description of Income	Category Value
NONE			

9. Interests in Contracts

Describe any interest you, your spouse, unemancipated child or a member of your household had in any contract with the County of Orange. (If not applicable, write "None" or "N/A")

Individual's Name	Name & Address of Entity	Description of Income	Category Value
James M. Kulisek Sr.	ARMISTEAD MECHANICAL	WAGES	D
	DNC		
	324 North Plank Rd NEWBURGH, N.Y. 12550		

10. Liabilities

List all liabilities that you, your spouse, unemancipated child or a member of your household owed in excess of \$5,000 to any entity that had a contract with the County of Orange. DO NOT LIST: (i) debts incurred or made in the ordinary course of trade, business or professional practice, (ii) revolving charge account information that is less than \$5,000 at the time of filing; (iii) obligations to pay maintenance in connection with a matrimonial action, alimony or child support payments; (iv) loans issued in the ordinary course of business by a financial institution to finance educational costs, the cost of home purchase or improvements for a primary or secondary residence, or the purchase of a personally owned vehicle, household furniture or appliances. (If not applicable, write "None" or "N/A")

Individual's Name	Name of Creditor	Type of Liability	Category Value
NONE			

11. State and County Licenses

a. If you practice law, or are licensed by the department of state as a real estate broker or agent or practice a profession licensed by the department of education, give a general description of the principal subject areas of matters that you handle. In addition, if you practice with a firm or corporation or are a partner or shareholder or member of the firm or corporation, give a general description of the principal subject areas of matters undertaken by such firm or corporation.

N/A

- b. Describe any participation you may have had in negotiating a contract on behalf of a client or customer with the County of Orange. List any legal representation you provided in the reporting year which involved the County of Orange, its departments, agencies or its employees. **Do not list** the name of the individual clients, customers or patients. **Do not list** matters brought before the Orange County Family Court or matrimonial, custody, maintenance or support issues that were brought before State Supreme Court or criminal/traffic infractions before a county court or local justice court. (If not applicable, write "None" or "N/A").

NONE

12. Gifts and Honorariums

List the source of all gifts valued over of \$75, excluding campaign contributions and gifts from relatives, received during the reporting period by you, your spouse, unemancipated child or a member of your household. The term "gifts" includes money, services, travel, lodging, meals, refreshments, entertainment, discount, loans, forbearance or promise, having a monetary value. Indicate the value and nature of each such gift. See attached for a list of gift exceptions. (If not applicable, write "None" or "N/A")

Individual	Donor	Address	Category	Value
NONE				

County Gift Prohibition: A county officer or employee shall not accept or solicit any gift valued over \$75, nor shall he/she accept or solicit any gift or financial benefit under circumstances in which it could reasonably be inferred that the gift was intended to influence such county officer or employee in the performance of his/her official duties.

13. Third Party Reimbursements

Identify and briefly describe the source of any reimbursements for expenditures, excluding campaign expenditures and expenditures in connection with official duties reimbursed by the County of Orange for which this statement has been filed, in excess of \$1,000 from each such source. The term "reimbursement" includes any travel-related expenses provided by anyone other than the County for activities relating to your official duties such as speaking engagements, conferences, or fact finding events. Attach any written authorizations you received by the County Executive, Chairman of the Legislature or supervisor for the acceptance of this reimbursement. *(If not applicable, write "None" or "N/A")*

Source	Description
NONE	

14. Employment/Contracts Relationships with the County

Identify the name and address of any immediate family member or member of your household who has sought or is seeking a contractual relationship with the County of Orange or, who is employed, or is seeking employment within any department or agency of the County. For purposes of responding to this question "immediate family member" shall mean a person related equal to or closer in degree, by blood or marriage, than first cousin. *(If not applicable, write "None" or "N/A")*

Family Member/Member of Household	Address	Nature of Employment/Contractual Relationship
NONE		

Family Member/Member of Household	Address	Nature of Employment/Contractual Relationship

15. Future Employment

Describe the terms of, and the parties to, any contract, promise, or other agreement between you and any person, firm, or corporation with respect to the employment of such individual after leaving office or position (other than a leave of absence). (If not applicable, write "None" or "N/A")

NONE

16. Real Property Interests

List the location, size, general nature, acquisition date, market value and percentage of ownership of any real property located in or adjacent to Orange County in which you, your spouse, unemancipated child or a member of your household owned or had an interest in which has a value in excess of \$1,000 which was the subject of a contract with the County of Orange. Do not list any real property which is the primary or secondary residence for you, your spouse or a member of your household's or any real property held in trust for the benefit of a family member, unless such real property is the subject of a contract with the County of Orange. (If not applicable, write "None" or "N/A")

Individual	Location	Size	General Nature	Acquisition Date	Category of EMV	Percentage of Ownership
NONE						

17. Political Parties

List any position you held as an officer of any political party or political organization, as a member of any political party committee, or as a political party district leader. The term "Party" shall have the same meaning as "party" in N.Y.S. Election law. The term "political organization" includes any independent body or any organization that is affiliated with or a subsidiary of a political party or independent party. (If note applicable, write "None" or "N/A")

NONE

18. Voluntary Disclosure

Please disclose any other information you believe may be helpful to the Board of Ethics in determining whether a conflict of interest may exist for you, which has not been identified in responding to paragraphs 1-17 of this disclosure statement.

ATTACHED PLEASE FIND PREVIOUS CORRESPONDENCE AND LETTERS OF DISCLOSURE REGARDING MY EMPLOYER, ARMISTEAD MECHANICAL, INC. AND CONTRACTS THAT THEY HAVE BEEN AWARDED IN THE RECENT PAST.

The requirements of law relating to the reporting of financial interests are in the public interest and no adverse inference of unethical or illegal conduct or behavior will be drawn merely from compliance with these requirements.

James M. Kulwick, Sr.
Signature of Reporting Individual

April 28, 2016
Date (month/day/year)

State of New York

County of ORANGE

Sworn to before me this 28th day
of April 2016

Antoinette Reed
Notary Signature and Stamp

ANTOINETTE REED
Notary Public, State of New York
No. 02RE6014495
Qualified in Orange County
My Commission Expires October 13, 2018

A reporting individual who knowingly and willfully fails to file an annual statement of financial disclosure or who knowingly and willfully with intent to deceive makes a false statement or gives information which such individual knows to be false on such statement of financial disclosure filed pursuant to Orange County's Ethic's Law shall be subject to a civil penalty in an amount not to exceed ten thousand dollars or referral of a violation to the appropriate prosecutor and upon such conviction, such violation shall be punishable as a class A misdemeanor



County Legislature

James M. Kulisek, Legislator
6th Legislative District

26 Memorial Drive
Newburgh, NY 12550

Home: (845) 561-3850 Cell: (845) 542-1666
E-mail: jimkulisek@gmail.com

February 8, 2016

Jean Ramppen
Clerk of the Legislature
15 Matthews Street
Goshen, New York 10925

Dear Jean,

Pursuant to Local Law No. 5 of 2015, the "Orange County Ethics and Disclosure Law", Section 7.B, I would like inform you and any other interested parties that my current employer, Armistead Mechanical, Inc., has been awarded and has signed contracts for two projects that were offered by the County.

These two projects are the Cooling Towers Replacement at the Orange County Correctional Facility, RFB-OC106-15 and the Heating, Ventilation and Air Conditioning (HVAC) Contract No. 1H-HVAC for the Government Center Building-Alterations and Additions Project.

If any additional information is needed, please contact me at your earliest convenience.

Respectfully,



James M. Kulisek, Sr.



County Legislature

James M. Kulisek, Legislator
6th Legislative District

26 Memorial Drive
Newburgh, NY 12550

Home: (845) 561-3850 Cell: (845) 542-1666
E-mail: jimkulisek@gmail.com

January 4, 2016

Jean Ramppen
Clerk of the Legislature
15 Matthews Street
Goshen, New York 10924

Dear Jean,

In the continuing effort for full disclosure this letter is to inform you and any other interested parties that my current employer, Armistead Mechanical, Inc., has submitted Bid Proposals for recently advertised projects offered by Orange County.

These projects include the Cooling Towers Replacement Project at the Orange County Correctional Facility, RFB-OC106-15 along with Bid Proposals for the Government Center Building-Alterations and Additions Project for NO. 1H-HVAC and No. 1P- Plumbing and Fire Protection.

As with all Public Works projects there is a Competitive Bidding Process with a Public Bid Opening where the apparent low bidder is identified. For two of the three projects listed above, RFB-OC106-15 and No. 1H-HVAC Armistead Mechanical, Inc. was the apparent low bidder. At this time I am not aware of any award of either contract.

If you need any additional information, please contact me at your earliest convenience.

Respectfully,

James M. Kulisek, Sr.

cc: Gail Sicina
Steve Brescia



County Legislature

James M. Kulisek, Legislator
6th Legislative District

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Newburgh, NY 12550

Home: (845) 561-3850 Cell: (845) 542-1666
E-mail: jimkulisek@gmail.com

March 2, 2015

Orange County Board of Ethics
15 Matthews Street
Goshen, New York 10924

Dear Board Members,

This letter is to request an Advisory Opinion relating to my work at the County as an Elected Official and my employment outside of County government.

I am a Legislator representing the 6th Legislative District. As part of my duties I serve as a member of various Statutory Committees as assigned by the Chairman of the Legislature.

At this time I currently serve on the Physical Services, Ways and Means and the Rules, Enactments and Intergovernmental Relations Committees.

These committees have oversight of various departments of County Government.

Please see the attached list of Committees and the Departments/Agencies for which they have oversight.

I am a 20-year employee of Armistead Mechanical, Inc. and have worked in a supervisory capacity for the Company for those 20 years.

I am also a member of the United Association of Plumbers and Steamfitters Local #373.

Armistead Mechanical is a member of the Mechanical Contractors Association of Rockland, Orange and Sullivan Counties, Inc.

U.A. Local 373 and the Mechanical Contractors Association of Rockland, Orange and Sullivan Counties, Inc. are signatory to a Collective Bargaining Agreement and I am compensated under the terms of that agreement.

Armistead Mechanical has submitted a bid/proposal for a portion of the work for the Building and Site Preparation Project at the Orange County Government Center.

Armistead Mechanical, Inc. will most likely also look to bid the next portion of the Government Center Project as well.

James M. Kulisek, Sr. 26 Memorial Dr. Newburgh, NY 12550

All bidding for these projects is through a competitive bidding process under the New York State WICKS Law and Amendments to that law.

This information was disclosed in a previous letter to the Clerk of the Legislature on February 26, 2015. A copy of that letter is included with this correspondence for your records as well.

In the current Orange County Local Ethics Law,

Section 4, CODE OF ETHICS

Subsection A.

Prohibited Activities

"It is the policy of the County Legislature that all officers and employees must avoid conflicts or potential conflicts of interest. A conflict or potential conflict exists whenever an officer or an employee has an interest, direct or indirect, which conflicts with their duty to the County or which could adversely affect an individual's judgment in the discharge of his or her responsibilities."

Subsection A.1.

"No officer or employee shall take action or participate in any manner whatsoever in his or her official capacity in the discussion, negotiation or the awarding of any contract or in any business or professional dealings with the County or any agency thereof in which the official or employee, their spouse, child or sibling has or will have an interest, direct or indirect, in such contract or professional dealing."

Subsection A.7.

"No officer or employee shall take action on a matter before the County or any division thereof when, to his or her knowledge, the performance of that action would provide a pecuniary or material benefit to himself or herself."

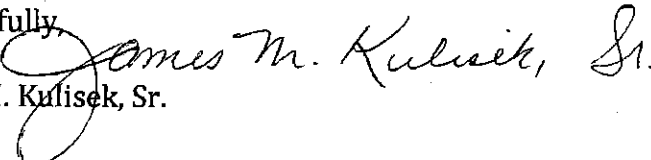
Questions:

Would I as an employee of a contractor have an interest, direct or indirect?

Am I able to participate in discussions and debate in the matters pertaining to projects mentioned previously?

I would like to thank you for your efforts in helping me resolve these issues.

Respectfully,


James M. Kulisek, Sr.

March 2, 2015



County Legislature

James M. Kulisek, Legislator
6th Legislative District

26 Memorial Drive
Newburgh, NY 12550

Home: (845) 561-3850 Cell: (845) 542-1666
E-mail: jimkulisek@gmail.com

February 25, 2015

Jean Ramppen
Clerk of the Legislature
15 Matthews Street
Goshen, New York

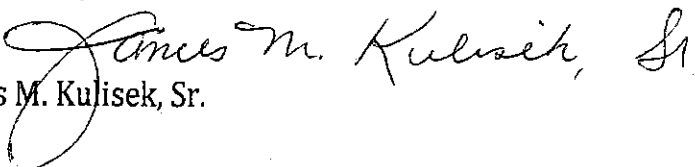
Dear Jean,

In the effort for full disclosure this letter is to inform you and any interested party that my employer, Armistead Mechanical, Inc., will be participating in and submitting a bid/proposal as a subcontractor for a portion of the work being offered by Orange County at the Orange County Government Center for the Building and Site Preparation Project.

I have been employed by Armistead Mechanical, Inc. in a supervisory capacity for more than 20 years overseeing some of the major construction projects that they had been successful in attaining.

I am compensated by the terms of a Collective Bargaining Agreement between Armistead Mechanical, Inc. and the Plumbers and Steamfitters Local #373 of the United Association of Plumbers and Steamfitters.

Respectfully,


James M. Kulisek, Sr.



County Legislature

James M. Kulisek, Legislator
6th Legislative District

26 Memorial Drive
Newburgh, NY 12550

Home: (845) 561-3850 Cell: (845) 542-1666
E-mail: jimkulisek@gmail.com

James M. Kulisek, Sr.
26 Memorial Drive
Newburgh, New York 12550

Ethics Disclosure
February 1, 2015

To whom it may concern,

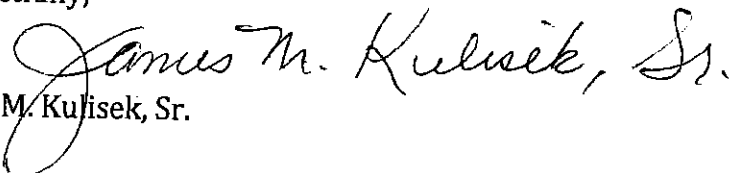
I am a 37 year member of the United Association of Plumbers and Steamfitters Local Union #373 and work with contractors who are signatory to a Collective Bargaining Agreement negotiated with the Mechanical Contractors Association of Rockland, Orange and Sullivan Counties, Inc. I am compensated under the terms of that agreement.

Many of those signatory contractors may at times bid municipal works projects, which are awarded through a competitive bidding and award process, including opportunities presented by Orange County.

Presently, I am employed by Armistead Mechanical, Inc. with offices at 324 North Plank Road, Newburgh, New York 12550 and 168 Hopper Avenue, Waldwick, New Jersey 07463.

At this time I am not aware of any contracts between Armistead Mechanical, Inc. and Orange County.

Respectfully,


James M. Kulisek, Sr.



County Legislature

James M. Kulisek, Legislator
6th Legislative District

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Newburgh, NY 12550

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James M. Kulisek, Sr.

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Newburgh, New York 12550

Ethics Disclosure Statement

January 17, 2015

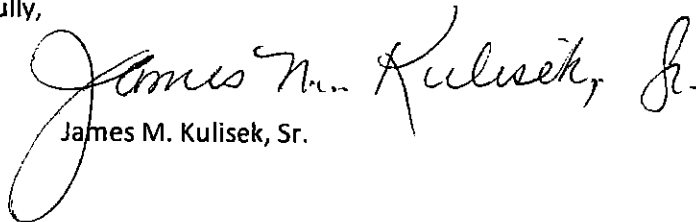
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Respectfully,


James M. Kulisek, Sr.