

REGULAR SESSION

January 31, 2019

The Legislature convened in Regular Session at 3:15 p.m. today.

The Legislature was called to order by Chairman Brescia with a moment of silence and the Pledge of Allegiance to the Flag.

On roll call, all members were present with the exception of Legislators Hines and Sassi who were absent and Legislator Vero who arrived at 3:25 p.m.

The Clerk read the Notice of Special Meeting. On motion the same was received and ordered placed on file.

WAYS AND MEANS COMMITTEE (TAX RESOLUTIONS):

A communication from Karin Hablow, Commissioner of Finance of Orange County, relative to levying school taxes which should be levied by this Legislative, together with a complete statement showing the amount of unpaid school taxes returned by each district and the amount thereof with seven percent added thereto was presented to the Legislature. On motion the same was received and ordered placed on file.

Sponsor: Benton

Co-Sponsors: Bonelli, Tautel

RESOLUTION NO. 4 OF 2019

RESOLUTION AMENDING RESOLUTION NO. 296 OF 2018, "A RESOLUTION FOR THE LEVY OF THE AMOUNT OF CERTAIN UNPAID SCHOOL TAXES RETURNED TO THE COMMISSIONER OF FINANCE AS UNPAID, PURSUANT TO SECTION 1330, SUBDIVISION 5 OF THE REAL PROPERTY TAX LAW," TO INCLUDE THE RELEVY OF SUCH UNPAID SCHOOL TAXES ON THE TAX BILLS FOR THE TOWN OF PALM TREE.

WHEREAS, the Trustees of various school districts in the County have, pursuant to Section 1330, Subdivision 2 of the Real Property Tax Law, transmitted to the Commissioner of Finance, the accounts, affidavits and certificates of their respective collectors showing the amount of school taxes levied by said districts remaining unpaid, and the Commissioner of Finance has pursuant to Section 1330 of the Real Property Tax Law laid such accounts, affidavits and certificates before this County Legislature for relevy, together with his report in respect to same; and

WHEREAS, pursuant to the Rules of the Legislative Manual, the Ways and Means Committee has examined the same and made written report of the amount of such unpaid school taxes which were relevied and returned in form sufficient to be relevied by this County Legislature, with seven per centum of the amount thereof in addition thereto as provided in Section 1330 of the Real Property Tax Law, and has recommended that the same be levied upon the lands upon which they were severally imposed by the several school districts as shown upon the said accounts, affidavits and certificates filed with the Commissioner of Finance and laid before this County Legislature.

RESOLVED, that the amended report of the Commissioner of Finance be received, approved and filed; that the said report of the said Committee be received, approved and printed in the proceedings.

FURTHER RESOLVED, that the sum of \$31,287,853.63 as shown in the said committee's report, which is hereby referred to and made a part of this resolution, be levied upon and collected from the several parcels of land on which the same were imposed by the several school districts as shown in the several accounts, affidavits and certificates thereof laid before this County Legislature by the Commissioner of Finance, and in the amended report of the Commissioner of Finance, and if imposed upon lands of any incorporated company, then upon such company when collected, to be paid to the Commissioner of Finance to reimburse the amount to be advanced by the County to such school districts, with the expense of collection.

Seconded by Mr. Ruszkiewicz.
The vote resulted as follows:

Ayes: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Kulisek, Luján, Minuta, Ruszkiewicz, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Brescia

Noes: O'Donnell

Absent: Hines, Sassi, Vero

Ayes 17; Noes 1; Absent 3; ADOPTED.

Sponsor: Benton
Co-Sponsors: Bonelli, Amo, Tautel

RESOLUTION NO. 5 OF 2019

RESOLUTION AMENDING RESOLUTION NO. 328 OF 2018, LEVYING UNPAID SEWER RENTS ON PROPERTY IN ORANGE COUNTY SEWER DISTRICT NO. 1 IN THE TOWNS OF MONROE, PALM TREE AND WOODBURY, PURSUANT TO SECTION 266(3) OF THE COUNTY LAW.

WHEREAS, the Orange County Deputy Commissioner, Division of Environmental Facilities and Services, during the month of December, 2018 transmitted to this Legislature a statement of unpaid sewer rents containing a brief description of the property on which said sewer rents are unpaid, and the names of persons or corporations liable to pay the same, and the amount chargeable to each.

NOW, THEREFORE, it is hereby

RESOLVED, that there be levied on the 2019 tax roll of the Towns of Monroe and Woodbury against the properties set forth in said statement the unpaid sewer rents so transmitted to this Legislature and that the amounts thereof be set forth on the tax rolls of said town under the name of:

Unpaid sewer rents - Orange County Sewer District No. 1-

Monroe -	\$	514,848.00
Palm Tree -	\$	731,749.68
Woodbury -	\$	<u>12,833.41</u>
	\$	1,259,431.09

and it is hereby

FURTHER RESOLVED, that the same when collected shall be paid to the Commissioner of Finance of the County of Orange.

Seconded by Mr. Ruskiewicz.
The vote resulted as follows:

Ayes: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Kulisek, Luján, Minuta, O'Donnell, Ruskiewicz, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Brescia

Absent: Hines, Sassi, Vero

Ayes 18; Noes 0; Absent 3; ADOPTED.

Sponsor: **Benton**
Co-Sponsors: **Amo, Bonelli, Tautel**

RESOLUTION NO. 6 OF 2019

RESOLUTION AMENDING RESOLUTION NO. 329 OF 2018 AS PREVIOUSLY AMENDED, "PROVIDING FOR THE LEVY OF A TAX AGAINST PROPERTIES, PURSUANT TO SECTIONS 520 AND 551 OF THE REAL PROPERTY TAX LAW AND ARTICLE 25AA, SECTION 305 OF THE AGRICULTURE AND MARKETS LAW," TO INCLUDE THE TOWN OF PALM TREE.

WHEREAS, several properties in Orange County were for various reasons omitted from various assessment rolls prepared for the 2017 and 2018 tax year; and

WHEREAS, several properties in Orange County having enjoyed an exemption from real property have lost such exemption because of a conveyance during the 2017 and 2018 tax years; and

WHEREAS, properties located within the agricultural districts heretofore formed in Orange County and properties committed to agricultural production have lost the real property tax exemption accorded to them because of a conversion to a use other than agricultural production;

RESOLVED, that the amounts set forth in revised Schedule "A" annexed hereto for each of the towns (including the Town of Palm Tree) and cities set forth in said schedule be and hereby are fixed as omitted from the previous assessment roll and pro-rated taxes occasioned by the transfer of

exempt real property; and the amounts set forth in Schedule "B" annexed hereto are deemed penalty occasioned by conversion of use from agricultural purposes; and it is

FURTHER RESOLVED, that said amounts shall be added to the warrant and tax roll for 2019 for each town and city set forth in said schedules and thereafter collected in the manner provided for by law, but said sums shall not be deemed part of the levy of taxes attributable to 2019 County and/or Town and City taxes and shall be deducted from the amount of said levy.

2018 Omits/Ags for 2019 bills	Schedule "A" Omitteds	Schedule "B" Ags
City of Middletown		
County	3,862.34	
City	13,218.15	
Total	17,080.49	
City of Newburgh		
County	11,431.32	
City	49,048.74	
Total	60,480.06	
City of Port Jervis		
County	3,068.65	
Total	3,068.65	
Blooming Grove		
County	4,654.19	
Town	3,750.76	
Highway	584.03	
Pt Town	762.79	
General Police Services	1,370.91	
TOTAL	11,122.68	
Chester		
County	3,667.99	
Town	3,000.60	
Highway	521.95	
Pt Town	1,613.80	
TOTAL	8,804.34	
Cornwall		
County	8,083.64	
Town	3,504.02	
Highway	1,797.09	
Pt Town	2,243.87	
TOTAL	15,628.62	
Crawford		
County	1,400.61	
Town	665.07	
Highway	509.08	
TOTAL	2,574.76	0.00

Deerpark

County	4,515.77	
Town	2,622.00	
Highway	2,166.04	
TOTAL	9,303.81	

Goshen

County	7,546.13	21,759.93
Town	2,717.46	9,349.09
Highway	1,393.81	10,201.85
Pt Town	738.94	5,787.48
FD017	Goshen	8,552.56
TOTAL	12,396.34	55,650.91

Greenville

County	246.84	
Town	0.39	
Highway	91.81	
FD018	Greenville Fire	
TOTAL	339.04	0.00

Hamptonburgh

County	1,481.98	1,696.31
Town	623.58	526.50
Highway	41.60	
FD020	Hamptonburgh Fire	341.02
TOTAL	2,147.16	2,563.83

Highlands

County	8,851.23	
Town	11,307.65	
Highway	4,162.63	
Pt Town	242.89	
AM004	Highland Ambulance	711.75
FD016	Ft Montgomery Fire	4,614.08
LT006	Ft Montgomery Light	565.04
TOTAL	30,455.27	

Minisink

County	1,339.38	3,706.20
Town	431.03	2,113.52
Highway	113.49	575.48
Pt Town	16.13	87.14
TOTAL	1,900.03	6,482.34

Monroe

County	4,755.26	
Town	1,986.74	
Highway	100.35	
Pt Town	316.30	
FD012	Monroe FD	11,123.03
LB003	Monroe Library	7,077.34

SW060	County Sewer	4,075.02	
SW061	County Sewer	158.43	
TOTAL		29,592.47	0.00

Montgomery

County		9,812.11	606.43
Town		2,084.97	162.66
Highway		2,153.14	251.41
Pt Town		2,763.59	315.89
FD042	Walden Fire		174.26
SW091	Montgomery Swr 2		
TOTAL		16,813.81	1,510.65

Mount Hope

County		1,009.00	
Town		1,011.14	
Highway		113.55	
FD021	Howells	102.27	
TOTAL		2,235.96	0.00

Newburgh

County		67,824.31	
Town		57,873.94	
Highway		32,580.51	
TOTAL		158,278.76	0.00

New Windsor

County		12,407.81	
Town		10,124.25	
Highway		4,831.83	
TOTAL		27,363.89	0.00

Wallkill

County		7,222.56	6,198.50
Town		4,459.48	3,659.10
Highway		3,287.97	2,691.16
FD006	Circleville		1,187.47
FD024	Mechanicstown		695.96
FD038	Silver Lake FD		669.38
TOTAL		14,970.01	15,101.57

Warwick

County		9,454.48	2,687.89
Town		2,019.22	807.85
Town PDR		16.05	
General Police Services		744.27	
Highway		1,455.81	801.18
Pt Town		1,208.46	597.10
AM005	Warwick	10.88	111.49
AM007	Pine Island	18.26	50.16
FD032	Pine Island	77.12	211.91
FD043	Warwick	32.01	328.30
RG005	Warwick Recycling	5.09	
TOTAL		15,041.65	5,595.88

Wawayanda

County		834.36	445.87
Town		25.62	13.66
Highway		363.39	183.85
FD028	New Hampton		251.17
TOTAL		1,223.37	894.55

Woodbury

County		2,389.87	
Town		931.43	
General Police Services		1,102.33	
Highway			
TOTAL		4,423.63	0.00

Palm Tree

County		10,339.21	
Town		3,907.22	
Highway		78.46	
Pt Town		249.37	
TOTAL		14,574.26	

GRAND TOTALS **459,819.06** **87,799.73**

Seconded by Mr. Ruszkiewicz.
The vote resulted as follows:

Ayes: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Kulisek, Luján, Minuta, Ruszkiewicz, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Brescia

Noes: O'Donnell

Absent: Hines, Sassi, Vero

Ayes 17; Noes 1; Absent 3; ADOPTED.

The Report of the Clerk of the Legislature of the Apportionment of the Budget of the County of Orange for 2019 was presented to the Legislature. On motion the same was received and ordered placed on file.

Sponsor: Benton
Co-Sponsors: Amo, Bonelli, Tautel

RESOLUTION NO. 7 OF 2019

RESOLUTION AMENDING RESOLUTION NO. 320 OF 2018 "ACCEPTING AND CONFIRMING THE REPORT OF THE CLERK OF THE LEGISLATURE OF THE APPORTIONMENT OF THE COUNTY BUDGET AS ADOPTED FOR THE ENSUING YEAR," TO INCLUDE THE TOWN OF PALM TREE.

RESOLVED, that the Amended Report of the Clerk of the Legislature of the apportionment of the County Budget as adopted for the year 2019 (to include the Town of Palm Tree) be accepted and confirmed, and it is hereby

FURTHER RESOLVED, that the Clerk of the Legislature be directed to place the several amounts of the several taxes so apportioned in the respective summaries of the several towns and cities of the County of Orange for the year 2019.

DATED: JANUARY 31, 2019

Seconded by Mr. Ruskiewicz.

The vote resulted as follows:

Ayes: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Kulisek, Luján, Minuta, Ruskiewicz, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Vero, Brescia

Noes: O'Donnell

Absent: Hines, Sassi

Ayes 18;

Noes 1;

Absent 2;

ADOPTED.

The Report of the Clerk of the Legislature of the Apportionment of the Town Budgets for 2019 was presented to the Legislature. On motion the same was received and ordered and placed on file.

Sponsor: Benton

Co-Sponsors: Amo, Bonelli, Tautel

RESOLUTION NO. 8 OF 2019

RESOLUTION AMENDING RESOLUTION NO. 321 OF 2018 "APPROVING THE REPORT OF THE CLERK OF THE LEGISLATURE OF THE APPORTIONMENT OF THE TOWN BUDGETS AND LEVYING UPON THE RESPECTIVE TOWNS FOR TOWN PURPOSES, PURSUANT TO ARTICLE 8 OF THE TOWN LAW AND UPON THE RESPECTIVE DISTRICTS THEREOF FOR DISTRICT PURPOSES, PURSUANT TO THE SEVERAL PROVISIONS OF THE TOWN LAW," TO INCLUDE THE TOWN OF PALM TREE.

WHEREAS, the several town boards have certified to this Legislature the amount necessary to be raised for various town purposes and such town budgets have been introduced for the levy of all such taxes.

NOW, THEREFORE, it is hereby

RESOLVED, that the Amended Report of the Clerk of the Legislature of the Apportionment of said town budgets (which now includes the Town of Palm Tree) this day filed with the Legislature be received and approved, and that the Clerk be directed to place the several amounts shown thereon in the Summaries of Taxes to be levied and collected in the several towns and districts for the year 2019; and it is

FURTHER RESOLVED, that the several amounts so reported to be levied and collected in the several towns and districts thereof as shown upon said amended report, which is by reference made a part of this resolution, be and the same hereby are respectively levied upon all taxable property in the said several towns and districts liable therefor, and that, when collected, the same be paid to the Supervisors of the several towns upon which such taxes were levied and in which districts are located, provided that the taxes to be levied for the several other town health districts shall not be a charge upon nor levied upon property within any incorporated village within the said town under Section 306 of the Public Health Law.

DATED: JANUARY 31, 2019

Seconded by Mr. Ruskiewicz.
The vote resulted as follows:

Ayes: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Kulisek, Luján, Minuta, Ruskiewicz, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Vero, Brescia

Noes: O'Donnell

Absent: Hines, Sassi

Ayes 18;

Noes 1;

Absent 2;

ADOPTED.

The Summaries of Taxes to be levied in the several towns and cities in the County of Orange for the year 2019 were presented to the Legislature. On motion the same were received and ordered placed on file.

Sponsor: Benton

Co-Sponsors: Amo, Bonelli, Tautel

RESOLUTION NO. 9 OF 2019

RESOLUTION AMENDING RESOLUTION NO. 322 OF 2018, "RESOLUTION APPROVING THE SUMMARIES OF TAXES AND SPECIAL ASSESSMENTS TO BE LEVIED IN THE SEVERAL TOWNS, DISTRICTS AND CITIES, AND DIRECTING THE EXTENSION OF SAID TAXES ON THE ASSESSMENT ROLLS, PURSUANT TO SECTION 900 OF THE REAL PROPERTY TAX LAW, TO INCLUDE THE TOWN OF PALM TREE.

WHEREAS, the Clerk has prepared revised summaries of the taxes and special assessments to be levied by this Legislature upon the taxable property in each town (including the Town of Palm Tree) and city of the County for the year 2018, in accordance with the several resolutions of this Legislature levying such taxes and special assessments, in which summaries due provision is made for debits and credits according to the report of the Commissioner of Finance approved by this Legislature.

NOW, THEREFORE, it is hereby

RESOLVED, that said revised summaries be approved as the act of this Legislature and printed in the proceedings.

FURTHER RESOLVED, that the Real Property Tax Service Agency of Orange County be authorized and directed to extend the taxes and special assessments upon the 2019 assessment rolls of the Towns of Blooming Grove, Chester, Cornwall, Crawford, Deerpark, Goshen, Greenville, Hamptonburgh, Highlands, Minisink, Monroe, Montgomery, Mount Hope, Newburgh, New Windsor, Palm Tree, Tuxedo, Wallkill, Warwick, Wawayanda and Woodbury and the Cities of Middletown, Newburgh and Port Jervis in the same manner provided by Section 900 of the Real Property Tax Law by setting down opposite the sums set down as the valuation of real property the sum to be paid as a tax and special assessment thereon.

FURTHER RESOLVED, that warrants for collection of said taxes and special assessments be prepared by the Clerk in accordance therewith, to be annexed to the several tax rolls to be signed by the Chairman and Clerk of this Legislature, commanding the collector of each tax district to whom the same was directed to collect from the several persons named in said tax rolls and the sums mentioned in the last column thereof opposite their respective names are due on or before the date as provided in said resolutions which assessment rolls with the taxes so extended thereon shall be presented to this Legislature for its approval at a meeting thereof held on the 20th day of December, 2018, which warrant shall be dated the 28th day of December, 2018 and for the Town of Palm Tree such assessment rolls with taxes so extended shall be presented to the Legislature for its approval on the 29th day of January, 2019, which warrant shall be dated the 29th day of January, 2019, and which tax rolls shall be delivered to the collectors of the several tax districts of the County according to said warrant.

DATED: JANUARY 31, 2019

Seconded by Mr. Ruszkiewicz.
The vote resulted as follows:

Ayes: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Kulisek, Luján, Minuta, Ruszkiewicz, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Vero, Brescia

Noes: O'Donnell

Absent: Hines, Sassi

Ayes 18;

Noes 1;

Absent 2;

ADOPTED.

Sponsor: Benton

Co-Sponsors: Amo, Bonelli, Tautel

RESOLUTION NO. 10 OF 2019

RESOLUTION AMENDING RESOLUTION NO. 323 OF 2018, "APPROVING THE COMPLETED TAX ROLLS OF THE SEVERAL TOWNS AND CITIES AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS FOR THE COLLECTION OF THE TAXES EXTENDED THEREON, PURSUANT TO SECTION 904 OF THE REAL PROPERTY TAX LAW," TO INCLUDE THE TOWN OF PALM TREE.

WHEREAS, upon the tax rolls of the several towns (including the Town of Palm Tree) and cities of the County, the several taxes have been duly extended for the year 2019 as provided by law and

the several resolutions of this Legislature and the said completed tax rolls have been laid before this Legislature for its approval.

NOW, THEREFORE, it is hereby

RESOLVED, that the said tax rolls (including tax rolls for the Town of Palm Tree) be approved as so completed; that the taxes so extended upon the tax rolls for the year 2019 of the several amounts extended against each parcel of property be approved; and that the several amounts extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth thereon; and it is hereby

FURTHER RESOLVED, that there be annexed to each of the said rolls a tax warrant in the form prepared by the Clerk and laid before this Legislature for its approval as provided by Section 904 of the Real Property Tax Law in the amount heretofore authorized to be levied upon each of the said rolls; that such warrants be signed by the Chairman and the Clerk of this Legislature, under seal of this Legislature; and that the said rolls with said warrants annexed thereto be forthwith delivered to the respective collectors of the several tax districts of the County.

DATED: JANUARY 31, 2019

Seconded by Mr. Ruskiewicz.
The vote resulted as follows:

Ayes: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Kulisek, **Luján**, Minuta, Ruskiewicz, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Vero, Brescia

Noes: O'Donnell

Absent: Hines, Sassi

Ayes 18; Noes 1; Absent 2; **ADOPTED.**

On the motion of Mr. Anagnostakis, seconded by Mr. Kulisek, the meeting adjourned at 3:29 p.m.

ADJOURNED.

Jean M. Ramppen, Clerk