

# REGULAR SESSION, THURSDAY, MARCH 2, 2023

## REGULAR SESSION

March 2, 2023

The Legislature convened in Regular Session at 3:35 p.m. today.

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

On roll call, all members were present with the exception of Legislator Sierra, who was excused.

Chairwoman Bonelli and Legislator Hines joined Sheriff Paul Arteta, Undersheriff Wilfredo Garcia, Assistant Undersheriff Evelyn Mallard, Captain Larry Catletti, Captain James Potter, Sergeant Dominick Avery and Sergeant Rafael Marquez, as they received a Re-Accreditation presented by Orange County Sheriff's Office Peter Kehoe, Executive Director of the New York State Sheriffs' Association and Thomas Mitchell, Counsel.

Mr. Faggione moved to vote collectively on agenda item nos. 25 through 28 and 33 through 38, seconded by Mr. Ruskiewicz.

Chairwoman Bonelli asked if there are no objections, agenda item nos. 25 through 28 and 33 through 38 will be voted on collectively.

The following reports were presented to the Orange County Legislature:

### **REPORTS:**

Orange County Board of Ethics Annual Report 2022. Received and ordered placed on file.

Orange County District Attorney's Annual Report. Received and ordered placed on file.

Orange County Department of Finance, Unaudited Annual Financial Report for the Fiscal Year ended December 31, 2022. Received and ordered placed on file.

Chairwoman Bonelli request that Legislator Sutherland read the resolution.

Legislator Sutherland read the following resolution:

### **RULES, ENACTMENTS AND INTERGOVERNMENTAL RELATIONS COMMITTEE:**

**Sponsors:** Ruskiewicz, Amo, Faggione, Cheney, Hines, Stegenga, Paduch  
**Co-Sponsors:** Benton, Brescia, Ehlers, Luján, Minuta, Ramos, Sassi, Sutherland, Tautel, Tuohy, Bonelli

### **RESOLUTION NO. 49 OF 2023**

#### **RESOLUTION RECOGNIZING MARCH AS WOMEN'S HISTORY MONTH.**

**WHEREAS**, Women's History Month recognizes and spreads awareness of the importance of women in the history of our Nation, State, and County; and

**WHEREAS**, throughout the history of the United States, whether in their homes, in their workplaces, in schools, in the courts, or during wartime, women have fought for themselves, their families, and all people of the United States; and

**WHEREAS**, women have played a unique role throughout our Nation's history by providing the majority of the volunteer labor force; and

**WHEREAS**, even in the early days of the history of the United States, women were particularly important in the establishment of early charitable, philanthropic, and cultural institutions; and

**WHEREAS**, women of every race, class, and ethnic background led the efforts to secure suffrage and equal opportunities for women, and also served in the abolitionist movement, the emancipation movement, labor movements, civil rights movements, and other causes to create a more fair and just society for all; and

**WHEREAS**, women have been and continue to be leaders in the forefront of the law, business, science, government, math, art, literature, music, film, athletics, and other fields; and

**WHEREAS**, since the American Revolution, women have been vital to the mission of the Armed forces and have served our country courageously, with more than 200,000 women serving on active duty and 2,000,000 women veterans representing every branch of service; and

**WHEREAS**, more than 10,000,000 women own businesses in the United States; and

**WHEREAS**, President Jimmy Carter recognized March 2 through 8, 1980, as "National Women's History Week"; and

**WHEREAS**, in 1987, President Ronald Reagan issued a Presidential proclamation proclaiming March 1987 as "Women's History Month"; and

**WHEREAS**, despite these contributions, the role of American women in history has been consistently overlooked and undervalued, in the literature, teaching and study of American history; and

**WHEREAS**, much remains to be done to ensure that women realize their full potential as equal members of society; and

**NOW, THEREFORE,**

**BE IT HEREBY RESOLVED** that the Orange County Legislature recognizes March as Women's History Month for Orange County; and we commend these sentiments to every citizen of Orange County that all might reflect upon the contributions of women in the United States.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

Certificate of the Clerk relative to placing on desks of Legislators copy of Local Law Introductory No. 1 of 2023 was presented to the Legislature. On motion the same was received and ordered placed on file.

**Sponsors: Amo, Stegenga**

**Co-Sponsors: Faggione, Benton, Brescia, Cheney, Ehlers, Hines, Minuta, Ruskiewicz, Sassi, Sutherland, Tuohy, Bonelli, Tautel**

**A LOCAL LAW, BEING INTRODUCTORY NO. 1 OF 2023, ENTITLED "ORANGE COUNTY ETHICS AND DISCLOSURE LAW", AS MOST RECENTLY AMENDED BY LOCAL LAW NO. 1 OF 2021 FOR THE PURPOSES OF AMENDING LANGUAGE IN THE ANNUAL STATEMENT OF FINANCIAL DISCLOSURE FORM RELATIVE TO FINANCIAL BENEFITS FROM CURRENT/PRIOR EMPLOYERS."**

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ENACTED.  
(SEE LOCAL LAWS OF ORANGE COUNTY)

**Sponsors: Faggione, Amo**

**Co-Sponsors: Benton, Brescia, Cheney, Ehlers, Hines, Minuta, Ruskiewicz, Sassi, Stegenga, Sutherland, Tuohy, Bonelli**

**RESOLUTION NO. 50 OF 2023**

**RESOLUTION CONFIRMING THE REAPPOINTMENTS BY THE COUNTY EXECUTIVE TO THE ORANGE COUNTY BOARD OF ETHICS, PURSUANT TO LOCAL LAW NO. 9 OF 2018.**

**WHEREAS**, Honorable Steven M. Neuhaus, County Executive, has notified the County Legislature that he has made the following reappointments to the Orange County Board of Ethics.

**REAPPOINTMENT:**

**TERM EXPIRES:**

Gordon Dean  
Middletown, New York

December 31, 2024

Marcus Horrego, Sr.  
Campbell Hall, New York

December 31, 2024

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that said reappointments be and the same hereby are confirmed.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

Chairwoman Bonelli request that the Chairwoman of the Orange County Economic Development Gaming Committee read the resolution.

Legislator Stegenga read the following resolution:

**Sponsors:            Amo, Hines**  
**Co-Sponsors:    Faggione, Benton, Brescia, Cheney, Ehlers, Luján, Minuta,**  
**Ruszkiewicz, Sassi, Sutherland, Tautel, Tuohy, Bonelli**

**RESOLUTION NO. 51 OF 2023**

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE IN SUPPORT OF PART Z OF THE PROPOSED FY 2024 NEW YORK STATE EXECUTIVE BUDGET, REVENUE ARTICLE VII LEGISLATION, TERMINATING THE CATSKILL REGIONAL OFF-TRACK BETTING CORPORATION AND ALLOWING EXISTING COUNTY'S FOR WHOSE BENEFIT CATSKILL REGIONAL OFF-TRACK BETTING CORPORATION HAD BEEN ESTABLISHED TO ENTER INTO AN AGREEMENT WITH AN EXISTING OFF-TRACK BETTING CORPORATION FROM A DIFFERENT REGION.**

**WHEREAS**, Orange County is one of thirteen founding county members of the Catskill Off-Track Betting Corporation (hereinafter, "Catskill OTB") since its inception; and

**WHEREAS**, Orange County's taxpayers are supposed to be beneficiaries of Catskill Off-Track Betting Corporation's revenue, however, Catskill OTB has had a steady decline in revenue over the last decade and has failed to provide any meaningful revenue to this County; and

**WHEREAS**, an Inspector General's 2018 report, released in 2022, documents mismanagement by the Catskill OTB President and its Board; and

**WHEREAS**, during the pandemic, the Catskill OTB President and its Board effectively closed all OTB locations thereby failing to garner any revenue and continued to function only by accessing its capital reserve fund.

**WHEREAS**, the Orange County Legislature deems it appropriate at this time to support the FY 2024 State Budget Proposal to close Catskill OTB and terminate same pursuant to the proposed amendment of §502-a of the Racing, Pari-Mutuel Wagering and Breeding Law; and

**WHEREAS**, the Orange County Legislature also supports the proposed amendment to §521 of the Racing, Pari-Mutuel Wagering and Breeding Law, adding a new subdivision 9, to allow for a county for whose benefit Catskill OTB was established to enter into a new agreement with an existing off-track betting corporation from a different region to provide the services authorized under said Article within such county; and

**BE IT HEREBY FURTHER**

**RESOLVED**, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the Governor of the State of New York, Speaker of the New York State Assembly, the Majority Leader of the New York State Senate, the Chairman of the New York State Senate Committee on Racing and Wagering, the Chairman of the New York State Assembly on Racing and Wagering, the New York State Gaming Commission, to each member of the State Senate and Assembly whose districts include all or part of Orange County and the Catskill Off-Track Betting Corporation.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

Chairwoman Bonelli request that Legislator Tuohy read the resolution.

Legislator Tuohy read the following resolution:

**Sponsors:            Paduch, Faggione**

**Co-Sponsors:    Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta,  
                         Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy,  
                         Bonelli**

**RESOLUTION NO. 52 OF 2023**

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE CALLING ON THE STATE OF NEW YORK TO CONTINUE TO PASS-THRU FEDERAL AFFORDABLE CARE ACT ENHANCED FEDERAL MEDICAID ASSISTANCE PERCENTAGE FUNDS.**

**WHEREAS**, the SFY 2024 State Budget proposal would end the Affordable Care Act (ACA) enhanced Federal Medical Assistance Percentage (eFMAP) federal pass-thru to counties, including Orange County; and

**WHEREAS**, the State is proposing to keep all of these federal savings going forward and use them to cover further expansions of Medicaid eligibility and benefits and to increase payments to health care providers; and

**WHEREAS**, the elimination of this ACA eFMAP federal pass-thru will cost Orange County an estimated \$9.2 million, annually; and

**WHEREAS**, the SFY 2024 costs to Orange County is scheduled to grow by 30 percent by SFY 2027; and

**WHEREAS**, it is the Orange County Legislature's view that Congress intended these federal savings to be shared with counties proportional to the amount they contributed toward the nonfederal Medicaid match; and

**WHEREAS**, since 2003, the state has shared the funds proportionally during periods when an enhanced federal Medicaid match was enacted by Congress; and

**WHEREAS**, enacted in 2011, the Medicaid statutory cap for all 62 counties is \$7.6 billion. The Medicaid statutory cap for the 57 counties outside of New York City is \$2.25 billion; and

**WHEREAS**, starting in SFY 2014, New York began sharing these federal ACA savings directly with counties. The savings for a year were provided by lowering the weekly payments each county and NYC made to the state to support the State's Medicaid program. Through February 1, 2023, the state continues to share the federal savings from the ACA eFMAP with Orange County; and

**WHEREAS**, the Orange County Legislature strongly disagrees with the need to cut county funding so deeply when the Governor's budget proposes to fully fund its own reserves two years ahead of schedule by depositing \$5.4 billion into reserves before the end of SFY 2023, while also projecting a general fund surplus of \$35 billion by the end of SFY 2024.

**NOW, THEREFORE, BE IT RESOLVED**, that the Orange County Legislature calls on the State to continue to share these federal funds with Orange County, as has been the precedent for over 20 years; and

**BE IT HEREBY FURTHER**

**RESOLVED**, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the Governor of the State of New York, Speaker of the New York State Assembly, the Majority Leader of the New York State Senate, to each member of the State Senate and Assembly whose districts include all or part of Orange County, and all others deemed necessary and proper.

Seconded by Mr. Ruskiewicz.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;

Noes 0;

Excused 1;

Absent 0;

ADOPTED.

**Sponsors:** Faggione, Hines  
**Co-Sponsors:** Benton, Brescia, Cheney, Ehlers, Minuta, Ruszkiewicz,  
 Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

**RESOLUTION NO. 53 OF 2023**

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE, PURSUANT TO NEW YORK STATE ELECTION LAW SECTIONS 3-302 AND 3-420(1), APPROVING THE SALARY SCHEDULES FOR VARIOUS ELECTION WORKERS FOR THE ELECTION YEAR 2023.**

**WHEREAS**, the Commissioners of the Orange County Board of Elections are requesting this Legislature to approve the salary schedules for various election workers for the Election Year 2023, as listed on the attached Schedule "A".

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the Orange County Legislature hereby approves the salary schedules for various election workers for the Election Year 2023, which are listed on the attached Schedule "A."

**Schedule "A"**

**2023 Election Worker Salary Schedule**

Election Inspector	\$300.00 per day
Early Voting Election Inspector	\$17.50 per hour
Machine Inspector	\$300.00 per day
Early Voting Machine Inspector	\$17.50 per hour
Poll Site Chairman/Coordinator	\$325.00 per day
Early Voting Poll Site Chairman/Coordinator	\$17.50 per hour plus \$20
Machine Inspector Blue/Red bag transporter	\$325.00 per day
Poll Clerk for Nursing Homes	\$17.50 per hour
Poll Clerk for Court Orders	\$150.00 per half day
Poll Site Information Clerk	\$125.00 per half day
Interpreter/Affidavit Clerk	\$250.00 per day
Voting Systems Technician	\$360.00 per day
Early Voting – Voting Systems Technician	\$20.00 per hour

Training	\$25.00 per class
Trainer	\$40.00 per class
Training Class Assistant	\$25.00 per class
Pre/Post Election Audit Clerk	\$17.50 per hour
Green Bag Delivery	\$15.00 per event
Blue Bag pick up	\$65.00 per event
RTR Reader	\$65.00 per event
Early Voting Nightly Bag Transporter	\$40.00 per event
Poll Site setup/take down	\$20.00 per event up to 3 tables; \$10 for each additional table thereafter, in same poll site
Cure Team	\$17.50 per hour
Absentee Clerk	\$17.50 per hour
Pre Lat / Configure Voting Machines & Epoll books	\$17.50 per hour
Class Assistant	\$17.50 per hour
Delivery of e pollbooks	\$15.00 per hour
Pre and Post warehouse/packing	\$17.50 per hour
Office assistant	\$17.50 per hour

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

Sponsors: Faggione, Stegenga

Co-Sponsors: Luján, Tautel

RESOLUTION NO. 54 OF 2023

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF PLANNING, TO ACCEPT AND APPROPRIATE FUNDS FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE ORANGE COUNTY TRANSPORTATION COUNCIL UNIFIED PLANNING WORK PROGRAM, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, this Orange County Department of Planning hereby requests to accept and appropriate \$1,500,000.00 first instance Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) planning funds made available on a reimbursement basis through the New York State Department of Transportation (NYSDOT) 2023-2024 budget for the Orange County Transportation Council Unified Planning Work Program; and

WHEREAS, the Nominal shares are as follows: Federal 80%, State in-kind 15%, County 5% share. Given in-kind, non-cash State share, effective Federal reimbursement share is 95.0% and County share is 5%. No new County share appropriation is requested, as the County share is supported through in-kind staff/program support expenses within Planning Department operating budgets; and

WHEREAS, this Legislature does wish to accept and appropriate said funds for the Department of Planning as indicated above.

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Commissioner of Planning, be and hereby is authorized to accept and appropriate \$1,500,000.00 first instance FHWA and FTA planning funds made available on a reimbursement basis through the NYSDOT 2023-2024 budget for the Orange County Transportation Council Unified Planning Work Program as indicated above.

2. That the 2023 budget for the Department of Planning is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

3. That the County Executive be and hereby is authorized to execute all necessary documents and assurances necessary to carry out the purposes of this Resolution subject to the review thereof by the County Attorney for purposes of form and content.

Revenue:

1010 802004 440891 Planning Grants – Federal \$1,500,000.00

**Expense:**

1010 802004 571820 Consultant Services \$1,500,000.00

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

**JOINT-RULES, ENACTMENTS AND INTERGOVERNMENTAL RELATIONS AND WAYS AND MEANS COMMITTEES:**

**Sponsors: Faggione, Cheney, Benton, O'Donnell**  
**Co-Sponsors: Luján, Stegenga**

**RESOLUTION NO. 55 OF 2023**

**RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2023 ORANGE COUNTY BUDGET FOR THE ORANGE COUNTY DEPARTMENT OF PLANNING TO INCREASE THE BUDGET LINE FOR LAND PRESERVATION SERVICES, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Department of Planning is requesting funds in the amount of \$50,000.00 to increase the budget line for Land Preservation Services. The increase will allow the consultant to monitor the County's Conservation Easements; and

**WHEREAS**, this Legislature does wish to provide said funds for the Department of Planning as indicated above.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the 2023 Budget for the Department of Planning is hereby supplemented as indicated below to be used to increase the budget line for Land Preservation Services; and it is further

**RESOLVED**, that the Commissioner of Finance is hereby authorized to make such modifications forthwith.

**Revenue:**

1010 199001 410011 Taxation (\$50,000.00)  
1010 802002 410011 Taxation \$50,000.00

**Expenses:**

1010	199001	579880	Prof. for Contingency	(\$50,000.00)
1010	802002	571820	Consultant Serv (Non-Medical/Health)	\$50,000.00

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O’Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**PHYSICAL SERVICES COMMITTEE:**

**Sponsors:            Paduch, Benton**  
**Co-Sponsors: Faggione, Brescia, Cheney, Ehlers, Hines, Minuta, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tuohy, Bonelli**

**RESOLUTION NO. 56 OF 2023**

**RESOLUTION CONFIRMING THE REAPPOINTMENTS BY THE COUNTY EXECUTIVE TO THE ORANGE COUNTY WATER AUTHORITY BOARD OF DIRECTORS.**

**WHEREAS**, Honorable Steven M. Neuhaus, County Executive, has notified the County Legislature that he has made the following reappointments to the Orange County Water Authority Board of Directors.

**REAPPOINTMENT:**

**TERM EXPIRES:**

Peter V. Tuohy  
Monroe, New York

December 31, 2023

Dominic Cordisco  
Cornwall-on-Hudson, New York

December 31, 2024

Louis J. Ingrassia  
Middletown, New York

December 31, 2024

Wayne R. Vradenburgh  
Newburgh, New York

December 31, 2024

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that said reappointments be and the same hereby are confirmed.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

Sponsors:      Tautel, Benton

**RESOLUTION NO. 57 OF 2023**

**RESOLUTION ACKNOWLEDGING THE ELECTION OF AN INDIVIDUAL RECOMMENDED TO BE APPOINTED TO THE BEAVER DAM LAKE DISTRICT ADVISORY BOARD AND APPOINTING THE SAME AS A MEMBER THEREOF IN ACCORDANCE WITH BEAVER DAM LAKE DISTRICT ELECTION RESULTS, PURSUANT TO RESOLUTION 280 OF 1988.**

**WHEREAS**, on December 29, 1988, the County Legislature adopted Resolution No. 280 of 1988 creating an Advisory Board to assist the Administrative Head of the Beaver Dam Lake Protection and Rehabilitation District, pursuant to section 2.02(q) of the Orange County Charter.

**WHEREAS**, section 5 of Resolution No. 280 of 1988 requires a resolution of the Legislative to alter the membership of the Advisory Board.

**WHEREAS**, on May 10, 1991 the County Legislature adopted Resolution No. 94 of 1991 adopting rules and regulations for the Beaver Dam Lake [Special (sic)] Protection and Rehabilitation District and approving the By-Laws of the Beaver Dam Lake Protection and Rehabilitation District Advisory Board.

**WHEREAS**, section 7 of the By-Laws of the Advisory Board sets forth procedures for elections and requires the Legislature to appoint members to the Advisory Board.

**WHEREAS**, the Administrative Head of the Advisory Board (Commissioner of Department of Public Works) and the Advisory Board submit the attached and incorporate certificates of results for elections held on December 13, 2022 as **Schedule "A"**.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that based on the election results in Schedule "A", the Beaver Dam Lake Protection and Rehabilitation District Advisory Board membership shall be comprised of the following individual for the indicated term:

**SERVING A TERM COMMENCING JANUARY 1, 2023 AND ENDING DECEMBER 31, 2026**  
Jason Younes (Resident of New Windsor)

and, be it further

**RESOLVED**, that the appointment of the aforesaid member of the Beaver Dam Lake Protection and Rehabilitation District Advisory Board be and the same is hereby approved.

**Beaver Dam Lake Protection and Rehabilitation District  
557 Shore Drive, New Windsor, NY 12553**

**Certification of Votes Cast**

The following is a certification of the true and accurate count of the votes cast in the Election of the Beaver Dam Lake Protection and Rehabilitation District held on December 13, 2022 at the Beaver Dam Lake Community Building, 557 Shore Drive, New Windsor, NY 12553.

Total Voters Signed In: 15	Total Ballots In Ballot Box: 15	Total Void Ballots: 0	Total Ballots in Sealed Envelopes Pending Validation of Voter Registration: 0
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Votes For Candidates For Advisory Board	
Candidate	Votes Cast
Jason Younes	15

**Election Inspectors Performing Count and Certification**

Martha St. Purdy  
Martha Purdy

12-13-22  
Date

Thomas Broidy  
Thomas Broidy

12-13-22  
Date

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                   Noes 0;                   Excused 1;                   Absent 0;                   ADOPTED.

**Sponsors:     Tuohy, Tautel**

**RESOLUTION NO. 58 OF 2023**

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE GIVING NOTICE OF INTENT TO ASSUME LEAD AGENCY STATUS UNDER STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH RESPECT TO THE CONSTRUCTION OF PICKLE BALL COURTS AT THOMAS BULL MEMORIAL PARK IN THE TOWN OF HAMPTONBURGH, AND MAKING A PRELIMINARY DETERMINATION THAT THIS PROJECT BE CLASSIFIED AS AN UNLISTED ACTION.**

**WHEREAS**, Orange County is planning the construction of pickle ball courts at Thomas Bull Memorial Park in the Town of Hamptonburgh; and

**WHEREAS**, in compliance with the State Environmental Quality Review Act (SEQRA), the Legislature of Orange County intends to Assume Lead Agency status based on the review of Part I of the Environmental Assessment Form ("EAF"), and has made a preliminary determination that the above proposed action is an Unlisted action.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the Orange County Legislature declares its intention to assume Lead Agency status concerning the Construction of Pickle Ball Courts at Thomas Bull Memorial Park in the Town of Hamptonburgh; and
2. Makes a preliminary determination, pursuant to 6 NYCRR Section 617.6, that the proposed action is an Unlisted action.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                   Noes 0;                   Excused 1;                   Absent 0;                   ADOPTED.

**Sponsors:** Tautel, Ruskiewicz

**RESOLUTION NO. 59 OF 2023**

**RESOLUTION AUTHORIZING ALL NECESSARY TEMPORARY/PERMANENT EASEMENT ACQUISITIONS OF PARCELS OF REAL PROPERTY IN THE TOWN OF CORNWALL IN CONNECTION WITH THE MAIN STREET NO. 2 BRIDGE REPLACEMENT.**

**WHEREAS**, the Orange County Department of Public Works is seeking approval to authorize all necessary temporary/permanent easement acquisitions of parcels of real property, as such easements are identified and deemed necessary by the Department of Public Works, and as situated in the Town of Cornwall, County of Orange, State of New York, in connection with a bridge replacement project known as the Main Street No. 2 Bridge Replacement Project; and

**WHEREAS**, the purchase price is to be paid by the County for each temporary/permanent easement and shall be in an amount corresponding to the appraised value of each proposed temporary/permanent easement. The Department of Public Works shall order an appraisal for each temporary/permanent easement deemed necessary for this Project.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the Legislature hereby authorizes the County Executive to approve all necessary temporary/permanent easement acquisitions of parcels of real property in the Town of Cornwall in connection with the Main Street No. 2 Bridge Replacement Project; and it is further

**RESOLVED**, that the Orange County Department of Public Works shall prepare and submit the necessary documents to the County Attorney so as to complete the acquisitions set forth above.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

**Sponsors:** Tautel, Tuohy

**RESOLUTION NO. 60 OF 2023**

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO APPROVE A ROADWAY DEDICATION IN THE TOWN OF GOSHEN, THROUGH THE LANDS OF THE ESTATES AT ROLLING RIDGE, LLC.**

**WHEREAS**, a Roadway dedication parcel, along the northwesterly line of County Road 31 (Maple Avenue), through the lands of The Estates at Rolling Ridge, LLC (Tax Map parcel 12-1-

70.2114) in the Town of Goshen, and more particularly described on the attached **Schedule "A"**; and

**WHEREAS**, it is desirable that the County acquire ownership of the aforesaid Roadway dedication parcel. During the review process of this job, it was deemed necessary for drainage purposes to widen the County Right-of-Way along this portion of County Road 31; and

**WHEREAS**, the landowners have agreed to bear all costs and expenses relating to the surveying and title costs as may be reasonably required by the County and agree to obtain good and valid releases from all owners, mortgagees, lienors and others that may be required to consent to such dedication and subject to the approval of same by the County Attorney.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the Legislature hereby authorizes the County Executive to accept from The Estates at Rolling Ridge, LLC the Roadway dedication parcel, located in the Town of Goshen, and more particularly described on the attached **Schedule "A"**; and it is further

**RESOLVED**, that the Orange County Department of Public Works shall prepare and submit the necessary documents to the County Attorney so as to complete the conveyance set forth above.

### **SCHEDULE "A"**

#### **Description of LANDS OFFERED FOR DEDICATION TO THE COUNTY OF ORANGE**

All that plot, piece, or parcel of land situate, lying and being in the Town of Goshen, Orange County, New York, bounded and described as follows:

Beginning at a point in the centerline of County Highway No. 31, Maple Avenue, said point being in the most easterly corner of herein described parcel, and running; thence

1. Along the centerline of County Highway No. 31, Maple Avenue, S.  $61^{\circ}-22'-11''$  W. 55.34' to a point; thence
2. Continuing along the centerline of County Highway No. 31, Maple Avenue, S.  $56^{\circ}-51'-10''$  W. 190.50' to a point; thence
3. Through County Highway No. 31, Maple Avenue, N.  $36^{\circ}-32'-32''$  W. 55.10' to a point in Lot 13; thence
4. Along Lot 13, N.  $56^{\circ}-51'-10''$  E. 195.93' to a point; thence

5. Continuing along Lot 13, N. 61°-22'-11" E. 48.65' to a point in lands now or formerly Feliciano, Liber 13904 Page 220; thence
6. Along lands now or formerly Feliciano and through County Highway No. 31, Maple Avenue, S. 37°-46'-47" E. 55.71' to the BEGINNING POINT.

CONTAINING: 13,486 Square feet or 0.3096 Acres

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

Sponsors:        **Benton, Paduch**

### RESOLUTION NO. 61 OF 2023

#### RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO APPROVE A ROADWAY DEDICATION IN THE TOWN OF GOSHEN, THROUGH THE LANDS OF CHESTERDALE PROPERTIES, LLC.

**WHEREAS**, a Roadway dedication parcel, along the southeasterly line of County Road 31 (Maple Avenue), through the lands of Chesterdale Properties, LLC (Tax Map parcel 17-1-4.1) in the Town of Goshen, and more particularly described on the attached **Schedule "A"**; and

**WHEREAS**, it is desirable that the County acquire ownership of the aforesaid Roadway dedication parcel. During the review process of this job, it was deemed necessary to widen and better define the County Right-of-Way along this portion of County Road 31. Our County Road maps dated 1939 only show an old fence line assumed to be the right-of-way; and

**WHEREAS**, the landowners have agreed to bear all costs and expenses relating to the surveying and title costs as may be reasonably required by the County and agree to obtain good and valid releases from all owners, mortgagees, lienors and others that may be required to consent to such dedication and subject to the approval of same by the County Attorney.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the Legislature hereby authorizes the County Executive to accept from Chesterdale Properties, LLC the Roadway dedication parcel, located in the Town of Goshen, and more particularly described on the attached **Schedule "A"**; and it is further

**RESOLVED**, that the Orange County Department of Public Works shall prepare and submit the necessary documents to the County Attorney so as to complete the conveyance set forth above.

## SCHEDULE "A"

LEGAL DESCRIPTION  
FOR  
OFFER OF DEDICATION TO THE COUNTY OF ORANGE  
PERSOONS SUBDIVISION  
P&P No. 29115.01

ALL that parcel of land, lying, situate and being in the Town of Goshen, County of Orange, State of New York, and being more accurately described as follows:

BEGINNING at a point on the proposed southeasterly side line of Maple Avenue (a.k.a. County Road No. 31), said point being a point in common with lands now or formerly of Clarence C. Myerriecks, Tax Map Section 17, Block 1, Lot 3, said point also being a point in common with Lot No. 5 as shown on a map entitled "Persoons Subdivision", as prepared by Pietrzak & Pfau Engineering & Surveying, PLLC; and running thence N29°20'00"W 19.58 feet to a point in or along Maple Avenue (a.k.a. County Road No. 31); thence continuing in or along Maple Avenue N52°29'02"E 318.94 feet; thence N43°32'31"E 505.95 feet; thence S43°50'45"E 21.38 feet to a point in common with the proposed southeasterly side line of Maple Avenue (a.k.a. County Road No. 31), said point also being a point in common with Lot 1 as shown on the above mentioned map; thence along said proposed side line on a curve to the right with a radius of 1,840.00 feet and an arc length of 180.94 feet to a point of tangency; thence S44°41'00"W 383.07 feet to a point of curvature, said point being a point in common with Lot 3 as shown on the above mentioned map; thence on a curve to the right with a radius of 765.00 feet and an arc length of 214.63 feet to a point of tangency, said point being a point in common with Lot 4 as shown on the above mentioned map; thence S60°45'30"W 53.21 feet to the point or place of beginning.

Containing 0.5± acres of land.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**Sponsors:        Brescia, Benton**

**RESOLUTION NO. 62 OF 2023**

**RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT, NAMELY THE SHINHOLLOW BROOK CULVERT REPLACEMENT, OF WHICH QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGE NY FUNDS, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, a project for the Unnamed Tributary to Shinhollow Brook Culvert Replacement, Town of Deerpark, Orange County, P.I.N. 8762.73 (the "Project") is eligible for reimbursement of qualified costs from Bridge NY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ration of 100% Bridge NY funds and 0% non-Bridge NY funds; and

**WHEREAS**, Orange County will design, let, and administer all phases of the Project; and

**WHEREAS**, Orange County desires to advance the Project by making a commitment of 100% of the costs of preliminary design, detailed design, right-of-way incidentals, right-of-way acquisition, construction, and construction inspection work for the Project or portions thereof.

**NOW, THEREFORE**, the Orange County Legislature, duly convened does hereby

**RESOLVE**, that the Orange County Legislature hereby approves the Project; and it is hereby further

**RESOLVED**, that the Orange County Legislature hereby authorizes Orange County to pay 100% of the cost of preliminary design, detailed design, right-of-way incidentals, right-of-way acquisition, construction, and construction inspection work for the Project or portions thereof, with the understanding that qualified costs will be reimbursed from Bridge NY funding; and it is further

**RESOLVED**, that the sum of \$1,000,000.00 is hereby appropriated as shown below, and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that the Orange County Legislature hereby agrees that Orange County shall be responsible for all costs of the Project, including costs that exceed the amount of reimbursement available from the Bridge NY funding awarded to the County of Orange; and it is further

**RESOLVED**, that in the event the costs of the Project exceed the amount appropriated above, the Orange County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Commissioner of Public Works thereof; and it is further

**RESOLVED**, that Orange County hereby commits that construction of the Project shall begin no later than twenty-four (24) months after award, and the construction phase of the Project shall be completed within thirty (30) months; and it is further

**RESOLVED**, that the Orange County Executive be and is hereby authorized to execute all necessary agreements, certifications, or reimbursement requests with NYSDOT for State Aid and/or Bridge NY funding on behalf of Orange County in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs; and it is further

**RESOLVED**, that Orange County will be responsible for all maintenance of the Project; and it is further

**RESOLVED**, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

**RESOLVED**, that this Resolution shall take effect immediately.

**Revenue:**

1100 519701 435911 State Share \$1,000,000.00

**Expense:**

1100 519701 577010 Capital Budget \$1,000,000.00

Seconded by Mr. Ruszkiewicz.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

**Sponsors:** Tuohy, Paduch

**RESOLUTION NO. 63 OF 2023**

**RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT, NAMELY THE LAKES ROAD CULVERT REPLACEMENT, OF WHICH QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGE NY FUNDS, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, a project for the Lakes Road (CR5) over unnamed tributary to Seeley Brook, town of Monroe, Orange County, P.I.N. 8762.75 (the "Project") is eligible for reimbursement of qualified costs from Bridge NY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ration of 100% Bridge NY funds and 0% non-Bridge NY funds; and

**WHEREAS**, Orange County will design, let, and administer all phases of the Project; and

**WHEREAS**, Orange County desires to advance the Project by making a commitment of 100% of the costs of preliminary design, detailed design, right-of-way incidentals, right-of-way acquisition, construction, and construction inspection work for the Project or portions thereof.

**NOW, THEREFORE**, the Orange County Legislature, duly convened does hereby

**RESOLVE**, that the Orange County Legislature hereby approves the Project; and it is hereby further

**RESOLVED**, that the Orange County Legislature hereby authorizes Orange County to pay 100% of the cost of preliminary design, detailed design, right-of-way incidentals, right-of-way acquisition, construction, and construction inspection work for the Project or portions thereof, with the understanding that qualified costs will be reimbursed from Bridge NY funding; and it is further

**RESOLVED**, that the sum of \$1,000,000.00 is hereby appropriated as shown below, and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that the Orange County Legislature hereby agrees that Orange County shall be responsible for all costs of the Project, including costs that exceed the amount of reimbursement available from the Bridge NY funding awarded to the County of Orange; and it is further

**RESOLVED**, that in the event the costs of the Project exceed the amount appropriated above, the Orange County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Commissioner of Public Works thereof; and it is further

**RESOLVED**, that Orange County hereby commits that construction of the Project shall begin no later than twenty-four (24) months after award, and the construction phase of the Project shall be completed within thirty (30) months; and it is further

**RESOLVED**, that the Orange County Executive be and is hereby authorized to execute all necessary agreements, certifications, or reimbursement requests with NYSDOT for State Aid and/or Bridge NY funding on behalf of Orange County in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs; and it is further

**RESOLVED**, that Orange County will be responsible for all maintenance of the Project; and it is further

**RESOLVED**, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

**RESOLVED**, that this Resolution shall take effect immediately.

**Revenue:**

1100	519701	435911	State Share	\$1,000,000.00
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**Expense:**

1100	519701	577010	Capital Budget	\$1,000,000.00
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Seconded by Mr. Ruskiewicz.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

Sponsors: **Brescia, Benton**

Co-Sponsor: **Luján**

**RESOLUTION NO. 64 OF 2023**

**RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2023 ORANGE COUNTY BUDGET FOR THE ORANGE COUNTY DEPARTMENT OF PUBLIC WORKS FOR THE UNIFIED PLANNING WORK PROGRAM, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Department of Public Works is requesting a supplemental appropriation to the Maintenance of Roads and Bridges Operating Budget in the amount of \$75,000.00 for the New York State Department of Transportation (NYSDOT) Unified Planning Work Program (UPWP) for 2022-2023. The program is 95% Federal and 5% Local match; and

**WHEREAS**, funds will be used to purchase Traffic Counters for the Traffic Volume UPWP task. The Local match of 5% (\$3,750.00) will be from the 2023 Operating Budget.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the 2023 Budget for the Orange County Department of Public Works is hereby supplemented as stated above and as indicated below, to be used for the NYSDOT Unified Planning Work Program for 2022-2023; and it is further

**RESOLVED**, that the Commissioner of Finance is hereby authorized to make such modifications forthwith.

**Revenue:**

1700	511001	440891	Federal Funding	\$71,250.00
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**Expense:**

1700	511001	585012	Inventoried Specialty Equip.	\$71,250.00
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Seconded by Mr. Ruskiewicz.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;

Noes 0;

Excused 1;

Absent 0;

ADOPTED.

Sponsors: Tuohy, Tautel  
Co-Sponsor: Stegenga

**RESOLUTION NO. 65 OF 2023**

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE ASSUMING LEAD AGENCY STATUS UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH RESPECT TO THE PURCHASE OF A SECTION OF THE FORMER ERIE RAILROAD LINE FROM OPEN SPACE INSTITUTE, CLASSIFYING THE ACTION AS A TYPE I ACTION AND DETERMINING THAT THE ACTION WILL NOT HAVE ANY SIGNIFICANT ADVERSE ENVIRONMENTAL IMPACTS.**

**WHEREAS**, Orange County intends to purchase an unused 10-mile, 101-acre section of the former Erie Railroad right-of-way in Orange County, which starts in the Town of Cornwall at the Moodna trestle, then heading south traverses the Town of Blooming Grove, Village of Washingtonville, and ends at Orange County's Camp LaGuardia, in the Town/Village of Chester; and

**WHEREAS**, the property consists of tax parcels: Cornwall SBL: 1-1-64.1, 64.2 & 166.2 and 29-1-12; Blooming Grove SBL: 5-4-5.2 & 8, 6-1-16, 9-1-17, 14-1-32, 18-1-4, 38-1-23, 43-1-18 & 52-1-1; Washingtonville SBL: 113-3-11.22, 114-1-14, 117-1-1 & 120-1-14; and Town of Chester SBL: 3-1-3.1; and

**WHEREAS**, in compliance with the State Environmental Quality Review Act (SEQRA), and the regulations promulgated thereto, an Environmental Assessment Form ("EAF"), has been completed and in accordance with the findings of Part 1, 2 and 3 of the EAF, it is determined that the project will not result in any significant adverse environmental impacts.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the Orange County Legislature declares itself Lead Agency concerning the property acquisition; and
2. Makes a determination, pursuant to 6 NYCRR Section 617.6 that the proposed action is a Type I Action; and
3. Determines in accordance with the Findings of Parts 1, 2 and 3 of the EAF that the project will have no significant adverse environmental impacts; and
4. All documents will be filed and published in accordance with 6 NYCRR 617.12.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

**JOINT-PHYSICAL SERVICES AND WAYS AND MEANS COMMITTEES:**

**Sponsors:** Tuohy, Tautel, Benton, Paduch, Cheney  
**Co-Sponsors:** Faggione, Brescia, Ehlers, Hines, **Luján**, Minuta, Ruskiewicz,  
 Sassi, Stegenga, Sutherland, Bonelli

**RESOLUTION NO. 66 OF 2023**

**BOND RESOLUTION DATED MARCH 2, 2023**

**BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE CREATION OF A CAPITAL PROJECT TO ENABLE THE ESTABLISHMENT OF THE SCHUNNEMUNK RAIL TRAIL, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$28,270,748; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING \$22,616,598 EXPECTED TO BE RECEIVED FROM THE UNITED STATES OF AMERICA AND \$2,827,075 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK; AND AUTHORIZING THE ISSUANCE OF \$2,827,075 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION.**

**RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ORANGE, NEW YORK** (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), **AS FOLLOWS:**

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to continue capital project 506 for the Department of Planning for the creation of the Schunnemunk Rail Trail which would provide, among other things, bicycle and pedestrian connections to the Salisbury Mills train station, Chester park and ride, and Dial-a-Bus service in the Village/Town of Chester: the foregoing to include: (a) the acquisition of an unused 10-mile, 101-acre section of the former Erie Railroad right-of-way in Orange County, which starts in the Town of Cornwall at the Moodna trestle, then heading south traverses the Town of Blooming Grove, Village of Washingtonville, and ends at Orange County's Camp LaGuardia, in the Town/Village of Chester, post-acquisition studies and design work to develop the rail trail to identify the particular profile and scope of the trail alignment and permitted uses, and engineering and design and (b) right-of-way acquisitions, right-of-way incidentals, additional engineering and design, construction, construction review, public art and maintenance, all as more particularly described in the County's 2023 Capital Plan, as amended. The estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$28,270,748, and said amount is hereby appropriated therefor, including \$22,616,598 expected to be received from the United States of America and \$2,827,075 expected to be received from the State of New York (collectively, the "Grant Funds"). The plan of financing includes the expenditure of said Grant Funds and the issuance of \$2,827,075 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$2,827,075 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance the purposes set forth in Section 1(a) hereof.

Section 3. The periods of probable usefulness of the purposes set forth in Section 1(a) hereof for which said \$2,827,075 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 21(a) of the Law, is thirty (30) years, and within the limitations of Section 11.00 a. 62(2<sup>nd</sup>) of the Law, is five (5) years; however, the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds, shall mature no later than five (5) years after the date of original issuance of said bonds or notes pursuant to Section 11.00 a. 89 of the Law.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the objects or purposes described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Orange, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Legislature hereby authorizes the application of, acceptance of, and appropriation of the Grant Funds for the purposes described herein and the County Executive be and hereby is authorized to accept said grants and to execute any and all other papers and agreements required in connection with such grants, subject to the review thereof by the County Attorney for purposes of form and content.

Section 9. The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in the Warwick Valley Dispatch, published in Warwick, New York; the Goshen Independent, published in Goshen, New York, News of the Highlands, Inc., published in Cornwall, New York; Times Community Newspapers, published in Newburgh, New York; and Hudson Valley Press, published in Newburgh, New York, the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 10. With the exception of Section 8 thereof, Resolution No. 124 of 2021 adopted by the County Legislature on June 3, 2021, is hereby rescinded.

Section 11. This Resolution shall take effect immediately.

SCHEDULE A  
LEGISLATIVE REQUEST -- 2023 FTA Grant

REQUESTED BY  
PLANNING DEPT.

ITEMS #	FUNDING	FUND	ORG.	ACCOUNT	DESCRIPTION	AMOUNT
1	REVENUE	1100	519701	445971	CAPITAL TRANSPORTATION - FEDERAL	22,616,598.00
1	REVENUE	1100	519701	435971	CAPITAL TRANSPORTATION - STATE	2,827,075.00
1	REVENUE	1100	519701	457101	CAPITAL TRANSPORTATION - COUNTY	2,827,075.00
1	EXPENSE	1100	519701	577010	CAPITAL BUDGET	28,270,748.00

ITEM 1) FUNDS NEED TO BE ADDED TO EXISTING PROJECT CP506F- \$22,616,598, CP506S- \$2,827,075 and CP506C \$2,827,075

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

Sponsors: Paduch, Benton, Anagnostakis, O'Donnell  
Co-Sponsor: Luján

RESOLUTION NO. 67 OF 2023

RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2023 ORANGE COUNTY BUDGET FOR THE ORANGE COUNTY DEPARTMENT OF PARKS AND RECREATION FOR VARIOUS CAPITAL IMPROVEMENTS, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

**WHEREAS**, this Legislature does wish to provide funds to the Orange County Department of Parks and Recreation in the amount of \$350,000.00 to be used for various capital improvements. Upon approval, a new capital project will be created.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the 2023 Budget for the Orange County Department of Parks and Recreation is hereby supplemented as stated above and as indicated below, to be used for various capital improvements; and it is further

**RESOLVED**, that the Commissioner of Finance is hereby authorized to make such modifications forthwith.

**Revenue:**

1100	719701	450311	Interfund Transfer In	\$350,000.00
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**Expense:**

1100	719701	577010	Capital Budget	\$350,000.00
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Seconded by Mr. Ruskiewicz.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      **ADOPTED.**

**Sponsors:              Paduch, Cheney, Tautel, Ruskiewicz**

**RESOLUTION NO. 68 OF 2023**

**RESOLUTION INCREASING AND CONFIRMING CERTAIN RATES CHARGED AT ORANGE COUNTY-OWNED SOLID WASTE DISPOSAL FACILITIES AND AMENDING ALL PAST RESOLUTIONS SETTING PREVIOUS RATES.**

**WHEREAS**, the Orange County Legislature did adopt, by Resolution No. 182 of 1974, the Orange County Solid Waste Management Rules and Regulations (hereinafter "Regulations") which, among other things, established rates and fees for the disposal of solid waste at Orange County solid waste disposal facilities; and

**WHEREAS**, the aforesaid Regulations have been amended from time to time to modify said rates and fees, including but not limited to, by Resolution No. 70 of 1982, Resolution No. 270 of 1984, Resolution No. 233 of 1985, Resolution No. 261 of 1986, Resolution No. 216 of 1987,

Resolution No. 354 of 1989, Resolution No. 355 of 1989, Resolution No. 325 of 1990, Resolution No. 342 of 1994, Resolution No. 234 of 2002, Resolution No. 351 of 2007, Resolution No. 238 of 2020, and Resolution No. 270 of 2021; and

**WHEREAS**, the Commissioner of the Department of Public Works and Deputy Commissioner of Environmental Facilities and Services have reviewed current charges at the County-Owned solid waste disposal facilities and competing facilities in the region and recommend the increases in the Single Stream Recycling (SSR) Tipping Fee to \$120.00 per ton, and the Municipal Solid Waste (MSW) Tipping Fee to \$128.25 per ton. It is also recommended to implement a \$100.00 per load fee to be assessed to a vendor who brings a SSR load that is contaminated with 10% or more MSW.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the Orange County Solid Waste and Management Rules and Regulations are hereby amended as detailed above to increase the SSR Tipping Fee to \$120.00 per ton and the MSW Tipping Fee to \$128.25 per ton, with a \$100.00 per load fee to be assessed to a vendor who brings a SSR load that is contaminated with 10% or more MSW; and it is further

**RESOLVED**, that these amendments shall take effect on April 1, 2023.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Abstained: Benton

Ayes 19; Noes 0; Excused 1; Abstention 1; Absent 0; ADOPTED.

**Sponsors:** Brescia, Benton, Anagnostakis  
**Co-Sponsors:** Faggione, Cheney, Ehlers, Hines, Minuta, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

### RESOLUTION NO. 69 OF 2023

#### BOND RESOLUTION DATED MARCH 2, 2023

**BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE RENOVATION TO THE K-9 FACILITY AT THE SHERIFF'S OFFICE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$40,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$40,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.**

**RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ORANGE, NEW YORK** (by the affirmative vote of not less than two-thirds of the voting strength of said Legislature), **AS FOLLOWS:**

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to establish a new capital project for renovation of the K-9 facility at the Sheriff's Office (flooring), all as more particularly described in the County's 2023 Capital Plan, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$40,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$40,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$40,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the specific object or purpose for which said \$40,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 12(a)(2) of the Law, is fifteen (15) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the specific object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the maximum amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Orange, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of ~~§30.00~~ relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of ~~§§50.00~~, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in the Warwick Valley Dispatch, published in Warwick, New York; the Goshen Independent, published in Goshen, New York, News of the Highlands, Inc., published in Cornwall, New York; Times Community Newspapers, published in Newburgh, New York; and Hudson Valley Press, published in Newburgh, New York, the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

SCHEDULE A  
Legislative Request 2023

FundOrg	Account	Description	Amount
REVENUE:			
1100319701	457101	Serial Bond	40,000
EXPENDITURE:			
1100319701	577010	Capital Expense	40,000

Seconded by Mr. Ruszkiewicz.

Chairwoman Bonelli thanked the Sheriff’s Office, Sheriff Arteta and his team for taking a careful review of this. When it was originally presented, it was a little different but what is presented here is more than reasonable.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O’Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; **ADOPTED.**

**JOINT-PUBLIC SAFETY AND EMERGENCY SERVICES AND WAYS AND MEANS COMMITTEES:**

**Sponsors:** Sassi, Sutherland, Benton, O'Donnell, Cheney

**Co-Sponsors:** Faggione, Brescia, Ehlers, Hines, Luján, Minuta, Ruskiewicz, Sassi, Stegenga, Tautel, Tuohy, Bonelli

**RESOLUTION NO. 70 OF 2023****AMENDING BOND RESOLUTION DATED MARCH 2, 2023**

**BOND RESOLUTION AMENDING THE BOND RESOLUTION ADOPTED MARCH 3, 2022, IN RELATION TO THE ACQUISITION OF AXON LASER AND BODY CAMS FOR THE SHERIFF'S OFFICE, AT THE ESTIMATED COST OF \$1,594,147.**

## Recitals

**WHEREAS**, the County Legislature of the County of Orange, New York, has heretofore duly authorized capital project No. 324, consisting of the acquisition of Axon laser and body cameras (the "Project"), and has authorized the such Project at the estimated maximum cost of \$725,000, which amount was appropriated therefore pursuant to Resolution No. 48 of 2022, duly adopted on March 3, 2022; and

**WHEREAS**, it has been determined that the cost of the Project be increased by \$869,147, and it is necessary to increase the appropriation for such project for estimated costs of the Project; Now, therefore, be it

**RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ORANGE, NEW YORK** (by the favorable vote of not less than two-thirds of all members of said Legislature) **AS FOLLOWS:**

Section (A). The bond resolution of said County duly adopted by the County Legislature on March 3, 2022, entitled:

"BOND RESOLUTION DATED MARCH 3, 2022

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF AXON LASER AND BODY CAMS FOR THE SHERIFF'S OFFICE, STATING THE ESTIMATED TOTAL COST THEREOF IS \$725,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$725,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION"

is hereby amended to read as follows:

**BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF AXON LASER AND BODY CAMS FOR THE SHERIFF'S OFFICE, STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,594,147; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$1,594,147 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.**

**RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ORANGE, NEW YORK** (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), **AS FOLLOWS:**

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to continue capital project no. 324 for the Sheriff's Office for the acquisition of Axon laser and body cams, all as more particularly described in the County's 2023 Capital Plan, as amended. The estimated total cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,594,147, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,594,147 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$1,594,147 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the class of objects or purposes for which said \$1,594,147 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the objects or purposes described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Orange, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or

declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in the Goshen Independent, published in Goshen, New York; the Warwick Valley Dispatch, published in Warwick, New York; News of the Highlands, Inc., published in Cornwall, New York; Times Community Newspapers, published in Newburgh, New York; and Hudson Valley Press, published in Newburgh, New York, the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 9. This Resolution shall take effect immediately.

Section (B). The amendment of the bond resolution set forth in Section A of this resolution shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond resolution, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as so amended.

Section (C). The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in the Goshen Independent, published in Goshen, New York; the Warwick Valley Dispatch, published in Warwick, New York; News of the Highlands, Inc., published in Cornwall, New York; Times Community Newspapers, published in Newburgh, New York; and Hudson Valley Press, published in Newburgh, New York, the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section (D). This resolution shall take effect immediately.

SCHEDULE A  
Legislative Request 2023

Fund	Org	Account	Description	Amount
Revenue:				
1100	319701	457101	Serial Bond	869,147
Expenditure:				
1100	319701	577010	Capital Expense	869,147

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**Sponsors:            Hines, Sutherland, Stegenga, Benton, Paduch, Faggione**  
**Co-Sponsors:        Brescia, Cheney, Ehlers, Luján, Minuta, Ruszkiewicz, Sassi,**  
**Tautel, Tuohy, Bonelli**

**RESOLUTION NO. 71 OF 2023**

**BOND RESOLUTION DATED MARCH 2, 2023**

**BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF FIRE RESCUE VEHICLES AND RELATED APPARATUS, STATING THE ESTIMATED TOTAL COST THEREOF IS \$230,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$230,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.**

**RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ORANGE, NEW YORK** (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), **AS FOLLOWS:**

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to establish a new capital project for the Department of Emergency Services consisting of the acquisition of a replacement fire investigation response truck, at the estimated cost of \$110,000; two water rescue boats, at the estimated cost of \$35,000 each; and related apparatus for the foregoing, at the estimated cost of \$50,000, all as more particularly described in the County's 2023 Capital Plan, as amended. The estimated total cost of said class of objects or purposes, including preliminary

costs and costs incidental thereto and to the financing thereof, is \$230,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$230,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$230,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the class of objects or purposes for which said \$230,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 90 of the Law, is ten (10) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the objects or purposes described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by **§52.00** of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Orange, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of **§30.00** relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of **§§50.00**, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in the Goshen Independent, published in Goshen, New York; the Warwick Valley Dispatch, published in Warwick, New York; News of the Highlands, Inc., published in Cornwall, New York; Times Community Newspapers, published in Newburgh, New York; and Hudson Valley Press, published in Newburgh, New York, the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 9. This Resolution shall take effect immediately.

Schedule A  
Legislative Request

Revenue:

<u>OC Fund</u>	<u>OC org</u>	<u>OC Account</u>	<u>Description</u>	<u>Amount</u>
1100	399701	457101	Serial Bonds	\$ 230,000

Expenditures:

<u>OC Fund</u>	<u>OC org</u>	<u>OC Account</u>	<u>Description</u>	<u>Amount</u>
1100	399701	577010	Capital Expense	\$ 230,000

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**PUBLIC SAFETY AND EMERGENCY SERVICES COMMITTEE:****Sponsors: Sassi, Stegenga****Co-Sponsors: Luján, Tautel****RESOLUTION NO. 72 OF 2023**

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF EMERGENCY SERVICES/FIRE SERVICES, TO ACCEPT AND APPROPRIATE FUNDS FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES UNDER THE FY2021-22 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT PROGRAM, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Department of Emergency Services/Fire Services is seeking to accept and appropriate funds in the amount of \$15,789.00 under the FY2021-22 Hazardous Materials Emergency Preparedness (HMEP) Grant Program. Funding for this grant is provided by the United States Department of Transportation, Pipeline and Hazardous Material Safety Administration, and is administered by the New York State Division of Homeland Security and Emergency Services (DHSES); and

**WHEREAS**, said funds will finance County Hazardous Materials specialized training courses and education on Hazmat Response for the Orange County Hazmat team and first responders, as well as regional partners. Equipment will be utilized for set up and presentation of Hazardous Materials education classes. The performance period for this grant is from September 1, 2022 through September 29, 2023; and

**WHEREAS**, this Legislature does wish to accept and appropriate said grant for the Department of Emergency Services/Fire Services as indicated above.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the County Executive, in conjunction with the Commissioner of Emergency Services, be and hereby is authorized to accept and appropriate the FY2021-22 HMEP grant from DHSES in the amount of \$15,789.00 as indicated above.

2. That the 2023 budget for the Department of Emergency Services/Fire Services is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

3. That the County Executive be and hereby is authorized to execute all necessary documents and assurances necessary to carry out the purposes of this resolution subject to the review thereof by the County Attorney for purposes of form and content.

**Revenue:**

1010	364010	440891	General Govt. Aid	\$15,789.00
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**Expenses:**

1010	364010	571820	Consultant	\$13,600.00
1010	364010	585012	Inv Specialty Eq	<u>\$ 2,189.00</u>
				\$15,789.00

Seconded by Mr. Ruszkiewicz.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**Sponsors:        Sassi, Stegenga**

**Co-Sponsors: Luján, Tautel**

### RESOLUTION NO. 73 OF 2023

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF EMERGENCY SERVICES/EMERGENCY MANAGEMENT, TO ACCEPT AND APPROPRIATE FUNDS FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY'S FEDERAL EMERGENCY MANAGEMENT AGENCY UNDER THE HAZARD MITIGATION GRANT PROGRAM, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Department of Emergency Services/Emergency Management is seeking to accept and appropriate funds from the United States Department of Homeland Security's Federal Emergency Management Agency (FEMA) in the amount of \$190,000.00 for Project 4567-0018 under the Hazard Mitigation Grant Program (HMGP); and

**WHEREAS**, the performance period for this grant is from November 10, 2022 through September 10, 2024. Said funds will be used for mitigation planning, drafting of the County Multi-Jurisdictional Hazard Mitigation Plan, and submission of such plan to the FEMA Regional Administrator for approval. A required local match of \$20,000.00 will be contingency funds; and

**WHEREAS**, this Legislature does wish to accept and appropriate said grant for the Department of Emergency Services/Emergency as indicated above.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the County Executive, in conjunction with the Commissioner of Emergency Services, be and hereby is authorized to accept and appropriate the HMGP grant from FEMA in the amount of \$190,000.00 as indicated above.

2. That the 2023 budget for the Department of Emergency Services/Emergency Management is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

3. That the County Executive be and hereby is authorized to execute all necessary documents and assurances necessary to carry out the purposes of this resolution subject to the review thereof by the County Attorney for purposes of form and content.

**Revenue:**

1010	199001	410011	Real Property Tax	(\$ 20,000.00)
1010	364001	410011	Real Property Tax	\$ 20,000.00
1010	364001	440891	Gen Gov't Aid	<u>\$190,000.00</u>
				\$190,000.00

**Expenses:**

1010	199001	579880	Prov. For Cont.	(\$ 20,000.00)
1010	364001	571820	Consultant	\$200,000.00
1010	364001	571500	Employee Chargeback	<u>\$ 10,000.00</u>
				\$190,000.00

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**Sponsors:        Sutherland, Stegenga**  
**Co-Sponsors:    Luján, Tautel**

**RESOLUTION NO. 74 OF 2023**

**RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE ORANGE COUNTY DEPARTMENT OF EMERGENCY SERVICES/POLICE SERVICES TO RESTORE ALIVE @25 UNEXPENDED REVENUES, PURSUANT TO SECTION 4.10 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Department of Emergency Services/Police Services requests to restore \$13,186.75 of Alive @25 unexpended revenues that were rolled into the General Fund at the end of 2022. The revenues are generated from a court mandated program for first offender teenagers who receive traffic violations. This program is administered by the National Safety Council who receives a portion of the fees collected; and

**WHEREAS**, the revenues are to be used for prevention and educational Traffic Safety initiatives. The Department of Emergency Services/Police Services has been spending the funds on Project Graduation for Orange County school districts and the purchase of educational materials for young drivers to promote safe driving with a goal of reducing automobile crashes.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the 2023 budget for the Orange County Department of Emergency Services/Police Services is hereby supplemented as indicated above and stated below to restore \$13,186.75 of Alive @25 unexpended revenues that were rolled into the General Fund at the end of 2022; and it is further

**RESOLVED**, that the Commissioner of Finance is hereby authorized to make such modifications forthwith.

**Revenue:**

1010	199001	410011	County Taxation	(\$13,186.75)
1010	398904	410011	County Taxation	\$13,186.75

**Expenses:**

1010	199001	579880	Provisions for Contingencies	(\$13,186.75)
1010	398904	576820	Specialty Payments	\$13,186.75

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      **ADOPTED.**

Sponsors: Stegenga, Sassi

Co-Sponsors: Luján, Tautel

**RESOLUTION NO. 75 OF 2023**

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DISTRICT ATTORNEY’S OFFICE, TO ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE CRIMINAL JUSTICE DISCOVERY REFORM GRANT, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the New York State Division of Criminal Justice Services has offered grant funds in the amount of \$1,702,199.00 for the Criminal Justice Discovery Reform Grant for fiscal year 2023. Said funds support local law enforcement agencies with reimbursement of expenses related to the implementation of discovery and bail reforms that took effect on January 1, 2020; and

**WHEREAS**, this Legislature does wish to accept and appropriate said grant funds for the Orange County District Attorney’s Office as indicated above.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the County Executive, in conjunction with the Orange County District Attorney, be and hereby is authorized to accept and appropriate grant funds from the New York State Division of Criminal Justice Services in the amount of \$1,702,199.00 for the Criminal Justice Discovery Reform Grant as stated above.

2. That the 2023 budget for the District Attorney’s Office is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

3. That the County Executive be and hereby is authorized to execute all necessary documents and assurances necessary to carry out the purposes of this resolution subject to the review thereof by the County Attorney for purposes of form and content.

**Revenue:**

1010	116501	430891	State Aid	\$1,702,199.00
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**Expenses:**

1010	116501	585115	Capitalized Computer Equipment & Software	\$ 486,953.39
1010	116501	560110	Permanent Base Salary	\$ 746,641.49
1010	116501	586600	Fringe	\$ 340,404.12
1010	116501	579530	Subcontractor	<u>\$ 128,200.00</u>
				\$1,702,199.00

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

**WAYS AND MEANS COMMITTEE:**

**Sponsors: Benton, Anagnostakis, O'Donnell, Faggione, Paduch, Cheney**

**RESOLUTION NO. 76 OF 2023**

**RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2022 ORANGE COUNTY BUDGET FOR VARIOUS DEPARTMENTS, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, this Legislature does wish to provide funds to various County Departments for updated ARPA projects, and in order to accomplish said purpose does wish to supplement the 2022 budget.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the 2022 budget for Orange County is hereby supplemented by the appropriations listed on Schedule "A", and it is further

**RESOLVED**, that the Commissioner of Finance is hereby authorized to make such modifications forthwith.

**SCHEDULE "A"**

1080	131006	440891	Federal Govt Aid	(\$937,320.00)
1080	131006	571820	Consultant Services	(\$937,320.00)
1080	134001	440891	Federal Govt Aid	\$47,582,701.34
1080	134001	573270	Medical Supplies	\$1,810,934.42
1080	134001	576820	Specialty Payments	\$41,096,766.92
1080	134001	585012	Inv Specialty Equip	\$4,675,000.00
1080	168007	440891	Federal Govt Aid	(\$62,680.00)
1080	168007	571820	Consultant Services	(\$62,680.00)
1080	199001	440891	Federal Govt Aid	(\$36,593,541.00)
1080	199001	576820	Specialty Payments	(\$3,000,000.00)
1080	199001	579880	Prov for Contingencies	(\$33,593,541.00)

1080	364002	440891	Federal Govt Aid	(\$9,810,934.42)
1080	364002	573270	Medical Supplies	(\$3,810,934.42)
1080	364002	573870	Safety Protective Items	(\$6,000,000.00)
1100	199701	440891	Federal Govt Aid	\$10,000,000.00
1100	199701	577010	Capital Expense	\$10,000,000.00
1100	199701	440891	Federal Govt Aid	(\$3,771,000.00)
1100	199701	450311	Transfer in to Capital	\$3,771,000.00
1460	453149	440891	Federal Govt Aid	(\$6,407,225.92)
1460	453149	577040	Capital Expense	(\$6,407,225.92)

Seconded by Mr. Ruszkiewicz.

Mr. Paduch stated that they have been dealing with ARPA funding for quite a while. He wanted to share some information from the New York State Association of Counties (NYSAC) Executive Summary.

Mr. Paduch noted the following from the Executive Summary regarding what it is they should be doing: After the pandemic hit, the Federal Government realized that affects would be devastating to communities, counties and states across this great country. Not to mention how they would be confronted by unprecedented economic downturn in March of 2021. The Congress passed the American Rescue Plan Act (ARPA). The Act is \$65.1 billion for counties across the country and created a lifeline for broken communities and an opportunity for a transformation. The National Association of Counties recommended community engagement as critical when planning to invest these ARPA funds. The flexible use of these funds, which include public health impact from the COVID pandemic, provide premium pay for essential workers, or invest in water, sewer, broadband infrastructure among many others. In many cases, counties created ARPA specific committees comprised of elected officials, and others in leadership positions passed the crafting ARPA investing framework. In doing so, these committees would be able to get advice and feedback from district residents through public forums. Some counties took this step further. Greene County enhanced community engagement by establishing a nine-member advisory committee to ensure the funds were used equitably. That committee included educators, small business owners, and an attorney. Sonoma County in California held district specific town hall meetings where residents were invited to express community needs and concerns they felt would be best met by investing these funds. They applied the feedback from town hall events such as expanding and fortifying broadband. They invested an additional economic assistance program for low income residents creating a broadband governance organization for broadband development while developing a community engagement strategy to guide county efforts to traditionally underserved residential areas. Charleston County in North Carolina, set aside \$3 million for ARPA funding to create a home repair program for its low to moderate income seniors and veterans to reduce costs and increase saving measures. In Pierce County, Washington, the county's Business Accelerator has already provided aid for over 105 small businesses in underserved communities to help build their capacity and strengthen their businesses. In Mecklenburg County, North Carolina, the county has doubled the incurred home visiting services to expecting and parenting families to serve 1,400 low income families. Their investment will provide child health oversight and foster educational development and transform the county's capacity to provide health and human services. Beyond government operations, counties are investing \$3 billion

in community aid, \$1.8 billion in affordable housing and \$1.5 billion in food assistance programs for seniors and low-income families. Most counties are working hard to rebuild communities stronger.

Mr. Paduch continued to state that Orange County's share of the \$75 million in ARPA funding must be obligated to projects by December 31, 2024 and expended fully by December 31, 2026. That means we still have twenty-three to forty-seven months to address what projects we want to fund or explore, like most other counties have done. In addition, that means we have those same twenty-three to forty-seven months to earn as much interest as possible on ARPA monies. With today's market rates, a 100% safe, guaranteed time deposit rates are earning 4.75%. Put that into perspective, a county that received \$100 million in funding and still has \$70 million to spend could have that money earning \$3.6 million in annual interest which could be used to lower property tax. Orange County has not promoted or encouraged any community involvement or even include the entire Legislature, it's governing body, to be involved in the best uses of our share of that \$75 million. The proposal we are voting on today was only presented to us at our recent Ways and Means Committee meeting where a multitude of questions were raised regarding their plan. His point was that, we, as a county have the opportunity to do a lot more with this money for our older, underserved communities. They should investigate ways to provide beneficial support for our residents through town hall meetings in our own districts and incorporate them into our proposed use of the funding. Rather than building more buildings, buying more equipment or funding consultants, etc., etc., etc. We need to show more compassion to the desperate needs of our districts by receiving input from the people that we represent. It should be insulting to this Legislative Body, that we, as a whole, were never involved in the process but just told that these projects are what they want to fund. As the Majority Leader always tries to add a relative quote, here is mine; "The true price of leadership is the willingness to place the needs of others above your own. Great leaders truly care about those they are privileged to lead and understand that the true cost of leadership position comes out of the expense of self-interest.

Mr. O'Donnell agreed with Mr. Paduch and stated that a lot more can be done with the money. He mentioned at the Ways and Means Committee meeting, he was disappointed that they did not do anything with the new building for the Health Department. It was embarrassing for him as a member of the Legislature and the former Deputy County Executive, that their reasoning for it was they couldn't get it done in four years. The Tappan Zee Bridge was done in a lot less time. His problem is that when the state of New York can do major projects better than we can, we are in big trouble. There was money to be saved by including the Health Department with the new Medical Examiner's building which is included in this ARPA money. When the public finds out how much money is being spent on the Medical Examiner's building, they are going to turn pale. It started out as a \$5 million project, now it is at maybe \$23 million, maybe more. It is a ridiculous waste of county taxpayer money. The way autopsies are going to be done in ten to fifteen years from now, has not even been looked at and that was his objection. He did not understand why the Health Department project was pulled from the ARPA money and not combined with the Medical Examiner's Office with a state of the art laboratory with a lot of this money that they can all be proud of.

Ms. Ramos echoed Mr. Paduch's comments. She shared concerns about only having Legislative Sessions at 3:30 p.m. which is not a good time for most people in Orange County. The examples of how other counties have handled the ARPA funds and how they have been centered in communities. She understood that some departments have different needs in Orange County that is important for their operations that she can support, however, there is room for them to be creative and responsive to their districts throughout the county. All of their districts are different and have different needs,

but one thing that is consistent, all of their constituents need to be heard especially when it comes to decisions where it involves large portions of money. Looking at examples of our neighboring counties and how they spend the ARPA money and Orange County should take notes. As a Legislature, they should be more incline to hear from the public in ways that translates to ensuring that they are using the ARPA funds to the best of their ability.

Mr. Luján stated that the pandemic opened their eyes about a lot of challenges. They have been seeing a housing crisis in Orange County and across the country which has gotten worse throughout the last three years. Rents have gone up 30% to 40%. There is a family who lost their home the other day due to a fire. They do not have a place to live but thankfully the Red Cross came in to help provide support. In the meantime, that family said that they were barely able to afford their rent now. Many people have the same issue. There are so many ways that they can use these funds. They need to focus on affordable housing and be the leaders. We all care about our communities and we can do better.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

Mr. Paduch added that the Budget Department informed him that they have until the end of 2024 if they want to make any changes to the way the ARPA money was being distributed. He advised everyone to reach out to their communities and if they find something better it can be changed.

**Sponsors:        Benton, Anagnostakis**

### **RESOLUTION NO. 77 OF 2023**

**RESOLUTION AUTHORIZING THE PRIVATE SALE AND CONVEYANCE OF CERTAIN COUNTY OWNED LANDS ACQUIRED BY REASON OF A FAILURE TO REDEEM SAID LANDS FROM A TAX SALE TO ORANGE COUNTY, PURSUANT TO SECTION 1018(4) OF THE REAL PROPERTY TAX LAW AND ORANGE COUNTY AMENDED LOCAL LAW NO. 2 OF 2010.**

**WHEREAS**, this Legislature has enacted Local Law No. 9 of 1979 (as last amended by Local Law No. 2 of 2010), authorizing the sale of certain lands owned by the County by reason of default in taxes and a subsequent failure to redeem from a resulting tax sale to Orange County; and

**WHEREAS**, the parcels not sold at said sale were to be offered at a private sale, subject to the confirmation of this Legislature; and

**WHEREAS**, offers for several said parcels have been accepted by the Commissioner of Finance; and

**WHEREAS**, the Commissioner of Finance has recommended that the sales be confirmed by this Legislature.

**NOW, THEREFORE**, it is hereby

**RESOLVED AS FOLLOWS:**

1. That the parcels hereinafter listed be sold to the offering parties, upon receipt by the Commissioner of Finance of Orange County of the amounts set forth in either cash or good certified check by 5:00 p.m., April 3, 2023, as indicated below.

2. That upon the receipt of said sums, the County Executive is hereby authorized to execute a Quitclaim Deed of Conveyance of the properties listed below and deliver the same to the offering party.

<u>PARCEL</u>	<u>BIDDER</u>	<u>AMOUNT OF BID NET TO COUNTY</u>
Blooming Grove 29-3-3	Kim Zangi Weissmann 602 W. 231 St. Bronx, NY 10463	\$ 500.00
Warwick 73-4-146, 73-4-147, 73-4-148, 73-4-149	Chiou Yueh Ho Kenny 70 Alhambra Drive Oceanside, NY 11572	\$3,710.00

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      **ADOPTED.**

**Sponsors:              Benton, Anagnostakis, Cheney**

**RESOLUTION NO. 78 OF 2023**

**RESOLUTION DENYING APPLICATION FOR CORRECTION OF A CERTAIN TAX ROLL,  
PURSUANT TO SECTION 550 ET AL. OF THE REAL PROPERTY TAX LAW.**

**WHEREAS**, the taxpayer for the Town of Hamptonburgh, Section 21, Block 1, Lot 11, had their school district tax bill re-levied onto the County and Town tax bill after mailing two checks within the collection period. The checks were returned to the taxpayer in December 2022 with "Return to Sender – Undeliverable" messages from the USPS. The address has been verified as being correct and the postmarks were within the first and second month of the school district collection period; and

**WHEREAS**, as there are no provisions in Article 5 of the Real Property Tax Law that support a correction when a payment is returned by the USPS, the recommendation is that the application for correction of error be denied, as no error was made by the County or school.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that there are no provisions in Article 5 of the Real Property Tax Law that support a correction of error. The application for correction of error is denied. To the extent that the taxpayer is applying for cancellation and refund of interest and penalties pursuant to Real Property Tax Law Section 1182, such application is granted, and any penalties, interest and fees relative to the County are hereby cancelled and should be refunded as necessary.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**Sponsors:        Benton, O'Donnell, Faggione**

### **RESOLUTION NO. 79 OF 2023**

#### **RESOLUTION DENYING APPLICATION FOR CORRECTION OF A CERTAIN TAX ROLL, PURSUANT TO SECTION 550 ET AL. OF THE REAL PROPERTY TAX LAW.**

**WHEREAS**, the taxpayer for the Town of New Windsor, Section 55, Block 1, Lot 23.1, requested a correction of error to remove the school district tax re-levy from the 2023 County and Town tax. The taxpayer claimed the payment had been made to the lockbox company in time. The check was dated the day before payment was to be received before being re-levied on the County and Town tax bill. The lockbox company may or may not have received it in time, however, the postmark of the payment could not be verified; and

**WHEREAS**, as there are no provisions in Article 5 of the Real Property Tax Law that support a correction when the postmark of the payment cannot be verified, the recommendation is that the application for correction of error be denied, as no error was made by the County or school.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that there are no provisions in Article 5 of the Real Property Tax Law that support a correction of error. The application for correction of error is denied.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

**MISCELLANEOUS:**

**Sponsor: Benton**

**RESOLUTION NO. 80 OF 2023**

**RESOLUTION PURSUANT TO REAL PROPERTY TAX LAW SECTION 558 DIRECTING THE CANCELLATION OF CERTAIN TAXES WHICH HAVE BEEN RENDERED UNENFORCEABLE.**

**WHEREAS**, it has been brought to the attention of the Commissioner of Finance that the lien for certain taxes extended on the tax rolls for the municipality listed is rendered permanently unenforceable by reason of law.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the delinquent taxes for the lands listed below be cancelled and charged back to the affected municipality.

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Greenville 3-1-69	Darrin S. Fulton	Property is a private road.

**FOR THE YEAR 2020**

County	\$ 1.19
Town	\$ 0.08
Highway	\$ 0.84
FD018 Greenville Fire	\$ 0.25
Minisink Central School	\$ 7.04
School interest	\$ 0.14
Relevy penalty	\$ 0.50
5% County penalty	\$ 0.50
Town mail fee	<u>\$ 2.00</u>
	\$12.54

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Greenville 3-1-69	Darrin S. Fulton	Property is a private road.

**FOR THE YEAR 2021**

County	\$ 1.19
Town	\$ 0.09
Highway	\$ 0.87
FD018 Greenville Fire	\$ 0.22
Minisink Central School	\$ 7.12
School interest	\$ 0.14
Relevy penalty	\$ 0.51
5% County penalty	\$ 0.51
Town mail fee	<u>\$ 2.00</u>
	\$12.65

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Greenville 3-1-69	Darrin S. Fulton	Property is a private road.

**FOR THE YEAR 2022**

County	\$ 1.18
Town	\$ 0.10
Highway	\$ 0.87
FD018 Greenville Fire	\$ 0.86
Minisink Central School	\$ 7.30
School interest	\$ 0.15
Relevy penalty	\$ 0.52
5% County penalty	\$ 0.52
Town mail fee	<u>\$ 2.00</u>
	\$13.50

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; **ADOPTED.**

Sponsor: Benton

**RESOLUTION NO. 81 OF 2023**

**RESOLUTION PURSUANT TO REAL PROPERTY TAX LAW SECTION 558 DIRECTING THE CANCELLATION OF CERTAIN TAXES WHICH HAVE BEEN RENDERED UNENFORCEABLE.**

**WHEREAS**, it has been brought to the attention of the Commissioner of Finance that the lien for certain taxes extended on the tax rolls for the municipality listed is rendered permanently unenforceable by reason of law.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the delinquent taxes for the lands listed below be cancelled and charged back to the affected municipality.

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Warwick 61-1-9.222	L & B Developers	Property is a landfill.

**FOR THE YEAR 2022**

County	\$ 364.04
Town	\$ 90.96
Open Space-PDR	\$ 8.84
Highway	\$ 106.83
Pt Town	\$ 103.12
AM006 Gwd Lake Ambul	\$ 23.69
FD019 Warwick Fire 2	\$ 100.90
Greenwood Lake Union Free School	\$2,254.45
Relevy penalty	\$ 157.81
5% County penalty	\$ 160.53
Town mail fee	<u>\$ 2.00</u>
	\$3,373.17

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; **ADOPTED.**

Sponsor: Benton

**RESOLUTION NO. 82 OF 2023**

**RESOLUTION APPROVING THE APPLICATIONS FOR THE CORRECTION OF CERTAIN ERRORS APPEARING ON THE 2023 TAX ROLLS FOR CERTAIN TOWNS AND DISTRICTS AND ORDERING THE CORRECTION OF SAID ERRORS, PURSUANT TO SECTION 554 OF THE REAL PROPERTY TAX LAW.**

**WHEREAS**, the County Director of the Real Property Tax Service Agency has transmitted his reports to the County Legislature on certain applications for correction of clerical errors appearing in the 2023 tax rolls for certain towns and districts together with his recommendations thereon, all as required by Section 554 of the Real Property Tax Law as summarized below.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That said reports of the Director of the Real Property Tax Service Agency are hereby approved.
2. That the taxes levied and extended upon said parcels be and the same hereby are decreased in the manner and to the extent set forth in said reports of the Director, as shown below.

**FOR THE YEAR 2023**

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Goshen 104-2-59.12	Sarbo Realty LLC	550-2(h) Clerical Error After a split, village relevy incorrectly billed to this parcel on CoTwn tax bill. Should've been billed to 104-3-13.

	<u>Now Reads</u>	<u>Should Be</u>	<u>Amount of DECREASE</u>
County	75,000    \$ 414.86	75,000    \$414.86	\$ 0.00
Town	75,000    \$ 119.13	75,000    \$119.13	\$ 0.00
Village Relevy	\$3,743.46		\$3,743.46
Goshen fire1	75,000 <u>\$ 135.50</u>	75,000 <u>\$135.50</u>	<u>\$ 0.00</u>
	\$4,412.95	\$669.49	\$3,743.46

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

Sponsor: Benton

**RESOLUTION NO. 83 OF 2023**

**RESOLUTION APPROVING THE APPLICATIONS FOR THE CORRECTION OF CERTAIN ERRORS APPEARING ON THE 2023 TAX ROLLS FOR CERTAIN TOWNS AND DISTRICTS AND ORDERING THE CORRECTION OF SAID ERRORS, PURSUANT TO SECTION 554 OF THE REAL PROPERTY TAX LAW.**

**WHEREAS**, the County Director of the Real Property Tax Service Agency has transmitted his reports to the County Legislature on certain applications for correction of clerical errors appearing in the 2023 tax rolls for certain towns and districts together with his recommendations thereon, all as required by Section 554 of the Real Property Tax Law as summarized below.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That said reports of the Director of the Real Property Tax Service Agency are hereby approved.
2. That the taxes levied and extended upon said parcels be and the same hereby are decreased in the manner and to the extent set forth in said reports of the Director, as shown below.

**FOR THE YEAR 2023**

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Goshen 104-3-13	Triple M & D Scotchtown LLC	550-2(h) Clerical Error After a split, village relevy incorrectly billed to 104-2-59.12 on Co/Twn tax bill. Should've been billed to 104-3-13.

	<u>Now Reads</u>	<u>Should Be</u>	<u>Amount of DECREASE</u>
County	99,200 \$548.72	99,200 \$ 548.72	\$ 0.00
Town	99,200 \$157.57	99,200 \$ 157.57	\$ 0.00
Goshen fire1	99,200 \$179.22	99,200 \$ 1 79.22	\$ 0.00
Village Relevy	<u>                    </u>	<u>\$3,743.46</u>	<u>\$3,743.46</u>
	\$885.51	\$4,628.97	\$3,743.46

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

Sponsor:                      Benton

**RESOLUTION NO. 84 OF 2023**

**RESOLUTION APPROVING THE APPLICATIONS FOR THE CORRECTION OF CERTAIN ERRORS APPEARING ON THE 2023 TAX ROLLS FOR CERTAIN TOWNS AND DISTRICTS AND ORDERING THE CORRECTION OF SAID ERRORS, PURSUANT TO SECTION 554 OF THE REAL PROPERTY TAX LAW.**

**WHEREAS**, the County Director of the Real Property Tax Service Agency has transmitted his reports to the County Legislature on certain applications for correction of clerical errors appearing in the 2023 tax rolls for certain towns and districts together with his recommendations thereon, all as required by Section 554 of the Real Property Tax Law as summarized below.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That said reports of the Director of the Real Property Tax Service Agency are hereby approved.
2. That the taxes levied and extended upon said parcels be and the same hereby are decreased in the manner and to the extent set forth in said reports of the Director, as shown below.

**FOR THE YEAR 2023**

<b><u>PROPERTY</u></b>	<b><u>OWNER</u></b>	<b><u>REASON</u></b>
Town of Montgomery 33-1-43.21	Blue Beacon USA LP	550-2(c) Clerical Error Montgomery water 1 was billed due to a clerical error.

	<u>Now Reads</u>		<u>Should Be</u>		<u>Amount of DECREASE</u>
County	495,000	\$ 2,767.55	495,000	\$ 2,767.55	\$ 0.00
Town	495,000	\$ 678.35	495,000	\$ 678.35	\$ 0.00
Highway	495,000	\$ 1,142.66	495,000	\$ 1,142.66	\$ 0.00
PT Town	495,000	\$ 1,402.19	495,000	\$ 1,402.19	\$ 0.00
Montgomery Ambulance	495,000	\$ 254.63	495,000	\$ 254.63	\$ 0.00
Maybrook fire dist	495,000	\$ 1,312.54	495,000	\$ 1,312.54	\$ 0.00
Cons It dist 1	495,000	\$ 24.80	495,000	\$ 24.80	\$ 0.00
Montgomery swr		\$19,092.85		\$19,092.85	\$ 0.00
Montgomery wtr 1		<u>\$68,861.14</u>		<u>                    </u>	<u>\$68,861.14</u>
		\$95,536.71		\$26,675.57	\$68,861.14

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

Sponsor: Benton

**RESOLUTION NO. 85 OF 2023**

**RESOLUTION APPROVING THE APPLICATIONS FOR THE CORRECTION OF CERTAIN ERRORS APPEARING ON THE 2023 TAX ROLLS FOR CERTAIN TOWNS AND DISTRICTS AND ORDERING THE CORRECTION OF SAID ERRORS, PURSUANT TO SECTION 556 OF THE REAL PROPERTY TAX LAW.**

**WHEREAS**, the County Director of the Real Property Tax Service Agency has transmitted his reports to the County Legislature on certain applications for correction of clerical errors appearing in the 2023 tax rolls for certain towns and districts together with his recommendations thereon, all as required by Section 556 of the Real Property Tax Law as summarized below.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That said reports of the Director of the Real Property Tax Service Agency are hereby approved.
2. That the taxes levied and extended upon said parcels be and the same hereby are decreased in the manner and to the extent set forth in said reports of the Director, as shown below.

**FOR THE YEAR 2023**

<b><u>PROPERTY</u></b>	<b><u>OWNER</u></b>	<b><u>REASON</u></b>
Town of Montgomery 309-14-22	Gerald G. Sweeney  received	550-2(h) Clerical Error Remove school relevy, payment was  by SD after collection period but postmarked within the collection period.

	<b><u>Now Reads</u></b>	<b><u>Should Be</u></b>	<b><u>Amount of DECREASE</u></b>
County	248,000 \$ 1,386.57	248,000 \$1,386.57	\$ 0.00
Town	248,000 \$ 339.86	248,000 \$ 339.86	\$ 0.00
Village Relevy	\$ 9,784.33		\$9,784.33
Goshen fire1	248,000 <u>\$ 422.05</u>	248,000 <u>\$ 422.05</u>	<u>\$ 0.00</u>
	\$11,932.81	\$2,148.48	\$9,784.33

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**JOINT-EDUCATION AND ECONOMIC DEVELOPMENT AND WAYS AND MEANS COMMITTEES:**

**Sponsors:**        **Luján, Stegenga, Benton, Paduch, Faggione**  
**Co-Sponsors:** **Brescia, Cheney, Ehlers, Hines, Minuta, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli**

**RESOLUTION NO. 86 OF 2023**

**RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2023 COUNTY BUDGET FOR ORANGE COUNTY COMMUNITY COLLEGE TO FUND OUTSIDE COUNSEL, PURSUANT TO SECTIONS 4.09 AND 19.02 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, Orange County Community College is requesting approval and appropriation of funds in the amount of \$50,000.00 to fund outside counsel as deemed necessary, to provide legal services previously provided by the County Attorney's office, for a duration of six (6) months; and

**WHEREAS**, this Legislature does wish to provide said funds to Orange County Community College as indicated above.

NOW, THEREFORE, it is hereby

**RESOLVED**, that the 2023 budget for Orange County Community College is hereby supplemented as stated above and indicated below, to be used to fund outside counsel as deemed necessary, for a duration of six (6) months, after which time the Legislature shall re-evaluate the need therefor and determine such future funding then deemed appropriate; and it is further

**RESOLVED**, that the Commissioner of Finance is hereby authorized to make such modifications forthwith.

**Revenue:**

1010	199001	410011	Real property taxes	(\$50,000.00)
1010	249501	410011	Real property taxes	\$50,000.00

**Expenses:**

1010	199001	579880	Prov for Gen Contingencies	(\$50,000.00)
1010	249501	579500	Cty Contribution	\$50,000.00

Seconded by Mr. Ruszkiewicz.

Chairwoman Bonelli thanked the college for working collaboratively with the Legislature. It was an issue that was brought to their attention and they worked closely with the college to come up with a plan for them to have legal services that they need for the operation of the college.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

Chairwoman Bonelli requested the Chairman of the Education and Economic Development Committee read the resolution.

Legislator Minuta read the following resolution:

**EDUCATION AND ECONOMIC DEVELOPMENT COMMITTEE:**

**Sponsors: Sassi, Luján**

**Co-Sponsors: Faggione, Benton, Brescia, Cheney, Ehlers, Hines, Minuta, Ruszkiewicz, Stegenga, Sutherland, Tautel, Tuohy, Bonelli**

**RESOLUTION NO. 87 OF 2023**

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE IN SUPPORT OF INCREASING FUNDING IN THE STATE BUDGET FOR SUNY ORANGE.**

**WHEREAS**, SUNY's community colleges serve the largest percentage of low income, historically marginalized populations, and many working adults of all SUNY sectors; and

**WHEREAS**, the Governor's proposed Executive Budget calls for a flat amount of base operating aid and with no increase to base aid, community colleges will be unable to appropriately and substantially meet the Governor's and SUNY Chancellor's Equity Agenda; and

**WHEREAS**, the Orange County Legislature hereby advocates for a four percent (4%) increase over last years' funding to accommodate the cost of living increases, inflation-related expenses, and operating needs to support student success; and

**WHEREAS**, the Governor has also added language in the Executive Budget Aid to Localities Bill, noting that up to twenty percent (20%) of the amount of aid authorized pursuant to the appropriation shall be payable subject to a plan developed by the State University of New York and approved by the director of the budget with actions necessary for community colleges to undertake in order to operate without reliance on the base aid funding floor in future years; and

**WHEREAS**, if the Governor's proposed budget and proposal to hold back needed operating funds remains unchanged, SUNY Orange would forego about five hundred nine thousand dollars (\$509,000.00) in base State Aid, as well as potentially lose an additional two million five hundred forty-five thousand dollars (\$2,545,000.00) if twenty percent of the aid was held for a period of time or indefinitely; and

**WHEREAS**, any delay in state aid payment creates an undue burden on the community colleges to manage operating expenses, including payroll,

**NOW, THEREFORE, BE IT HEREBY**

**RESOLVED**, that the Orange County Legislature urges New York State Legislators to advocate on behalf of the community college sector of SUNY by adding an additional four percent in operating base aid for the community colleges as requested and remove any language to hold back twenty percent of operating base aid; and be it further

**RESOLVED**, that the Chairwoman of the Orange County Legislature is hereby authorized to forward an advocacy letter to State Legislators concerning same; and be it hereby further

**RESOLVED**, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the Governor of the State of New York, Speaker of the New York State Assembly, the Majority Leader of the New York State Senate, to each member of the State Senate and Assembly whose districts include all or part of Orange County, and all others deemed necessary and proper.

Seconded by Mr. Ruszkiewicz.

Mr. Minuta commented on what New York State has done to our local community colleges regarding funding and the historic lack of funding.

The vote resulted as follows:

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ADOPTED.

**HEALTH AND MENTAL HEALTH COMMITTEE:**

**Sponsors: Luján, Tautel**

**Co-Sponsors: Faggione, Benton, Brescia, Cheney, Ehlers, Hines, Minuta, Ruskiewicz, Sassi, Stegenga, Sutherland, Tuohy, Bonelli**

**RESOLUTION NO. 88 OF 2023**

**RESOLUTION APPOINTING MEMBERS TO THE BOARD OF HEALTH OF ORANGE COUNTY HEALTH DISTRICT, PURSUANT TO SECTIONS 343 AND 344 OF THE PUBLIC HEALTH LAW AND SECTION 7.04 OF THE ORANGE COUNTY ADMINISTRATIVE CODE.**

**WHEREAS**, this Board, by resolution adopted August 9, 1968, created a county health district in the County of Orange, which resolution has been approved by the Commissioner of Health of the State of New York.

**WHEREAS**, Section 344, Subdivision 1 of the Public Health Law provides, in part, that the term of office of each appointive member of the Board of Health of a County Health District shall be six years, except that the term of office of the representative member of a county legislative body shall be for such lesser period as may be required in the event he does not continue as a member of such legislative body.

**RESOLVED**, that the persons hereinafter named be and they hereby are appointed to the Orange County Board of Health for the terms set opposite their respective names:

**APPOINTMENTS:**

Peter V. Tuohy  
Monroe, NY 10950

For a term of three years, commencing January 1, 2023 and expiring December 31, 2025, provided, however, that such term of office shall automatically terminate upon the sooner termination of the office of Orange County Legislator by the said Peter V. Tuohy.

Michael Bigg, Jr. Paramedic  
New Windsor, NY 12553

For a term of 6 years, commencing January 1, 2023 and expiring December 31, 2028.

Angela Hulse, M.D.  
Goshen, NY 10924

For a term of 5 years, commencing  
January 1, 2023 and expiring  
December 31, 2027.

Mary Leahy, M.D.  
Port Jervis, NY 12771

For a term of 4 years, commencing  
January 1, 2023 and expiring  
December 31, 2026.

**REAPPOINTMENTS:**

Joel Mittleman, Executive Director  
Ezras Choilim Health Center  
Monroe, NY 10950

For a term of 3 years, commencing  
January 1, 2023 and expiring  
December 31, 2025.

Darcie M. Miller, LCSW-R (Extra Member)  
Goshen, NY 10924

For a term of 6 years, commencing  
January 1, 2023 and expiring  
December 31, 2028.

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**,  
Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ADOPTED.

**Sponsors:      Luján, Tautel**

**RESOLUTION NO. 89 OF 2023**

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF HEALTH, TO ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE NATIONAL FOUNDATION FOR THE CENTERS FOR DISEASE CONTROL AND PREVENTION, INC. FOR THE REDUCING DISPARITIES IN MPOX VACCINATION GRANT, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the National Foundation for the Centers for Disease Control and Prevention, Inc. ("CDC Foundation") has offered funds in the amount of \$22,871.85 for the Reducing Disparities in MPox Vaccination grant. The purpose of this grant is to reduce disparities and eliminate barriers to MPox vaccinations among focus populations. The term of the grant runs from January 1, 2023 through March 31, 2023; and

**WHEREAS**, this Legislature does wish to accept and appropriate said grant funds for the Department of Health as indicated above.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the County Executive, in conjunction with the Commissioner of Health, be and hereby is authorized to accept and appropriate funds from the CDC Foundation in the amount of \$22,871.85 for the Reducing Disparities in MPox Vaccination grant as indicated above.

2. That the 2023 budget for the Department of Health is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

3. That the County Executive be and hereby is authorized to execute all necessary documents and assurances necessary to carry out the purposes of this resolution subject to the review thereof by the County Attorney for purposes of form and content.

**Revenue:**

1010	401018	434721	Special Health Programs – RDMPX	\$22,871.85
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**Expenses:**

1010	401018	560110	Permanent Base Salary	\$ 7,557.39
			Fringe Benefits	\$ 1,733.16
1010	401018	586100	Employee Retirement System	\$1,139.91
1010	401018	586300	Social Security/FICA	\$ 578.14
1010	401018	586400	Workers' Compensation	\$ -
1010	401018	586500	Unemployment Insurance	\$ 15.11
1010	401018	586600	Hospital Insurance	\$ -
1010	401018	586650	Dental Insurance	\$ -
1010	401018	586660	Vision Insurance	\$ -
1010	401018	586700	Employer Disability	\$ -
1010	401018	586800	EAP	\$ -
1010	401018	571830	Consult Serv (Medical)	\$ 2,400.00
1010	401018	571530	Xrays/Laboratory	\$ 400.00
1010	401018	571820	Consult Serv (Non-Medical)	\$ 1,202.04
1010	401018	576760	Mileage	\$ 1,000.00
1010	401018	573820	Gift Cards (Incentive)	\$ 1,500.00
1010	401018	576640	Advertising	\$ 5,000.00
1010	401018	579910	Administrative/Indirect Costs (10%)	<u>\$ 2,079.26</u>
			Total Reducing Disparities in MPox Vaccination	\$22,871.85

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, **Luján**, Minuta, O'Donnell, Ramos, Ruskiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;

Noes 0;

Excused 1;

Absent 0;

ADOPTED.

**JOINT-PERSONNEL AND COMPENSATION AND HEALTH AND MENTAL HEALTH COMMITTEES:**

**Sponsors: Faggione, Luján, Tautel, Sutherland**

**AN ACT, BEING ACT NO. 7 OF 2023, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO RECLASSIFY 'SECRETARY' TO 'SECRETARY AND ADMINISTRATIVE ASSISTANT I' AT THE ORANGE COUNTY DEPARTMENT OF HEALTH, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."**

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ENACTED.  
(SEE LOCAL ACTS OF ORANGE COUNTY)

**Sponsors: Faggione, Luján, Sutherland**

**AN ACT, BEING ACT NO. 8 OF 2023, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO CREATE 'CYSHCN COORDINATOR' AND 'CHILD FIND COORDINATOR' AT THE ORANGE COUNTY DEPARTMENT OF HEALTH, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."**

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20; Noes 0; Excused 1; Absent 0; ENACTED.  
(SEE LOCAL ACTS OF ORANGE COUNTY)

**JOINT-PERSONNEL AND COMPENSATION AND PUBLIC SAFETY AND EMERGENCY SERVICES COMMITTEES:**

**Sponsors: Faggione, Luján, Stegenga, Sassi**

**AN ACT, BEING ACT NO. 9 OF 2023, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO CREATE 'UNDERSHERIFF' AT THE ORANGE COUNTY SHERIFF'S OFFICE, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."**

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ENACTED.  
(SEE LOCAL ACTS OF ORANGE COUNTY)

**Sponsors:        Faggione, Brescia, Stegenga, Ehlers**

**AN ACT, BEING ACT NO. 10 OF 2023, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO CREATE 'FISCAL DIRECTOR' AT THE ORANGE COUNTY SHERIFF'S OFFICE, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."**

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

Ayes: Faggione, Paduch, Amo, Anagnostakis, Benton, Brescia, Cheney, Ehlers, Hines, Luján, Minuta, O'Donnell, Ramos, Ruszkiewicz, Sassi, Stegenga, Sutherland, Tautel, Tuohy, Bonelli

Excused: Sierra

Ayes 20;                      Noes 0;                      Excused 1;                      Absent 0;                      ENACTED.  
(SEE LOCAL ACTS OF ORANGE COUNTY)

**PUBLIC PARTICIPATION** (On file in Clerk, Legislative Office).

Mr. Golden commented on remarks made by the speakers during public participation regarding the Dutchess Quarry property. He explained that there was an application by the county to subdivide, it is not for any development whatsoever. It was at the Legislature's request that it be subdivided off and sold to the highest bidder. There is no intention to sell it to Tilcon, it will go out to the highest bidder. If Tilcon is the highest bidder and if the county decides to sell it to Tilcon, they then have to go through an entire environmental review before the Town Planning board. There would be opportunity for public comment and any issue can be addressed at that time. Presently, the county is drawing imaginary lines on a map for a subdivision, no development is proposed for that piece.

On the motion of Ms. Tautel, seconded by Mr. Ruszkiewicz, the meeting adjourned at 4:54 p.m.

ADJOURNED.

Jean M. Ramppen, Clerk