

# REGULAR SESSION, THURSDAY, MARCH 4, 2021

## REGULAR SESSION

March 4, 2021

The Legislature convened in Regular Session at 3:30 p.m. today.

The Legislature was called to order by Chairman Brescia with a moment of silence and please remember Dominic "Nick" Winum who was shot and killed in the line of duty on February 26<sup>th</sup> and the Winum family of Walden. Nick was the brother-in-law to Betsy Abraham, our Legislative Attorney. Also, please remember all those affected by the Coronavirus and the families of those who have unfortunately passed away. Kerry Gallagher, Deputy Commissioner of Finance, lost her brother to the virus and our prayers are with her.

On roll call, all members were present.

Chairman Brescia thanked all the frontline workers who were helping with the vaccination process.

Mr. Faggione thanked all of the county employees who volunteered over the last few weeks. They have been making phone calls and getting people registered to be vaccinated. The vaccines are coming and as quickly as they come, the County Executive and his team has put them into the arms of our citizens and he hoped that they can continue to work together on that.

Chairman Brescia asked if there are no objections, agenda item nos. 7 through 9; and 18 and 22 will be voted on collectively.

Chairman Brescia asked if there were no objections some resolutions will be voted by voice vote and not by roll call and only respond if you are a no vote or abstention.

Public Participation will be postponed to a future Legislative Session but the public is invited to send their written comments via email to [Jramppen@orangecountygov.com](mailto:Jramppen@orangecountygov.com)

Chairman Brescia stated that Agenda Item Nos. 4 and 5 will be moved to the end of the agenda because there will be executive session at the end of the meeting.

### **REPORTS:**

The Orange County Board of Elections Annual Report 2020. Received and ordered placed on file.

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

Certificate of the Clerk relative to placing on desks of Legislators copy of Local Law Introductory No. 2 of 2021 was presented to the Legislature. On motion the same was received and ordered placed on file.

**Sponsors:** Amo, Cheney, Benton, Bonelli, Paduch

**Co-Sponsors:** Kulisek, Luján, Sierra, Tautel

**A LOCAL LAW, BEING INTRODUCTORY NO. 2 OF 2021, ENTITLED "A LOCAL LAW TO CONTINUE THE IMPOSITION OF TAX UNDER LOCAL LAW NO. 13 OF 2009, KNOWN AS THE 'ORANGE COUNTY HOTEL AND MOTEL ROOM OCCUPANCY TAX LOCAL LAW' FOR AN ADDITIONAL THREE YEARS."**

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ENACTED.

(SEE LOCAL LAWS OF ORANGE COUNTY)

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

**Sponsors:** Vero, Bonelli

**Co-Sponsors:** Paduch, Kulisek, Luján, Sierra, Tautel

**RESOLUTION NO. 43 OF 2021**

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY BOARD OF ELECTIONS, TO ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE STATE OF NEW YORK, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the State of New York has offered grant funds in the amount of \$158,289.00 for the Elections Cybersecurity Remediation Grant Program. Said funds will be made available to Counties to prevent, prepare, and respond to cybersecurity threats for the year 2021; and

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

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the County Executive, in conjunction with the Orange County Board of Elections, be and hereby is authorized to accept and appropriate grant funds from the State of New York for the Elections Cybersecurity Remediation Grant Program in the amount of \$158,289.00 as stated above.

2. That the 2021 budget for the Board of Elections 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 145002 432971 State Aid \$158,289.00

**Expense:**

1010 145002 576820 Specialty Payments \$158,289.00

Seconded by Mr. Vero.

Mr. Paduch commented that there have been complaints about money for these mandates but this amount stated in the resolution, \$158,289, they are getting back.

Mr. Hines stated that it was not enough money to cover the cost.

Mr. Faggione agreed with Mr. Hines and mentioned that New York State imposed new rules for elections and the state knew that the funding would not cover all of the implementation costs, but the implementations still took effect. Although it is a step in the right direction, it is only half a step.

The vote resulted as follows:

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

**EDUCATION AND ECONOMIC DEVELOPMENT COMMITTEE:**

**Sponsors: O'Donnell, Stegenga, Tautel**

**Co-Sponsors: Paduch, Kulisek, Luján, Sierra**

**RESOLUTION NO. 44 OF 2021**

**RESOLUTION SEEKING FINANCIAL DISCLOSURES FROM THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY.**

**WHEREAS**, the Education and Economic Development Committee of the Orange County Legislature has requested information from the Orange County IDA; and

**WHEREAS**, the IDA was not fully responsive to that request; and

**WHEREAS**, the IDA salaries and contracts are effectively paid for publicly by virtue of the fees paid to the IDA where the taxpayers of Orange County do not receive the full taxation for the developed property; and

**WHEREAS**, the remainder of property taxpayers in Orange County pay the taxes which would have been paid, had those IDA-exempted properties not been IDA-exempted; and

**WHEREAS**, the Orange County IDA has identified various individuals as "staff" on their website, but has permitted at least one of those staff to be paid through a private business entity; and

**WHEREAS**, the lack of transparency inherently created by paying a business entity as "staff" rather than paying the actually listed "staff" person is a concern to this Legislature; now therefore be it

**RESOLVED**, as follows:

1. This Legislative body requests that the Orange County IDA disclose the actual compensation paid to any business entity which employs or otherwise pays purported staff of the IDA since January 1, 2014;

2. This Legislative body requests that the Orange County IDA require the disclosure and publication on their website of the actual compensation paid, directly or indirectly to any staff of the IDA identified on the IDA as "staff" since January 1, 2014 to enable the public to learn who exactly has been paid how much through any business entity paid by the IDA since January 1, 2014 as "staff" of the IDA;

3. This Legislative body requests that the salaries and benefit costs be detailed online for the past for all IDA staff who have been paid directly as employees of the IDA since January 1, 2014;

4. This Legislative body requests that the Orange County IDA board disclose whether any business entity which has benefited from any IDA or Orange County Funding Corporation assistance has hired any entity which has paid any person identified as "staff" of the IDA as shown on the IDA website on January 22, 2021 for any service or goods, and if so identify how much and for what services or goods.

Seconded by Mr. Vero.

The vote resulted as follows:

Ayes: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Hines, Kulisek, Luján, Minuta, O'Donnell, Ruszkiewicz, Sassi, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Vero

Abstained: Brescia

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

**HUMAN SERVICES COMMITTEE:**

**Sponsors: Tautel, Sutherland**

**Co-Sponsors: Bonelli, Benton, Cheney, Faggione, Hines, Minuta, O'Donnell, Ruszkiewicz, Sassi, Stegenga, Tautel, Tuohy, Vero, Brescia**

## RESOLUTION NO. 45 OF 2021

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY OFFICE FOR THE AGING, TO ACCEPT AND APPROPRIATE GRANT FUNDS FROM AMERICORPS SENIORS, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Office for the Aging is requesting approval to accept and appropriate funds in the amount of \$5,000.00 from AmeriCorps Seniors for the Retired Senior Volunteer Program (RSVP) grant, which will provide Pandemic Augmentation funding; and

**WHEREAS**, this Legislature does wish to accept and appropriate said funds for the Office for the Aging as indicated above.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the County Executive, in conjunction with the Director of the Office for the Aging, be and hereby is authorized to accept and appropriate funds from AmeriCorps Seniors in the amount of \$5,000.00 for the Retired Senior Volunteer Program Pandemic Augmentation grant as indicated above.

2. That the 2021 budget for the Office for the Aging 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 | 677202 | 447721 | Prog Aging | \$5,000.00 |
|------|--------|--------|------------|------------|

**Expenses:**

|      |        |        |                            |                  |
|------|--------|--------|----------------------------|------------------|
| 1010 | 677202 | 576340 | iPads and internet service | \$2,745.00       |
| 1010 | 677202 | 576470 | Training                   | \$ 700.00        |
| 1010 | 677202 | 573820 | Stationary                 | \$ 555.00        |
| 1010 | 677202 | 573140 | Postage                    | \$ 550.00        |
| 1010 | 677202 | 573630 | Cleaning Supplies          | <u>\$ 450.00</u> |
|      |        |        |                            | \$5,000.00       |

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

**Sponsors:** Tuohy, Tautel

**Co-Sponsors:** Bonelli, Paduch, Benton, Cheney, Faggione, Hines, Kulisek, Luján, Minuta, O'Donnell, Ruszkiewicz, Sassi, Sierra, Stegenga, Sutherland, Vero, Brescia

**RESOLUTION NO. 46 OF 2021**

**RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2021 ORANGE COUNTY BUDGET FOR THE ORANGE COUNTY DEPARTMENT OF SOCIAL SERVICES, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Department of Social Services is requesting authorization for a supplemental appropriation to the 2021 budget to receive and expend \$1,514,201.00 passed through from the Orange County Office of Community Development (Emergency Solutions Grant). Said funds were originally received by the Office of Community Development from the U.S. Department of Housing and Urban Development, and are to be passed through the Department of Social Services to implement a homeless prevention program; and

**WHEREAS**, the Department of Social Services will specifically look to not only assist those individuals and families experiencing homelessness (or at risk of homelessness), but also support additional prevention initiatives, thereby mitigating the additional impact resulting from the COVID-19 pandemic. There are no local funds involved.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the 2021 budget for the Orange County Department of Social Services is hereby supplemented as indicated above and stated below to receive and expend \$1,514,201.00 passed through from the Orange County Office of Community Development (Emergency Solutions Grant); and it is further

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

**Revenue:**

|        |                      |        |                   |                |
|--------|----------------------|--------|-------------------|----------------|
| 639701 | Economic Opportunity | 428011 | Interfund Revenue | \$1,514,201.00 |
|--------|----------------------|--------|-------------------|----------------|

**Expenses:**

|        |                      |        |                |                      |
|--------|----------------------|--------|----------------|----------------------|
| 639701 | Economic Opportunity | 574980 | Vndr Pymts DSS | \$1,135,651.00       |
| 639701 | Economic Opportunity | 575010 | Vndr Pymts DSS | <u>\$ 378,550.00</u> |
|        |                      |        |                | \$1,514,201.00       |

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

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

**Sponsors:** Tuohy, Tautel, Sutherland

**Co-Sponsors:** Bonelli, Paduch, Benton, Cheney, Faggione, Hines, Kulisek, Luján, Minuta, O’Donnell, Ruszkiewicz, Sassi, Sierra, Stegenga, Vero, Brescia

**RESOLUTION NO. 47 OF 2021**

**RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2021 ORANGE COUNTY BUDGET FOR THE ORANGE COUNTY DEPARTMENT OF SOCIAL SERVICES, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Department of Social Services is requesting authorization for a supplemental appropriation to the 2021 budget to receive and expend \$11,486,480.00 from the U.S. Department of the Treasury for COVID-19 stimulus funding. Said funds were applied for by the Department of Social Services while working in unison with the Orange County Office of Community Development. The funds are to be passed through the Department of Social Services to provide Rental Assistance for those from 30-80% of the area median income, who meet need requirements resulting from COVID-19; and

**WHEREAS**, the Department of Social Services will specifically look to not only assist those individuals and families experiencing homelessness (or at risk of homelessness), but also support additional prevention initiatives (i.e., loss of utilities) thereby mitigating the additional impact resulting from the COVID-19 pandemic. There are no local funds involved.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the 2021 budget for the Orange County Department of Social Services is hereby supplemented as indicated above and stated below to receive and expend \$11,486,480.00 from the U.S. Department of the Treasury for COVID-19 stimulus funding, to be used for a Rental Assistance Program; and it is further

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

**Revenue:**

|      |        |                      |        |  |                 |
|------|--------|----------------------|--------|--|-----------------|
| 3100 | 639701 | Economic Opportunity | 449891 | Federal Aid, Other Home<br>and Community Services – ERAP | \$11,486,480.00 |
|------|--------|----------------------|--------|--|-----------------|

**Expenses:**

|      |        |                      |        |                |                        |
|------|--------|----------------------|--------|----------------|------------------------|
| 3100 | 639701 | Economic Opportunity | 574980 | Vndr Pymts DSS | \$ 9,763,508.00        |
| 3100 | 639701 | Economic Opportunity | 575010 | Vndr Pymts DSS | <u>\$ 1,722,972.00</u> |
|      |        |                      |        |                | \$11,486,480.00        |

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

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

Ayes 21;                                      Noes 0;                                      Absent 0;                                      ADOPTED.

**Sponsors:**        Tautel, Tuohy, Sutherland

**Co-Sponsors:** Bonelli, Paduch, Benton, Cheney, Faggione, Hines, Kulisek, Luján, Minuta, O'Donnell, Ruszkiewicz, Sassi, Sierra, Stegenga, Vero, Brescia

**RESOLUTION NO. 48 OF 2021**

**RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2021 ORANGE COUNTY BUDGET FOR THE ORANGE COUNTY DEPARTMENT OF SOCIAL SERVICES, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the Orange County Department of Social Services is requesting authorization for a supplemental appropriation to the 2021 budget to receive and expend \$1,000,000.00 passed through from the Orange County Office of Community Development (Community Development Block Grant Program). Said funds were originally received by the Office of Community Development from the U.S. Department of Housing and Urban Development, and are to be passed through the Department of Social Services to implement a homeless prevention program; and

**WHEREAS**, the Department of Social Services will specifically look to assist those individuals and families experiencing homelessness (or at risk of homelessness) resulting from the COVID-19 pandemic. There are no local funds involved.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the 2021 budget for the Orange County Department of Social Services is hereby supplemented as indicated above and stated below to receive and expend \$1,000,000.00 passed through from the Orange County Office of Community Development (Community Development Block Grant Program); and it is further

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

**Revenue:**

|                             |                          |                |
|-----------------------------|--------------------------|----------------|
| 639701 Economic Opportunity | 428011 Interfund Revenue | \$1,000,000.00 |
|-----------------------------|--------------------------|----------------|

**Expenses:**

|                             |                       |                      |
|-----------------------------|-----------------------|----------------------|
| 639701 Economic Opportunity | 574980 Vndr Pymts DSS | \$ 750,000.00        |
| 639701 Economic Opportunity | 575010 Vndr Pymts DSS | <u>\$ 250,000.00</u> |
|                             |                       | \$1,000,000.00       |

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



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

Ayes 21; Noes 0; Absent 0; ADOPTED.

**HEALTH AND MENTAL HEALTH COMMITTEE:**

**Sponsors: Sutherland, Tautel**

**Co-Sponsors: Bonelli, Paduch, Benton, Cheney, Faggione, Hines, Kulisek, Luján, Minuta, O'Donnell, Ruszkiewicz, Sassi, Sierra, Stegenga, Tuohy, Vero, Brescia**

**RESOLUTION NO. 49 OF 2021**

**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF HEALTH, TO ACCEPT AND APPROPRIATE ADDITIONAL GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.**

**WHEREAS**, the New York State Department of Health has offered additional grant funds in the amount of \$31,578.00 for the Public Health Emergency Preparedness Program, to be used for the Opioid Crisis. The term of the grant runs from September 1, 2020 through August 31, 2021; 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 additional grant funds from the New York State Department of Health in the amount of \$31,578.00 for the Public Health Emergency Preparedness Program, to be used for the Opioid Crisis, as indicated above.

2. That the 2021 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 – OD2A \$31,578.00

**Expense:**

1010 401018 579530 Subcontractor Payments \$31,578.00

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

**PUBLIC SAFETY AND EMERGENCY SERVICES COMMITTEE:**

**Sponsors:** Faggione, Vero, Hines, Stegenga, Sierra, Sassi

**Co-Sponsors:** Bonelli, Paduch, Amo, Benton, Cheney, Kulisek, Minuta, O'Donnell, Ruszkiewicz, Sutherland, Tuohy, Brescia

**RESOLUTION NO. 50 OF 2021****RESOLUTION RATIFYING THE POLICE REFORM AND REINVENTION COLLABORATIVE PANEL REFORM AND REINVENTION PLAN.**

**WHEREAS**, on June 12, 2020 Governor Andrew Cuomo issued Executive Order No. 203 (hereinafter "EO 203") requiring each local government in the State to adopt a policing reform plan by April 1, 2021 including ratification by the local government's legislature of any reform plan; and

**WHEREAS**, pursuant to EO 203, a Panel (hereinafter "Panel") was assembled to review the present practices of the Orange County Sheriff's Office, and to develop and plan the implementation of policies which will build police-community relationships, and which will reflect the community's vision of the role of the Orange County Sheriff's office; and

**WHEREAS**, the Panel assembled and published the present practices of the Orange County Sheriff's Office, met in a virtual public forum which allowed for public comment on three occasions, conducted a survey of the public which also allowed for public comment, and requested public comment by way of a dedicated email address and then published the results of all public questions and answers provided and all survey results and comments; and

**WHEREAS**, the Panel published a the Final Draft of the Panel's Reform and Reinvention Plan on February 8, 2021; and

**WHEREAS**, the Panel elicited and accepted further public comment on the Panel's Final Draft Reform and Reinvention Plan by conducting a public telephone conference and by a dedicated email address, the results of which were published with the Final Draft of the Panel's Reform and Reinvention Plan on February 18, 2021; and

**WHEREAS**, EO 203 requires ratification by the Orange County Legislature prior to certification by the County Executive; and

**WHEREAS**, the Final Draft Reform and Reinvention Plan was presented to the Public Safety and Emergency Services Committee on February 18, 2021 and adopted on the same date.

**NOW, THEREFORE, IT IS HEREBY**

**RESOLVED**, that the County Legislature of the County of Orange adopts the Panel's Final Draft Reform and Reinvention Plan as published on February 18, 2021 and as adopted by the Public Safety and Emergency Services Committee on the same date; and be it further

**RESOLVED**, that the Clerk of the County Legislature shall provide a copy of the Final Draft Reform and Reinvention Plan to the County Executive of the County of Orange for the purpose of certification and delivery to the Governor of the State of New York in full satisfaction of the requirements of EO 203. <https://www.orangecountygov.com/DocumentCenter/View/20569>

Seconded by Mr. Ruszkiewicz.

Ms. Tautel stated that she had some reservation but she has hope for the future of this since it is a living and open document. She hoped that they can work together to seek funding for body cameras for the Sheriff's Office and address systemic issues that were not talked about during this process.

Chairman Brescia thought that the body cameras were discussed at the Public Safety Committee meeting.

Mr. Hines added that the Sheriff's Office is in favor of body cameras, they are just concerned about the storage and the cost. They are looking at grant funds and other municipalities that are doing it and how they are doing it regarding storage.

Mr. Luján thought that there was mention of a section on the website to file an anonymous complaint. The body cameras and storage for them is very costly. He was happy to see that they took notice of the many agencies across Orange County does not reflect the diversity but there is a plan in place to work towards that. Anti-racism training at the academy is what they should be pushing for and if not at the academy then they should make sure it is part of the curriculum for all the officers.

Mr. Amo pointed out that this is just the beginning and it is a way to move things forward. He thought that Sheriff DuBois did a great job.

Mr. Hines stated that he served on the committee on behalf of the county and he congratulated the Sheriff's Office. They were open and transparent. At their second meeting the Sheriff's Office showed all of their responsibility and discussed what the special operations group does, crisis intervention and de-escalation after an incident. Their Human Rights Director, Inaudy Esposito, was going to work directly with the Sheriff's Office with their training along with Commissioner Miller regarding mental health. The Sheriff's Office is CALEA certified and that is what Executive Order 203 was really about in trying to get other departments to comply with the standards that they are already at. He added that the complaint button is already up and working on the website just to show how fast they react. They get the bias training at the academy and also they receive that training four times a year. It is very impressive and it was great to be a part of it.

Mr. Paduch agreed with all the comments that were stated. It is great that it is a living document so there is the ability to change or add. The City of Middletown invested themselves at \$150,000 for ten years to make sure that every single officer has a body camera. He further mentioned that the Town of Wallkill has a great program on data on their website and maybe the Sheriff's Office could look into that to see if that can help them choose a program in the future.

Mr. Faggione complimented Chairman of the Public Safety and Emergency Services Committee, Kevin Hines, and the Sheriff's Office. He sits on the police committee for the Town of Deerpark and it is very impressive to see the work product of the county. They took some of the issues and brought them into the Town of Deerpark for discussion and it is great to have such an accredited police force in the Sheriff's Office leading the way in Orange County.

Mr. Cheney applauded the work that has been done to present date in regard to the Police Reform and Reinvention Collaborative Panel Reform and Intervention Plan and all the years of accreditations that the Sheriff's Office has achieved. He reminded everyone of the resolution that passed the full Legislature on February 4, 2021, the responsibility to provide fairness and equal treatment on the county's policies and procedures. This plan which is one of those policies and, therefore, it is their responsibility to provide a periodic review of the document. He looked forward to conducting that review in the future to determine if the plan and related policies continue to meet the needs of the residents and the desire of this body. That is for all plans and policies of the county.

Mr. Sierra shared that he made his comments at the Public Safety Committee. He thanked the Sheriff's Office and noted the many accreditations they have well before this plan took place. He had the opportunity to sit on the committee for Middletown and they did an excellent job. He was happy to hear that all the Legislators acknowledge that this is a fluid document, it is a living document, it can change and evolve. This is something that came down from the state and they did the best they could regardless of their opinions. He supported the resolution and pointed out that he is a sponsor on the resolution. He was happy that this will evolve and constantly be reviewed, hopefully on a yearly basis and he would like to continue to participate with this. They are all lawmakers and there is no perfect lawmaker and there is no perfect law out there. He felt they did a good job and is there room for improvement, absolutely. He was happy to sponsor the resolution.

Chairman Brescia planned to attend an Executive 203 meeting at 6:00 p.m. with the Village of Montgomery and it will be their third meeting. He is on the steering committee which is small and there are two people of color that are on the committee, one village trustee and a chief and lieutenant of the police department. He felt that the Executive Order 203 was enacted with people of color in mind. It is a living document and it can be tweaked. They have done many parallel things that the Legislature is doing now and he is proud of the committee. There are a lot of great ideas. He commended Legislator Hines and the Sheriff's Office and all those involved.

The vote resulted as follows:

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

Noes: Luján

Ayes 20;

Noes 1;

Absent 0;

ADOPTED.

**PHYSICAL SERVICES COMMITTEE:**

**Sponsors: Paduch, Bonelli**

**Co-Sponsors: Sassi, Sierra**

**RESOLUTION NO. 51 OF 2021**

**RESOLUTION CONFIRMING THE APPOINTMENTS 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 appointments to the Orange County Water Authority Board of Directors.

**APPOINTMENT:**

**TERM EXPIRES:**

Peter V. Tuohy  
Monroe, New York

December 31, 2021

Erik Denega, P.E., P.M.P.  
Goshen, New York

December 31, 2021

Dominic Cordisco  
Cornwall-on-Hudson, New York

December 31, 2022

Louis J. Ingrassia  
Middletown, New York

December 31, 2022

**NOW, THEREFORE**, it is hereby

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

Seconded by Mr. Vero.

Mr. Paduch mentioned that Lou Ingrassia is one of the new appointees. He is the Water and Sewer Superintendent for the Town of Walkill and he is one of the best people to be on this board.

Chairman Brescia commented that he was aware Mr. Paduch has been a big proponent of Lou Ingrassia, and he is also. He is a great choice. He added that Peter Tuohy, Erik Denega and Dominic Cordisco are great choices as well.

Mr. Kulisek asked about Peter Tuohy’s appointment because to his recollection there was a board member who became a Legislator and was asked to step down for a reason. He asked for an explanation.

Mr. Chapman explained that there was no prohibition under state law related to members of the Legislature serving on the Water Authority Committee.

Mr. Kulisek wanted to confirm there were no conflicts. Maybe that Legislator left on their own accord but he thought they were asked to step down.

Mr. Cheney explained that the Legislator who was on the board was not forced to resign, he believed that he chose to and it was entirely up to him.

Mr. Minuta shared that he was the board member who sat on the Water Authority. When he became a Legislator, he had many things on his plate including the Newburgh School Board and not knowing what the proper protocol was he chose to step down.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

**Sponsors: Paduch, Kulisek**

**Co-Sponsor: Tautel**

### RESOLUTION NO. 52 OF 2021

**RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR STATE ASSISTANCE FROM THE HOUSEHOLD HAZARDOUS WASTE STATE ASSISTANCE PROGRAM AND SUPPLEMENT ELECTRONIC WASTE ASSISTANCE GRANTS AND THE SIGNING OF THE ASSOCIATED STATE MASTER GRANT CONTRACT UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.**

**WHEREAS**, the State of New York provides financial aid for household hazardous waste programs; and

**WHEREAS**, the County of Orange, herein referred to as the "MUNICIPALITY", has examined and duly considered the applicable laws of the State of New York, and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

**WHEREAS**, it is necessary that a contract by and between The People of the State of New York, herein referred to as the "STATE", and the MUNICIPALITY be executed for such STATE aid.

**NOW, THEREFORE**, it is hereby

**RESOLVED**, as follows:

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York, including all understanding and assurances contained in said application, is hereby authorized.

2. That the County Executive, or his designee, is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if such application is approved by the STATE, and to execute any and all other papers and agreements required in connection with such application, subject to review thereof by the County Attorney for purposes of form and content.

3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the STATE for share of such costs as indicated in the contract.

4. That two (2) certified copies of this Resolution shall be prepared and sent to the New York State Department of Environmental Conservation together with a complete application.

5. That this Resolution shall take effect immediately.

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

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

**Sponsors: Ruszkiewicz, Tuohy, Benton, Minuta**

**RESOLUTION NO. 53 OF 2021**

**AMENDING BOND RESOLUTION DATED MARCH 4, 2021 AMENDING THE BOND RESOLUTION ADOPTED FEBRUARY 6, 2020, IN RELATION TO THE ACQUISITION OF VARIOUS GOLF COURSE EQUIPMENT AT THE HICKORY HILL GOLF COURSE.**

Recitals

**WHEREAS**, the County Legislature of the County of Orange, New York, has heretofore duly authorized capital project No. 745, consisting of the acquisition of various golf course equipment at the Hickory Hill Golf Course (the "Project"), and has authorized the such acquisition, at the estimated maximum cost of \$147,000, which amount was appropriated therefore pursuant to Resolution No. 34 of 2020, duly adopted on February 6, 2020; and

**WHEREAS**, due to increases in New York State contract pricing, it is necessary to increase the appropriation for such project for estimated costs of such acquisition;

**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 February 6, 2020, entitled:

"BOND RESOLUTION DATED FEBRUARY 6, 2020

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF VARIOUS GOLF COURSE EQUIPMENT AT THE HICKORY HILL GOLF COURSE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$147,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$147,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION"

is hereby amended to read as follows:

**BOND RESOLUTION DATED FEBRUARY 6, 2020 AND AMENDED MARCH 4, 2021**  
**BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF VARIOUS GOLF COURSE EQUIPMENT AT THE HICKORY HILL GOLF COURSE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$156,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$156,000 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 continue capital project no. 745 for the Department of Parks for the acquisition of various golf course equipment at the Hickory Hill Golf Course, all as more particularly described in the County's 2021 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 \$156,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$156,000 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 \$156,000 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 \$156,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 89 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 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 without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds 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 Orange County Post published in Vails Gate, New York; the Warwick Advertiser-Photo News, published in Chester, 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 Orange County Post published in Vails Gate, New York; the Warwick Advertiser-Photo News, published in Chester, 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.

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

**Sponsors: Bonelli, Ruskiewicz, Benton, Sutherland**

#### **RESOLUTION NO. 54 OF 2021**

**AMENDING BOND RESOLUTION DATED MARCH 4, 2021 AMENDING THE BOND RESOLUTION ADOPTED FEBRUARY 6, 2020, IN RELATION TO THE ACQUISITION OF VARIOUS PARK EQUIPMENT AT THE THOMAS BULL MEMORIAL PARK.**

#### Recitals

**WHEREAS**, the County Legislature of the County of Orange, New York, has heretofore duly authorized capital project No. 737, consisting of the acquisition of various park equipment at the Thomas Bull Memorial Park (the "Project"), and has authorized the such acquisition, at the estimated maximum cost of \$76,000, which amount was appropriated therefore pursuant to Resolution No. 35 of 2020, duly adopted on February 6, 2020; and

**WHEREAS**, due to increases in New York State contract pricing, it is necessary to increase the appropriation for such project for estimated costs of such acquisition;

**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 February 6, 2020, entitled:

"BOND RESOLUTION DATED FEBRUARY 6, 2020

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF VARIOUS PARK EQUIPMENT AT THE THOMAS BULL MEMORIAL PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$76,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$76,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION"

is hereby amended to read as follows:

**BOND RESOLUTION DATED FEBRUARY 6, 2020 AND AMENDED MARCH 4, 2021**  
**BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF VARIOUS PARK EQUIPMENT AT THE THOMAS BULL MEMORIAL PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$78,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$78,000 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 continue capital project no. 737 for the Department of Parks for the acquisition of various park equipment at the Thomas Bull Memorial Park, all as more particularly described in the County's 2021 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 \$78,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$78,000 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 \$78,000 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 \$78,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 89 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 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 without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds 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 Orange County Post published in Vails Gate, New York; the Warwick Advertiser-Photo News, published in Chester, 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 Orange County Post published in Vails Gate, New York; the Warwick Advertiser-Photo News, published in Chester, 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.

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

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

Ayes 21;                                      Noes 0;                                      Absent 0;                                      ADOPTED.

**Sponsors:      Tuohy, Minuta, Benton, Hines**

**RESOLUTION NO. 55 OF 2021**

**AMENDING BOND RESOLUTION DATED MARCH 4, 2021 AMENDING THE BOND RESOLUTION ADOPTED FEBRUARY 6, 2020, IN RELATION TO THE ACQUISITION OF VARIOUS GOLF COURSE EQUIPMENT AT THE STONY FORD GOLF COURSE.**

Recitals

**WHEREAS**, the County Legislature of the County of Orange, New York, has heretofore duly authorized capital project No. 746, consisting of the acquisition of various golf course equipment at the Stony Ford Golf Course (the "Project"), and has authorized the such acquisition, at the estimated maximum cost of \$103,000, which amount was appropriated therefore pursuant to Resolution No. 31 of 2020, duly adopted on February 6, 2020; and

**WHEREAS**, due to increases in New York State contract pricing, it is necessary to increase the appropriation for such project for estimated costs of such acquisition;

**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 February 6, 2020, entitled:

"BOND RESOLUTION DATED FEBRUARY 6, 2020

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF VARIOUS GOLF COURSE EQUIPMENT AT THE STONY FORD GOLF COURSE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$103,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$103,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION"

is hereby amended to read as follows:

**BOND RESOLUTION DATED FEBRUARY 6, 2020 AND AMENDED MARCH 4, 2021**  
**BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE ACQUISITION OF VARIOUS GOLF COURSE EQUIPMENT AT THE STONY FORD GOLF COURSE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$110,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$110,000 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 continue capital project no. 746 for the Department of Parks for the acquisition of various golf course equipment at the Stony Ford Golf Course, all as more particularly described in the County's 2021 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 \$110,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$110,000 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 \$110,000 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 \$110,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 89 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 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 without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds 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 Orange County Post published in Vails Gate, New York; the Warwick Advertiser-Photo News, published in Chester, 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 Orange County Post published in Vails Gate, New York; the Warwick Advertiser-Photo News, published in Chester, 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.

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

**WAYS AND MEANS COMMITTEE:**

**Sponsors: Benton, Kulisek**

**RESOLUTION NO. 56 OF 2021**

**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 5, 2021, 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<br/>NET TO COUNTY</u> |
|---------------------------|---|--|
| Blooming Grove<br>27-1-20 | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 701.00                              |
| Blooming Grove<br>28-1-2  | Abraham Malik<br>10 Israel Zupnik Dr. #201<br>Monroe, NY 10950                      | \$ 4,500.00                            |
| Blooming Grove<br>29-3-70 | Matthew Camerino<br>10 Clinton Ave.<br>Cortland Manor, NY 10567-5102                | \$ 250.00                              |
| Cornwall<br>39-5-2        | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 501.00                              |
| Cornwall<br>102-18-2      | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 1,350.00                            |
| Deerpark<br>29-8-12       | Judy Wilson Young<br>22 Canal Dr.<br>Godeffroy, NY 12729                            | \$ 500.00                              |
| Goshen<br>17-1-16         | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 1,000.00                            |

|                          |   |             |
|--------------------------|---|-------------|
| Montgomery<br>3-1-15.224 | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 301.00   |
| Mount Hope<br>11-8-7     | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 1,201.00 |
| Mount Hope<br>11-8-21    | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 601.00   |
| Newburgh<br>4-1-27.8     | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 601.00   |
| Newburgh<br>34-1-13.2    | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 501.00   |
| Tuxedo<br>7-1-1.2        | Auction Flippers LLC<br>15922 Eldorado Pkwy Ste 500<br>PMB 6005<br>Frisco, TX 75035 | \$ 301.00   |
| Warwick<br>218-1-89.2    | Evelyn Dumonte<br>24 Oak Hill Ct.<br>Owings Mills, MD 21117                         | \$45,000.00 |
| Woodbury<br>231-2-15     | Barry Stith<br>4 Academy Street<br>Newburgh, NY 12550                               | \$ 500.00   |

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

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

Sponsor: Benton

**RESOLUTION NO. 57 OF 2021**

**RESOLUTION APPROVING THE APPLICATIONS FOR THE CORRECTION OF CERTAIN ERRORS APPEARING ON THE 2021 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 2021 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 2021**

| <u>PROPERTY</u>               | <u>OWNER</u>        | <u>REASON</u>  |                  |  |                           |
|-------------------------------|---------------------|--|------------------|--|---------------------------|
| Town of Cornwall<br>34-1-58.2 | Deborah Cashara     | 550-2(h) Clerical Error<br>School taxes relieved in error. |                  |  |                           |
|                               | <u>Now Reads</u>    |  | <u>Should Be</u> |  | <u>Amount of DECREASE</u> |
| County                        | 367,800 \$ 1,371.86 | 367,800  | \$ 1,371.86      |  | \$ 0.00                   |
| Town                          | 367,800 \$ 633.35   | 367,800  | \$ 633.35        |  | \$ 0.00                   |
| Highway                       | 367,800 \$ 343.93   | 367,800  | \$ 343.93        |  | \$ 0.00                   |
| PT Town                       | 367,800 \$ 571.05   | 367,800  | \$ 571.05        |  | \$ 0.00                   |
| Sch Relevy                    | \$ 10,638.04        |  | \$ 0.00          |  | \$ 10,638.04              |
| Canterbury Fire               | 367,800 \$ 392.85   | 367,800  | \$ 392.85        |  | \$ 0.00                   |
| Cornwall refuse               | <u>\$ 435.59</u>    |  | <u>\$ 435.59</u> |  | <u>\$ 0.00</u>            |
|                               | \$ 14,386.67        |  | \$ 3,748.63      |  | \$ 10,638.04              |

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

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

Sponsor: Benton

**RESOLUTION NO. 58 OF 2021**

**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 Chester<br>13-3-5 | Town of Chester | Property is municipality owned as of March 14, 2019. |

**FOR THE YEAR 2020**

|                                     |                    |
|-------------------------------------|--------------------|
| County                              | \$ 3,932.61        |
| Town                                | \$ 3,101.86        |
| Highway                             | \$ 929.61          |
| Pt Town                             | \$ 2,875.04        |
| Chester Library                     | \$ 487.46          |
| FD004 Chester Fire                  | \$ 965.04          |
| SW079 Swr Dist 4a o&m               | \$ 4,710.13        |
| WD019 Sugarloaf Hills Wtr           | \$ 2,127.15        |
| Warwick Central School              | \$23,539.13        |
| School interest reported for relevy | \$ 470.78          |
| Relevy penalty                      | \$ 1,680.69        |
| 5% County penalty                   | \$ 2,240.98        |
| Town mail fee                       | \$ 2.00            |
|                                     | <u>\$47,062.48</u> |

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

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

Sponsor: Benton

**RESOLUTION NO. 59 OF 2021**

**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<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2012**

|                         |                   |
|-------------------------|-------------------|
| County                  | \$ 504.68         |
| Town                    | \$ 142.83         |
| Open Space – PDR        | \$ 29.08          |
| Highway                 | \$ 143.63         |
| Pt Town                 | \$ 95.89          |
| AM005 Warwick Ambul     | \$ 27.31          |
| FD043 Warwick Fire      | \$ 78.92          |
| RG005 Warwick Recycling | \$ 39.39          |
| Warwick Central School  | \$3,047.66        |
| Relevy penalty          | \$ 213.34         |
| 5% County penalty       | \$ 216.14         |
| Town mail fee           | \$ 2.00           |
|                         | <u>\$4,540.87</u> |

| <u>PROPERTY</u>              | <u>OWNER</u>  | <u>REASON</u>              |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2013**

|                         |            |
|-------------------------|------------|
| County                  | \$ 504.39  |
| Town                    | \$ 147.77  |
| Open Space – PDR        | \$ 26.83   |
| Highway                 | \$ 147.14  |
| Pt Town                 | \$ 89.19   |
| AM005 Warwick Ambul     | \$ 27.67   |
| FD043 Warwick Fire      | \$ 79.80   |
| RG005 Warwick Recycling | \$ 43.23   |
| Warwick Central School  | \$3,113.16 |
| Relevy penalty          | \$ 217.92  |
| 5% County penalty       | \$ 219.86  |
| Town mail fee           | \$ 2.00    |
|                         | \$4,618.96 |

**PROPERTY****OWNER****REASON**

|                              |               |                            |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |
|------------------------------|---------------|----------------------------|

**FOR THE YEAR 2014**

|                         |            |
|-------------------------|------------|
| County                  | \$ 532.94  |
| Town                    | \$ 144.45  |
| Open Space – PDR        | \$ 28.44   |
| Highway                 | \$ 157.23  |
| Pt Town                 | \$ 89.71   |
| AM005 Warwick Ambul     | \$ 28.18   |
| FD043 Warwick Fire      | \$ 81.12   |
| RG005 Warwick Recycling | \$ 46.99   |
| Warwick Central School  | \$3,215.41 |
| Relevy penalty          | \$ 225.08  |
| 5% County penalty       | \$ 227.48  |
| Town mail fee           | \$ 2.00    |
|                         | \$4,779.03 |

**PROPERTY****OWNER****REASON**

|                              |               |                            |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |
|------------------------------|---------------|----------------------------|

**FOR THE YEAR 2015**

|                  |           |
|------------------|-----------|
| County           | \$ 553.96 |
| Town             | \$ 145.86 |
| Open Space – PDR | \$ 27.99  |
| Highway          | \$ 158.17 |

|                         |            |
|-------------------------|------------|
| Pt Town                 | \$ 92.88   |
| AM005 Warwick Ambul     | \$ 28.18   |
| DM001 Demo/Removal      | \$ 900.00  |
| FD043 Warwick Fire      | \$ 82.06   |
| RG005 Warwick Recycling | \$ 46.85   |
| Warwick Central School  | \$3,286.14 |
| Relevy penalty          | \$ 230.03  |
| 5% County penalty       | \$ 277.61  |
| Town mail fee           | \$ 2.00    |
|                         | \$5,831.73 |

**PROPERTY**

**OWNER**

**REASON**

|                              |               |                            |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |
|------------------------------|---------------|----------------------------|

**FOR THE YEAR 2016**

|                         |            |
|-------------------------|------------|
| County                  | \$ 557.03  |
| Town                    | \$ 142.80  |
| Open Space – PDR        | \$ 23.73   |
| Highway                 | \$ 171.76  |
| Pt Town                 | \$ 91.50   |
| AM005 Warwick Ambul     | \$ 27.89   |
| FD043 Warwick Fire      | \$ 83.18   |
| RG005 Warwick Recycling | \$ 46.07   |
| Warwick Central School  | \$3,310.09 |
| Relevy penalty          | \$ 231.71  |
| 5% County penalty       | \$ 234.29  |
| Town mail fee           | \$ 2.00    |
|                         | \$4,922.05 |

**PROPERTY**

**OWNER**

**REASON**

|                              |               |                            |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |
|------------------------------|---------------|----------------------------|

**FOR THE YEAR 2017**

|                         |            |
|-------------------------|------------|
| County                  | \$ 548.91  |
| Town                    | \$ 141.03  |
| Open Space – PDR        | \$ 24.39   |
| Highway                 | \$ 161.60  |
| Pt Town                 | \$ 119.95  |
| AM005 Warwick Ambul     | \$ 28.41   |
| FD043 Warwick Fire      | \$ 83.68   |
| RG005 Warwick Recycling | \$ 44.43   |
| Warwick Central School  | \$3,282.23 |

|                   |                |
|-------------------|----------------|
| Relevy penalty    | \$ 229.76      |
| 5% County penalty | \$ 233.22      |
| Town mail fee     | <u>\$ 2.00</u> |
|                   | \$4,899.61     |

| <u>PROPERTY</u>              | <u>OWNER</u>  | <u>REASON</u>              |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2018**

|                         |                |
|-------------------------|----------------|
| County                  | \$ 559.50      |
| Town                    | \$ 145.01      |
| Open Space – PDR        | \$ 22.20       |
| Highway                 | \$ 171.09      |
| Pt Town                 | \$ 128.55      |
| AM005 Warwick Ambul     | \$ 28.97       |
| DM001 Demo/Removal      | \$ 660.00      |
| FD043 Warwick Fire      | \$ 85.24       |
| RG005 Warwick Recycling | \$ 44.45       |
| Warwick Central School  | \$3,333.68     |
| Relevy penalty          | \$ 233.36      |
| 5% County penalty       | \$ 270.60      |
| Town mail fee           | <u>\$ 2.00</u> |
|                         | \$5,684.65     |

| <u>PROPERTY</u>              | <u>OWNER</u>  | <u>REASON</u>              |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2019**

|                         |                |
|-------------------------|----------------|
| County                  | \$ 569.36      |
| Town                    | \$ 152.00      |
| Open Space – PDR        | \$ 21.36       |
| Highway                 | \$ 187.05      |
| Pt Town                 | \$ 127.62      |
| AM005 Warwick Ambul     | \$ 29.55       |
| FD043 Warwick Fire      | \$ 92.83       |
| RG005 Warwick Recycling | \$ 45.12       |
| Warwick Central School  | \$3,393.98     |
| Relevy penalty          | \$ 237.58      |
| 5% County penalty       | \$ 242.82      |
| Town mail fee           | <u>\$ 2.00</u> |
|                         | \$5,101.27     |



| <u>PROPERTY</u>              | <u>OWNER</u>  | <u>REASON</u>              |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.1 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2020**

|                         |            |
|-------------------------|------------|
| County                  | \$ 580.33  |
| Town                    | \$ 150.29  |
| Open Space – PDR        | \$ 16.21   |
| Highway                 | \$ 186.54  |
| Pt Town                 | \$ 145.75  |
| AM005 Warwick Ambul     | \$ 30.33   |
| FD043 Warwick Fire      | \$ 114.29  |
| RG005 Warwick Recycling | \$ 47.37   |
| Warwick Central School  | \$3,468.93 |
| Relevy penalty          | \$ 242.83  |
| 5% County penalty       | \$ 249.14  |
| Town mail fee           | \$ 2.00    |
|                         | \$5,234.01 |

Seconded by Mr. Vero.

Mr. Kulisek inquired about the parcel in Warwick and the next parcel listed on the agenda also in Warwick. He noticed that both properties had an oil spill and asked for an explanation.

Mr. Ruskiewicz explained that these two properties in Warwick had an oil company accidently spill quite a bit of fuel oil into the basement of the house. The owners abandoned the property and from what he understood from the County Attorney’s Office they do not want the county to take title to that property because of the liability with the contaminated soil.

The vote resulted as follows:

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

**Sponsor: Benton**

**RESOLUTION NO. 60 OF 2021**

**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<br>42-1-80.2 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2012**

|                        |                |
|------------------------|----------------|
| County                 | \$ 49.76       |
| Town                   | \$ 14.08       |
| Open Space – PDR       | \$ 2.87        |
| Highway                | \$ 14.16       |
| Pt Town                | \$ 9.45        |
| AM005 Warwick Ambul    | \$ 2.69        |
| FD043 Warwick Fire     | \$ 7.78        |
| Warwick Central School | \$300.48       |
| Relevy penalty         | \$ 21.03       |
| 5% County penalty      | \$ 21.12       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$445.42       |

| <u>PROPERTY</u>              | <u>OWNER</u>  | <u>REASON</u>              |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.2 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2013**

|                        |                |
|------------------------|----------------|
| County                 | \$ 49.73       |
| Town                   | \$ 14.57       |
| Open Space – PDR       | \$ 2.65        |
| Highway                | \$ 14.51       |
| Pt Town                | \$ 8.79        |
| AM005 Warwick Ambul    | \$ 2.73        |
| FD043 Warwick Fire     | \$ 7.87        |
| Warwick Central School | \$306.94       |
| Relevy penalty         | \$ 21.49       |
| 5% County penalty      | \$ 21.46       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$452.74       |

| <u>PROPERTY</u>              | <u>OWNER</u>  | <u>REASON</u>              |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.2 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2014**

|                        |                |
|------------------------|----------------|
| County                 | \$ 52.54       |
| Town                   | \$ 14.24       |
| Open Space – PDR       | \$ 2.80        |
| Highway                | \$ 15.50       |
| Pt Town                | \$ 8.84        |
| AM005 Warwick Ambul    | \$ 2.78        |
| FD043 Warwick Fire     | \$ 8.00        |
| Warwick Central School | \$317.01       |
| Relevy penalty         | \$ 22.19       |
| 5% County penalty      | \$ 22.20       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$468.10       |

**PROPERTY****OWNER****REASON**

Town of Warwick  
42-1-80.2

Cleary, Karen

Property had an oil spill.

**FOR THE YEAR 2015**

|                        |                |
|------------------------|----------------|
| County                 | \$ 54.62       |
| Town                   | \$ 14.38       |
| Open Space – PDR       | \$ 2.76        |
| Highway                | \$ 15.59       |
| Pt Town                | \$ 9.16        |
| AM005 Warwick Ambul    | \$ 2.78        |
| FD043 Warwick Fire     | \$ 8.09        |
| Warwick Central School | \$323.98       |
| Relevy penalty         | \$ 22.68       |
| 5% County penalty      | \$ 22.70       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$478.74       |

**PROPERTY****OWNER****REASON**

Town of Warwick  
42-1-80.2

Cleary, Karen

Property had an oil spill.

**FOR THE YEAR 2016**

|                     |          |
|---------------------|----------|
| County              | \$ 54.92 |
| Town                | \$ 14.08 |
| Open Space – PDR    | \$ 2.34  |
| Highway             | \$ 16.93 |
| Pt Town             | \$ 9.02  |
| AM005 Warwick Ambul | \$ 2.75  |

|                        |                |
|------------------------|----------------|
| FD043 Warwick Fire     | \$ 8.20        |
| Warwick Central School | \$326.35       |
| Relevy penalty         | \$ 22.84       |
| 5% County penalty      | \$ 22.87       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$482.30       |

**PROPERTY****OWNER****REASON**

|                              |               |                            |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.2 | Cleary, Karen | Property had an oil spill. |
|------------------------------|---------------|----------------------------|

**FOR THE YEAR 2017**

|                        |                |
|------------------------|----------------|
| County                 | \$ 54.12       |
| Town                   | \$ 13.90       |
| Open Space – PDR       | \$ 2.40        |
| Highway                | \$ 15.93       |
| Pt Town                | \$ 11.83       |
| AM005 Warwick Ambul    | \$ 2.80        |
| FD043 Warwick Fire     | \$ 8.25        |
| Warwick Central School | \$323.60       |
| Relevy penalty         | \$ 22.65       |
| 5% County penalty      | \$ 22.77       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$480.25       |

**PROPERTY****OWNER****REASON**

|                              |               |                            |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.2 | Cleary, Karen | Property had an oil spill. |
|------------------------------|---------------|----------------------------|

**FOR THE YEAR 2018**

|                        |                |
|------------------------|----------------|
| County                 | \$ 55.16       |
| Town                   | \$ 14.30       |
| Open Space – PDR       | \$ 2.19        |
| Highway                | \$ 16.87       |
| Pt Town                | \$ 12.67       |
| AM005 Warwick Ambul    | \$ 2.86        |
| FD043 Warwick Fire     | \$ 8.40        |
| Warwick Central School | \$328.67       |
| Relevy penalty         | \$ 23.01       |
| 5% County penalty      | \$ 23.21       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$489.34       |

| <u>PROPERTY</u>              | <u>OWNER</u>  | <u>REASON</u>              |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.2 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2019**

|                        |                |
|------------------------|----------------|
| County                 | \$ 56.13       |
| Town                   | \$ 14.99       |
| Open Space – PDR       | \$ 2.11        |
| Highway                | \$ 18.44       |
| Pt Town                | \$ 12.58       |
| AM005 Warwick Ambul    | \$ 2.91        |
| FD043 Warwick Fire     | \$ 9.15        |
| Warwick Central School | \$334.61       |
| Relevy penalty         | \$ 23.42       |
| 5% County penalty      | \$ 23.72       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$500.06       |

| <u>PROPERTY</u>              | <u>OWNER</u>  | <u>REASON</u>              |
|------------------------------|---------------|----------------------------|
| Town of Warwick<br>42-1-80.2 | Cleary, Karen | Property had an oil spill. |

**FOR THE YEAR 2020**

|                        |                |
|------------------------|----------------|
| County                 | \$ 57.22       |
| Town                   | \$ 14.82       |
| Open Space – PDR       | \$ 1.60        |
| Highway                | \$ 18.39       |
| Pt Town                | \$ 14.37       |
| AM005 Warwick Ambul    | \$ 2.99        |
| FD043 Warwick Fire     | \$ 11.27       |
| Warwick Central School | \$342.02       |
| Relevy penalty         | \$ 23.94       |
| 5% County penalty      | \$ 24.33       |
| Town mail fee          | <u>\$ 2.00</u> |
|                        | \$512.95       |

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

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

Sponsor: Benton

**RESOLUTION NO. 61 OF 2021**

**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<br>61-1-9.222 | L & B Developers | Property is a landfill. |

**FOR THE YEAR 2020**

|   |                |
|---|----------------|
| County  | \$ 362.36      |
| Town  | \$ 93.84       |
| Open Space-PDR  | \$ 10.12       |
| Highway   | \$ 116.48      |
| Pt Town   | \$ 91.01       |
| AM006 Gwd Lake Ambul                                    | \$ 23.08       |
| FD019 Warwick Fire 2                                    | \$ 100.59      |
| Greenwood Lake Union Free School<br>reported for relevy | \$2,238.87     |
| Relevy penalty  | \$ 156.72      |
| 5% County penalty                                       | \$ 159.65      |
| Town mail fee   | <u>\$ 2.00</u> |
|   | \$3,354.72     |

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

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

Ayes 21; Noes 0; Absent 0; **ADOPTED.**

Chairman Brescia called upon Majority Leader Bonelli and explained that the Legislature was going to enter executive session, at which time he planned to abstain from and he would exit the meeting and rejoin later.

Ms. Bonelli made a motion to enter executive session at 4:12 p.m., seconded by Mr. Paduch.

Mr. Chapman explained that the purpose to go into executive session was pursuant to Section 105f of the Public Officer's Law which relates to employment of various persons. Also for the purpose of seeking privileged and confidential legal advice from the Office of the County Attorney relating to appointments to the Orange County Industrial Development Agency Board and the Orange County Funding Corporation.

Mr. Faggione made the motion to come out of executive session at 6:03 p.m., seconded by Mr. O'Donnell.

Mr. Ruskiewicz requested consent to place on the agenda, "**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE REMOVING MEMBERS FROM AND APPOINTING MEMBERS TO THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY PURSUANT TO SECTION 856 AND 912 OF THE GENERAL MUNICIPAL LAW,**" seconded by Mr. Amo.

Acting Chairwoman Bonelli placed the consent resolution on the agenda as item no. 23.

Ms. Tautel asked Mr. Chapman to address the legality of the issue. If removing members of the IDA and the Orange County Funding Corporation, would it prevent other agencies from taking legal action against the member and or former member.

Acting Chairwoman Bonelli asked Mr. Chapman to explain the resolution.

Mr. Chapman explained that for the record he was acting as counsel for the Legislature at the request of the Legislature in the absence of Ms. Abraham due to a family matter. He added that Ms. Reyes, Senior Assistant County Attorney, was with him today in his office and noted that she has been involved. He stated that IDAs are formed under the general municipal law and pursuant to section 856 subdivision 2 of the general municipal law, this Legislative Body appoints members and may remove members. The consent resolution identifies the existing IDA Board Members and can remove them pursuant to section 856 subdivision 2 and replace them with successor board members. He addressed Ms. Tautel's question and it was confirmed by the District Attorney's Office that the action taken by the Legislature would not impede the District Attorney's ongoing investigation which is a matter of public record based upon the IDA's own disclosure. Ms. Reyes was present for those discussions with the District Attorney's Office and he asked for her to confirm what he has stated was true.

Ms. Reyes confirmed what Mr. Chapman stated was true.

Mr. Chapman suggested that the resolution be read into the minutes since it is a consent resolution.

Deputy Clerk Bradley read the resolution into the minutes:

**MISCELLANEOUS:**

**Sponsors: Ruskiewicz, Amo**

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE REMOVING MEMBERS FROM AND APPOINTING MEMBERS TO THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY PURSUANT TO SECTION 856 AND 912 OF THE GENERAL MUNICIPAL LAW.**

**WHEREAS**, pursuant to General Municipal Law 856, the Orange County Industrial Development Agency (IDA) may consist of between three and seven board members "Member" or "Members"; and

**WHEREAS**, as of February 1, 2021 the Members of the Orange County Industrial Development Agency (IDA) were: L. Stephen Brescia, Edward A. Diana, James DiSalvo, Michael Gaydos, John I. McCarey, Mary Ellen Rogulski, and Denise Quinn; now therefore be it

**RESOLVED:**

1. That such Members, while appointed to specific terms as Members of the Orange County Industrial Development Agency (IDA), actually serve at the pleasure of this Legislative body,<sup>1</sup> are removed from both the Orange County Industrial Development Agency (IDA) Board and, to the extent a resolution of this Legislature is necessary, removed from the Orange County Funding Corporation Board, upon their designated successor, qualifying for such Boards as follows:

**OUTGOING BOARD MEMBER**

**SUCCESSOR BOARD MEMBER**

L. Stephen Brescia

J. Daniel Bloomer of the Town of Newburgh

Edward A. Diana

John Douthit of the Town of Monroe

James DiSalvo

Michael J. Torelli of the Town of Goshen

Michael Gaydos

J. Paul Ruskiewicz of the Town of Warwick

John I. McCarey

Vincent Odock of the Town of Newburgh

Denise Quinn

Tyler Etzel, Jr. of the Town of Woodbury

Mary Ellen Rogulski

Lesley A. Pierri of the Town of New Windsor

Be it further

**RESOLVED**, in accordance with Section 856, subdivision 2, of the General Municipal Law, this Legislative body hereby appoints the above named successor Board Members to the Orange County Industrial Development Agency (IDA) and to the extent such appointment is not automatic, to the Board of the Orange County Funding Corporation; and be it further

<sup>1</sup> The County Legislature is the appointing authority of the IDA Board under Section 856(2) of the General Municipal Law.



**RESOLVED**, that this Legislative body designates to the extent necessary J. Daniel Bloomer as Chairperson of the Orange County Funding Corporation and Orange County Industrial Development Agency (IDA) until a successor Chairperson is determined pursuant to Law; and be it further

**RESOLVED**, that this Legislative body requests the above named Successor Board Members meet at a time and location (virtually or otherwise) determined by J. Daniel Bloomer; and be it further

**RESOLVED**, that the removal and appointment of Members provided for herein is made pursuant to Section 856, subdivision 2 of the General Municipal Law; and be it further

**RESOLVED**, that in accordance with Section 856, subdivision 2 of the General Municipal Law, the Clerk of the County Legislature is directed to transmit a certificate of appointment of the said appointments to the Secretary of State together with a certified copy of this Resolution; and be it further

**RESOLVED**, that the Clerk of the Legislature and persons herein appointed may and shall take such other actions as the Counsel to the Legislature deems necessary to effectuate the appointments and actions provided for herein; and be it further

**RESOLVED**, that the Clerk of the County Legislature is directed to notify the County Executive, District Attorney, and Authorities Budget Office of the State of New York of the passage of this resolution.

Ms. Tautel confirmed with Mr. Chapman that by removing these board members it does not prevent any other agency from taking legal action against a member or former member, not just their investigation. She pointed out that she has an association with Lesley Pierri's husband who was appointed to the Town of Highlands as the Police Chief and she has a friendly relationship with the family. She wanted to confirm there was no conflict of interest.

Mr. Chapman explained that the fact that Ms. Tautel knows someone and appointed someone's husband to a different job is not relevant and there is no financial relationship with Lesley Pierri. He added that they spoke directly with the District Attorney's Office which would be the prosecuting agency and they advised that the Legislature should take whatever action they wish to take and the District Attorney's Office will take whatever action the District Attorney's Office wishes to take. The Legislature is not impeding the District Attorney's Office by taking action. He added that he was not present for that meeting but Ms. Reyes was present and Legislative Counsel Abraham was present and they have no reason to believe that it impedes at all.

Ms. Tautel requested that Agenda Item No. 23, "**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE REMOVING MEMBERS FROM AND APPOINTING MEMBERS TO THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY PURSUANT TO SECTION 856 AND 912 OF THE GENERAL MUNICIPAL LAW,**" be withdrawn and referred to the Education and Economic Development Committee, seconded by Mr. Hines.

Ms. Tautel agreed with her fellow Legislators but has no confidence in the current board members of the IDA or the staff. They have no guarantee that by replacing the board members, any

of the questions they seek will be answered. She saw the resolution for the first time just a few moments ago. She had knowledge of a few members, such as Mr. Odock who's resume she reviewed ahead of time and was addressed in committee. She knew Lesley Pierri as she stated earlier and she knows fellow Legislator Ruskiewicz. She did not have the opportunity to see the qualifications and resumes of the other people listed to be a successor board member. She felt that this was an extremely important issue that cannot be rushed in an executive session. They have procedures and statutory committees for a reason. This was very serious and they did not have ample time to research the resolution properly and have it vetted through committee.

Mr. Minuta commented on Ms. Tautel's remark about her fellow Legislators having no confidence because that is not the case.

Ms. Tautel apologized for the presumption of grouping everyone together on that statement.

Ms. Stegenga stated that this has been a big topic for them over the last year as far as the Legislature trying to obtain information as to what is going on with the IDA. As a member of the Education and Economic Development Committee, she is aware the Chairman Ruskiewicz requested information that they have not received. As the Legislative Body that is supposed to oversee the IDA and make sure they are showing true transparency to our taxpayers, she did not think that this should be referred to committee and they should take action. She felt they were well within their rights according to legal counsel and the recommendations to be able to do this. She would vote against withdrawing the resolution and referring it to committee.

Mr. Ruskiewicz understood the concern with the speed at which this was taking place. It is a big and important decision that they need to make. He understood the need to move forward rapidly. As of now they have zero communication with the current IDA Board and that is a big problem considering everything going on and the number of projects that are out there. His major concern is that those projects continue to move forward. In Warwick there is a very big project that he would not want to see delayed in any way. He asked if this did get referred to committee would it be possible to have a special committee meeting followed by a special session.

Acting Chairwoman Bonelli responded that she believed it would be at their discretion and concurred with Mr. Chapman, who agreed, it would be at the discretion of the Legislature.

Mr. O'Donnell stated that as of now, they have not seen any new information that would influence their vote today. He did not see any reason to wait. It has been discussed thoroughly, over and over. He did not see any reason to not move forward. They can start getting the information they requested tomorrow. There is no indication that they would get any information forthcoming. The only way they will get information is with new board members.

Mr. Paduch addressed Ms. Tautel's motion and agreed that they did not have anyone's background and there is no labor representative on the board. He was concerned with that and noted that they should address the members they are appointing.

On roll call, Ms. Tautel's motion to withdraw and refer the resolution back to the Education and Economic Development Committee was defeated by the following vote:

Ayes: Paduch, Anagnostakis, Hines, Kulisek, **Luján, Minuta, Tautel**

Noes: Bonelli, Amo, Benton, Cheney, Faggione, O'Donnell, Ruskiewicz, Sassi, Sierra, Stegenga, Sutherland, Tuohy

Abstained: Brescia

Absent: Vero

Ayes 7;                      Noes 12;                      Abstention 1;                      Absent 1;                      DEFEATED.

Mr. Ruskiewicz read the following statement: The purpose of this resolution is to address concerns regarding the IDA. Back in December they passed a resolution authorizing funds to conduct an independent audit of the IDA, Accelerator and the Funding Corporation. Following that they sent a letter signed by him as Chairman of the Education and Economic Development Committee to the IDA Board requesting specific information. The response they received was not from the IDA Board, but rather an attorney hired by the IDA's outside counsel. The IDA Board then hired an independent auditor, Leonard Vona, to conduct a detailed audit. They agreed to have Mr. Vona come to the Education and Economic Development Committee meeting on February 19<sup>th</sup> to share his findings. Unfortunately, once Mr. Vona started his presentation, it was evident that we had not received the information that was supposed to be sent to us to support Mr. Vona's presentation. Mr. Vona forwarded the information to them and agreed to come back and meet with us at a Special Education and Economic Development Committee meeting on February 25<sup>th</sup> once they had time to review the information. From the information that Mr. Vona did share through his slide presentation, it was evident that there are several issues regarding the management with the IDA that needed to be addressed. On February 25<sup>th</sup>, prior to the special meeting, the IDA learned that the District Attorney would be issuing a subpoena for records and conducting an investigation of the IDA. We learned that the state comptroller's office was also conducting an investigation of the IDA. Our Legislative Counsel was informed by Mr. Betke, the IDA's independent counsel, that neither he or Mr. Vona would be attending the Education and Economic Development Committee meeting. It became clear at this point that the IDA Board will not be communicating with the Education and Economic Development Committee or the Legislature pending the outcome of these investigations. The Legislature is the appointing authority of the IDA Board members. They are now in a situation where they have no communication with the IDA and are not able to receive updates as to the status of their many projects and work that is critical to economic development in the county. In order for us to do our job as Legislators it is necessary for us to have an IDA Board that we can communicate with and work with to ensure that the work of the IDA continues to benefit the residents of Orange County. By passing this resolution, we will ensure that we will be able to have a strong working relationship with the IDA and address any issues there that need to be addressed. More importantly, we will be able to ensure that the many important projects of the IDA continue to move forward uninterrupted. I would also like to say that I believe we have good people serving on the current IDA Board, but unfortunately due to the current situation, we are not able to communicate with them or have a positive working relationship which is the reason they are moving forward with the

resolution. I fully expect that once these investigations are concluded and we get through this interim period, they will have the opportunity to reappoint some or all of them. I believe we need to take action and cannot wait for the conclusion of the pending investigations. It is for these reasons that I will be supporting this resolution. Thank you.

Acting Chairwoman Bonelli thanked Mr. Ruskiewicz for his comments and added that they were well taken and she concurred with his thoughts.

Mr. Kulisek mentioned the statement that Mr. Ruskiewicz read, he talked about possibly reappointing some of the existing members which was news to him. He asked if that was the recommendation by the Education and Economic Development Committee.

Mr. Ruskiewicz stated that it was not a recommendation but as counsel pointed out, the board members serve at their pleasure. They can remove or add board members at any time. The reason why he made those comments was because they do not know what the outcome of the investigations will be. They are not implying that anyone did anything wrong. They are merely removing these board members and putting new board members in so that they can have communication with the board and move forward in a positive direction. Once the investigations are over, they may or may not decide to reappoint some or all the members. That was to be determined. He wanted to point out that it could be a possibility in the future.

Mr. Benton stated that their hands were tied, logistically and legally. They need to do their due duty and unfortunately that means they need to move forward with replacing the entire membership. He was not opposed in anyway, once they find out the results of the investigation, he would be okay with reappointing the previous members next year once they find out who did what, when and where.

Acting Chairwoman Bonelli reminded everyone that the terms for the new board appointments are due to expire on December 31, 2021. That will provide the opportunity to review each appointment and make any adjustments as they see fit.

Mr. O'Donnell agreed with Mr. Ruskiewicz and noted that they need to review the new board members, whether they did anything wrong or not, he felt they would be obligated to put people back on that did nothing wrong.

Mr. Amo stated that it was a sad day for all of them to have to go through this. He struggled with this, but it is the only way to proceed. Once the air is clean and they understand what is going on, he would be ready to reappoint those who are appropriate.

Ms. Tautel explained that her vote was with a lot of heavy consideration after a lot of back and forth in and out of executive session. She planned to vote in the affirmative on the resolution with the assurance from their acting attorney, Mr. Chapman, who has already confirmed, that removing these board members does not prevent them or any other agency who might have financial or legal responsibility from their actions, and does not prevent them being held accountable.

Mr. Sassi requested to Call the Question, seconded by Mr. Benton.

Mr. Chapman pointed out that he wanted to add the end date of the term in the resolution.

Mr. O'Donnell made the motion to add the IDA Board members expiration date of December 31, 2021 to the resolution, seconded by Mr. Tautel.

On roll call, the motion to add the expiration date of December 31, 2021 passed by the following vote:

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

Abstained: Anagnostakis, Brescia

Absent: Vero

Ayes 18;                      Noes 0;                      Abstention 2;                      Absent 1;                      ADOPTED.

Chairman Brescia pointed out that there were some qualified members on the new board that they are appointing. He did not agree with the resolution and he planned to abstain. He wanted to be on record stating that he supported Mr. Vincent Odock.

The resolution as amended follows:

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE REMOVING MEMBERS FROM AND APPOINTING MEMBERS TO THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY PURSUANT TO SECTION 856 AND 912 OF THE GENERAL MUNICIPAL LAW.**

**WHEREAS**, pursuant to General Municipal Law 856, the Orange County Industrial Development Agency (IDA) may consist of between three and seven board members "Member" or "Members"; and

**WHEREAS**, as of February 1, 2021 the Members of the Orange County Industrial Development Agency (IDA) were: L. Stephen Brescia, Edward A. Diana, James DiSalvo, Michael Gaydos, John I. McCarey, Mary Ellen Rogulski, and Denise Quinn; now therefore be it

**RESOLVED:**

1. That such Members, while appointed to specific terms as Members of the Orange County Industrial Development Agency (IDA), actually serve at the pleasure of this Legislative body,<sup>2</sup> are removed from both the Orange County Industrial Development Agency (IDA) Board and, to the extent a resolution of this Legislature is necessary, removed from the Orange County Funding Corporation Board, upon their designated successor (who are each hereby appointed to such Boards to serve until December 31, 2021), qualifying for such Boards as follows:

<sup>2</sup> The County Legislature is the appointing authority of the IDA Board under Section 856(2) of the General Municipal Law.

## OUTGOING BOARD MEMBER

L. Stephen Brescia

Edward A. Diana

James DiSalvo

Michael Gaydos

John I. McCarey

Denise Quinn

Mary Ellen Rogulski

Be it further

## SUCCESSOR BOARD MEMBER

J. Daniel Bloomer of the Town of Newburgh

John Douthit of the Town of Monroe

Michael J. Torelli of the Town of Goshen

J. Paul Ruskiewicz of the Town of Warwick

Vincent Odock of the Town of Newburgh

Tyler Etzel, Jr. of the Town of Woodbury

Lesley A. Pierri of the Town of New Windsor

**RESOLVED**, in accordance with Section 856, subdivision 2, of the General Municipal Law, this Legislative body hereby appoints the above named successor Board Members to the Orange County Industrial Development Agency (IDA) and to the extent such appointment is not automatic, to the Board of the Orange County Funding Corporation; and be it further

On roll call, the resolution as amended passed by the following vote:

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

Abstained: Anagnostakis, Brescia

Absent: Vero

Ayes 18;                      Noes 0;                      Abstention 2;                      Absent 1;                      ADOPTED.

Mr. Cheney request that Agenda Item No. 4 on the agenda, "**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE CONFIRMING THE APPOINTMENT BY THE CHAIRMAN OF THE ORANGE COUNTY LEGISLATURE TO THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY**" and agenda item No. 5 on the agenda, "**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE CONFIRMING THE APPOINTMENT BY THE CHAIRMAN OF THE ORANGE COUNTY LEGISLATURE TO THE ORANGE COUNTY FUNDING CORPORATION,**" be withdrawn, seconded by Mr. Amo.

Acting Chairwoman Bonelli announced that as a result of the actions they just took, it was an appropriate step to take by withdrawing the appointment.

Mr. Paduch mentioned that there was a new IDA Board in place and asked when they would have a meeting to get things started. They are in a rush to get a board in place but who controls when they meet.

Mr. Chapman explained that the first thing they need to do is to take the necessary steps to qualify for office. Then they asked Mr. Bloomer to be Chairman of the IDA and Funding Corp. and to call a meeting which was asked in the resolution.

Acting Chairwoman Bonelli asked if Mr. Chapman can explain what it means to "qualify for office".

Mr. Chapman stated that there is a certificate that needs to be filed with New York State in Albany. That is something normally done by the Clerk of the Legislature so he will work on that with the Clerk.

Mr. Kulisek asked when the new IDA Board and the resolution is in effect.

Mr. Chapman stated that the resolution takes effect immediately and the new members need to take certain steps and then the certificates need to be sent to Albany.

Mr. Kulisek asked if the existing board remains in office until when.

Mr. Chapman responded that they will continue until the new appointees qualify and they will take the steps to effectuate the qualifications forth wit.

On motion of Mr. Faggione, seconded by Ms. Tautel, the Legislature adjourned at 6:51 p.m.

ADJOURNED.

Jean M. Ramppen, Clerk