

REGULAR SESSION, THURSDAY, MAY 2, 2019

REGULAR SESSION

May 2, 2019

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

Chairman Brescia called the Legislature to order with a moment of silence followed by the Pledge of Allegiance to the Flag. Ms. Regina Creegan of Port Jervis, New York sang the National Anthem.

On roll call, all members were present with the exception of Legislators Ruskiewicz, Stegenga and Sierra who were absent.

Chairman Brescia pointed out that Legislator Ruskiewicz was attending a Senate hearing regarding an important subject on behalf of the Vegetable Growers Association of which he is president.

Chairman Brescia and Legislator Minuta presented a proclamation to Dora Wright and the Wright family honoring the memory of former Legislator James Wright who passed away on March 5, 2019.

Chairman Brescia and Deputy County Executive Porr and Debbie Pesola, DSS Senior Case Supervisor overseeing Foster Care and adoption Services, presented a proclamation to Shannon Dittbrenner, Irvin and Pamela DeSousa, Alexandra Levy and Ian Dahl, Victoria and Pasty Monaco and Davina Henry, recognizing May as National Foster Parent Month.

Legislator Sierra arrived at 3:39 p.m.

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

Ms. Bonelli moved to vote collectively on Agenda Item Nos. 11 through 14 and 19 through 21, seconded by Mr. Vero.

Chairman Brescia stated if there were no objections, these items will be voted on collectively.

MISCELLANEOUS:

Sponsor: Brescia

Co-Sponsors: Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Faggione, Hines, Kulisek, Luján, Minuta, O'Donnell, Sassi, Sierra, Sutherland, Tautel, Tuohy, Vero

RESOLUTION NO. 117 OF 2019

RESOLUTION OF THE LEGISLATURE OF THE COUNTY OF ORANGE HONORING THE MEMORY OF JAMES C. WRIGHT, OUTSTANDING CITIZEN, DEDICATED PUBLIC SERVANT, VETERAN, BUSINESSMAN, AND FORMER COUNTY LEGISLATOR FOR THE ELEVENTH LEGISLATIVE DISTRICT.

WHEREAS, it is fitting and appropriate to recognize the career and life of an outstanding citizen, dedicated public servant, veteran and respected colleague at this regular meeting of the Orange County Legislature; and

WHEREAS, JAMES C. WRIGHT began his first term as a legislator on January 1, 1970 in the new charter form of government which replaced the 37-member Board of Supervisors with an elected County Executive and Legislature of 21 members. He served until his retirement in 1997. During his tenure he was Majority Leader, served on the Physical Services, Personnel and Compensation and Finance and Administration Committees, and was Chairman of the Rules, Enactment and Intergovernmental Relations Committee. He influenced every important public policy decision made during his Legislative career. He was proactive in the creation of the Orange County Enhanced 911 System, and was appointed to the Stewart Airport Commission where he served as Chairman from 1983 to 2016; and

WHEREAS, JAMES C. WRIGHT served in the U.S. Army as a fire detection specialist with the First Infantry Division patrolling the German/Czechoslovakia border. He eventually started his own business, the Wright Employment Agency in 1959. As a self-employed businessman, he was active in many business, civic and community organizations and served in various capacities with the Eastern Orange Chamber of Commerce, The Newburgh Businessman's Association, The Jaycees, Kiwanis Club of Newburgh, the Orange County Industrial Development Agency and the Foreign Trade Zone Management Board; and

WHEREAS, JAMES C. WRIGHT demonstrates that love of his family and community, and a personal conviction to work hard and strive for excellence are key to a life of fulfillment; and

WHEREAS, JAMES C. WRIGHT'S service to the County of Orange is most deeply appreciated.

NOW, THEREFORE, it is hereby

RESOLVED, that we, the Orange County Legislature do hereby formally memorialize our profound sentiments on the occasion of the passing of **JAMES C. WRIGHT** on behalf of ourselves and of all the People of the County of Orange to whose interest and service he was so dedicated; and

IT IS FURTHER

RESOLVED, that this Resolution be spread upon the records of this body as a permanent memorial and as an enduring standard for its members and for all citizens.

Seconded by Mr. Vero.

The vote resulted as follows:

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

Absent: Ruszkiewicz, Stegenga

Ayes 19;

Noes 0;

Absent 2;

ADOPTED.

RULES, ENACTMENTS AND INTERGOVERNMENTAL RELATIONS COMMITTEE:

Sponsors: Cheney, Amo, Hines
Co-Sponsors: Faggione, Luján, Sierra, Tautel

RESOLUTION NO. 118 OF 2019**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE ADOPTING THE 2019 UPDATE AND NEW SUPPLEMENT (NEW CHAPTER 6 – “TRANSPORTATION”) TO THE ORANGE COUNTY COMPREHENSIVE MASTER PLAN FOR ORANGE COUNTY, PURSUANT TO SECTION 9.02 OF THE ORANGE COUNTY ADMINISTRATIVE CODE.**

WHEREAS, the Orange County Planning Department and the Orange County Planning Board, in consultation with the Orange County Executive, along with community leaders, local organizations and the public has prepared the 2019 Update and a new Chapter 6 supplement, entitled “Transportation” to the Orange County Comprehensive Plan; and

WHEREAS, the proposed 2019 Update replaces the 2010 “Strategies for Quality Communities Plan,” but retains the five supplemental chapters of the (i) Open Space Plan (2004), (ii) Water Master Plan (2010), (iii) Greenway Compact (2013), (iv) Agricultural and Farmland Protection Plan and (v) Economic Development Strategy. The proposed update also includes supplement Chapter 6, entitled “Transportation”; and

WHEREAS, the County Legislature held a public hearing on Wednesday, February 27th, 2019 at 3:00 p.m. at the SUNY Orange Newburgh campus, One Washington Center, Newburgh, New York 12250, and which continued on Wednesday, March 20, 2019, at 5:00 p.m. at the Legislative Chambers in the Orange County Government Center, 255 Man Street, Goshen New York. Testimony and written comments were reviewed by the Planning Department staff and the Planning Board and considered by this Legislature prior to the adoption of the 2019 Update and supplement of Chapter 6; and

WHEREAS, in compliance with the State Environmental Quality Review Act (SEQRA), by Resolution No. 43 of 2019, as hereby amended, this Legislature assumed Lead Agency Status pursuant to 6 NYCRR 617.7, classified the proposed action as a Type I action and determined that the proposed update and supplement will not have any significant adverse environmental impact and issued a negative declaration, thereto; and

WHEREAS, this Legislature does wish to adopt said plan as the 2019 Update and Chapter 6 Supplement of the Comprehensive Master Plan for Orange County.

NOW THEREFORE, it is hereby

RESOLVED, the County Comprehensive Plan as updated and supplemented by the documents *(attached hereto) as prepared by the Orange County Department of Planning, be and hereby is adopted as the Comprehensive Master Plan for Orange County and henceforth shall be treated as such in the manner provided for by law.

*(On file in Clerk Legislative Office)

Seconded by Mr. Vero.

Mr. Faggione thanked the Planning Department, specifically Commissioner Church, for his efforts. The updates to the Comprehensive Plan, including the supplemental chapter 6 involving transportation was quite an undertaking. His staff developed a great plan. He thanked the public as there were two public hearings held and there was a lot of participation from the public and the comments were noted and added to the record. He was hopeful everyone would vote in favor of the plan.

The vote resulted as follows:

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

Absent: Ruszkiewicz, Stegenga

Ayes 19; Noes 0; Absent 2; ADOPTED.

Sponsors: Hines, Cheney

Co-Sponsors: Bonelli, Paduch, Amo, Luján, Minuta, Sutherland, Tuohy

RESOLUTION NO. 119 OF 2019

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE, PURSUANT TO THE NEW YORK STATE CONSTITUTION ARTICLE IX AND MUNICIPAL HOME RULE LAW SECTION 40, SENDING A HOME RULE REQUEST TO THE NEW YORK STATE LEGISLATURE IN SUPPORT OF LEGISLATION AMENDING GENERAL MUNICIPAL LAW AND THE TAX LAW, IN RELATION TO INCLUDING THE COUNTY OF ORANGE WITHIN THE DEFINITION OF A "DESIGNATED COMMUNITY" UNDER THE HUDSON VALLEY COMMUNITY PRESERVATION ACT OF 2007.

WHEREAS, Orange County has been a strong proponent of Open Space, establishing a program to provide funds to various projects throughout the county to protect and preserve valuable agricultural lands, water resources, wildlife habitat and scenic vistas; and

WHEREAS, local municipalities have expressed an interest in creating their own Open Space Programs through the establishment of Community Preservation Programs. The Community Preservation Program would allow municipalities to develop plans and provide funds, through the imposition of a real property transfer tax, for the protection and preservation of lands within their own communities; and

WHEREAS, the Town of Warwick is a prime example of a local community that not only advocates, but has committed its resources to the preservation of some of the finest agricultural lands and open space in Orange County; and

WHEREAS, other municipalities in Orange County, should have the same opportunity, to opt for the creation of their own Community Preservation Programs.

NOW, THEREFORE, it is hereby

RESOLVED, that we, the Orange County Legislature send a Home Rule Request in support of the New York State Legislature amending general municipal law and the tax law to include Orange County as a "designated community" within the Hudson Valley Community Preservation Act of 2007; and be it further

RESOLVED, that the Clerk of the Legislature be and is hereby authorized and directed to send a certified copy of this resolution to Honorable Andrew M. Cuomo, the Governor of the State of New York and to each member of the State Senate and Assembly whose districts include all or part of Orange County, so that they may be apprised hereof and take all necessary and appropriate action to enact this legislation.

DATED: MAY 2, 2019

Seconded by Mr. Vero.

Mr. Hines mentioned that he was not too familiar with this since it was from 2007 and his term as Legislator began in 2010. He inquired with Legislative Counsel Reed who provided details on this. It was addressed at the Green Committee which is chaired by Legislator Stegenga and now they have a resolution before them which he hopes everyone supports.

Mr. Cheney saw firsthand what this has done, being a Legislator and living in Warwick for forty years, it has been a real game changer in Warwick. It has kept the valley beautiful and he was hopeful everyone would support this.

Mr. Lujan discussed this in the Green Committee which was passed unanimously, and he hoped the Legislature would do the same.

Legislator Stegenga arrived at 4:30 p.m.

Ms. Stegenga apologized for her tardiness as she is taking classes which ran late. She asked that her colleagues support this resolution. This is a benefit for all municipalities and will give an opportunity to skip one step of a three-step process. It will allow each municipality to have the option if they would like to implement this. They would still need to go through the process of preparing a plan, hold public hearings and put it out to referendum in their communities. She added that the municipalities would appreciate the support from the Legislature and urged them to vote in favor of the resolution.

The vote resulted as follows:

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

Abstention: Tautel

Absent: Ruszkiewicz

Ayes 19;

Noes 0;

Abstention 1;

Absent 1;

ADOPTED.

Chairman Brescia called up Lucy Joyce, Executive Director, Cornell Cooperative Extension. He pointed out that Ms. Joyce is a seasoned foster parent.

Ms. Joyce stated that she and her husband are foster parents which became a permanent placement. They adopted two children who were born in Orange County. They dealt with some emotional health issues, but she cannot imagine what some of the foster parents go through. The Foster Care staff are terrific, very professional, which is why she is still connected to the program.

Sponsors: Kulisek, Amo

RESOLUTION NO. 120 OF 2019

A RESOLUTION APPROVING THE CONSOLIDATION OF NEW YORK STATE VITAL STATISTICS REGISTRATION DISTRICTS 3560 AND 3526 INTO ONE DISTRICT PURSUANT TO SECTION 4120 OF THE PUBLIC HEALTH LAW.

WHEREAS, the Town of Monroe and the Village of Monroe have been assigned by New York State as Vital Statistics Registration Districts 3560 and 3526 respectively; and

WHEREAS, said municipalities have passed resolutions approving the consolidation of such Vital Registration Districts; and

WHEREAS, a copy of such resolutions is on file with the Clerk of the Orange County Legislature; and

WHEREAS, the Town and Village of Monroe have agreed to consolidate the Village of Monroe District into the Town of Monroe District (under District 3560); and

WHEREAS, the Town and Village of Monroe have each found that the formal consolidation of the Vital Statistics Registration Districts would benefit the public by eliminating questions as to which District records should be filed where; now therefore be it

RESOLVED, that pursuant to Public Health Law Section 4120(2)(a), the County Legislature of the County of Orange hereby approves the combination of Vital Statistics Registration Districts 3560 and 3526 into one such District under the Town of Monroe (District 3560); and be it further

RESOLVED, that a copy of this Resolution shall be transmitted to the Town and Village Clerks of the Town and Village of Monroe.

DATED: MAY 2, 2019

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

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

Absent: Ruskiewicz

Ayes 20;

Noes 0;

Absent 1;

ADOPTED.

Sponsors: Faggione, Amo, Vero, Cheney, Bonelli, Hines, Kulisek, Paduch
Co-Sponsors: Luján, Sierra, Sutherland

RESOLUTION NO. 121 OF 2019**HOME RULE RESOLUTION OF THE ORANGE COUNTY LEGISLATURE IN SUPPORT OF ASSEMBLY BILL A2079 SEEKING TO AMEND NEW YORK STATE AGRICULTURE AND MARKETS LAW SECTION 286 TO PROVIDE THAT CORNELL COOPERATIVE EXTENSION ORANGE COUNTY BE ELIGIBLE TO QUALIFY FOR STATE FUNDING REIMBURSEMENTS AND GRANT PROGRAMS FOR THE PROMOTION OF AGRICULTURE AND DOMESTIC ARTS.**

WHEREAS, Agriculture is the leading industry in Orange County and ranks 23rd of all New York counties in terms of gross farm sales. The 2017 Census of Agriculture indicates that 621 farms generated \$100.6 million in gross sales. In addition to being a leading state and county industry, agriculture uses a large land base. Between 2007 and 2012, land in farms increased 9%. Farmland represents more than half of Orange County's open space, over 16 percent of total county acreage. Crop and animal production provide a sense of place, community character, wildlife habitat, economic opportunity, recreation, and is a local source of quality food and fiber; and

WHEREAS, much of Orange County's agricultural success can be attributed to Cornell Cooperative Extension Orange County (CCEOC). Since 1915, CCEOC has been making a difference in the lives of county residents. By utilizing the research-based resources of Cornell University, CCEOC have worked hand in hand with local farming community and continue to be a critical component to expand economic development and much needed social programs in our local communities. CCEOC positively impacts agriculture, families, the environment and economic development in Orange County; and

WHEREAS, this Legislature recognizes the importance of having a strong cooperative extension in our county. We have been and continue to be a strong supporter of CCEOC. Each year the County of Orange provides over \$1.6 million dollars to fund CCEOC and its programs; and

WHEREAS, CCEOC is now in the process of implementing its long-term capital plan of creating an Education Center and 4-H Park (the "Facility"). The Facility will provide a safe and welcoming place to hold youth fairs, 4-H events and activities and shall become a regional educational, research and exhibition center for Orange County and Cornell Cooperative Extension; and

WHEREAS, in 2013, fifty-four (54) acres of land located on Finchville Turnpike, in the Town of Mount Hope, New York were identified and secured by CCEOC as the venue for the Facility. In 2016 CCEOC purchased these lands and began its fund-raising campaign efforts to develop the land in phases in accordance with its Master Plan; and.

WHEREAS, the Facility's Master Plan includes 6 pole barns, an enclosed barn, an open fenced arena, shower equipped restrooms, a big red barn, a covered arena, an education center, a flexible use structure, a resting park, a milk house and green house, as well as future camping areas. Private fundraising efforts have provided for the completion of the Dairy Barn, the Kosuga Barn, Orange Bank and Trust Barn and shower equipped restrooms. A DASNY grant funded the open fenced arena designed for horse shows and exhibitions; and

WHEREAS; New York State Agriculture and Markets Law Section 286 and the Department of Agriculture and Markets authorizes and provides funding sources and grant opportunities for infrastructure projects being undertaken by cooperative extension associations and agricultural societies that sponsor county fairs. However, in this county, the Orange County Agricultural Society, Inc. is the designated entity that is eligible to receive such funding. Thus, CCEOC is not eligible to apply for or receive funds under Section 286 or state agricultural fairgrounds infrastructure programs; and

WHEREAS, Agricultural and Markets Law Section 286 and the NYS agricultural fairgrounds infrastructure grants programs were clearly meant to provide funding opportunities to the Facility's Project being undertaken by CCEOC.

NOW THEREFORE, be it

RESOLVED, We, the Orange County Legislature respectfully submit a home rule request for the amendment of New York State Agriculture and Markets Law Section 286 to specifically replace the Orange County Agricultural Society with Cornell Cooperative Extension Orange County as an eligible entity to receive premium reimbursements and to participate in grant, capital assistance and other opportunities offered by New York State; and be it further

RESOLVED, that the Clerk of the Orange County Legislature is hereby directed to send certified copies of this resolution to, Honorable Andrew M. Cuomo, Governor of the State of New York, New York State Agriculture and Markets Commissioner Richard A. Ball, to all Senate and Assembly members whose districts include any or all of Orange County, New York and to Lucy Joyce, Executive Director of Cornell Cooperative Extension Orange County.

DATED: MAY 2, 2019

Seconded by Mr. Vero.

The vote resulted as follows:

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

Abstention: Tautel

Absent: Ruszkiewicz

Ayes 19;

Noes 0;

Abstention 1;

Absent 1;

ADOPTED.

Sponsors: Cheney, Amo, Hines

Co-Sponsors: Faggione, Luján, Tautel

RESOLUTION NO. 122 OF 2019

RESOLUTION TO APPLY FOR, ACCEPT, APPROPRIATE AND IMPLEMENT A FEDERAL TRANSIT ADMINISTRATION GRANT, THE MATCHING NEW YORK STATE TRANSIT GRANT AND A LOCAL COUNTY MATCH FOR THE ORANGE COUNTY DEPARTMENT OF PLANNING,

PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, this Legislature does wish to apply for, accept, appropriate and implement a Federal Transit Administration (FTA) grant, the matching New York State grant and the local match in the total amount of \$29,132,147.00, to be appropriated as follows; and

WHEREAS, there are three program elements: (1) Operating Assistance, (2) ADA Paratransit Service Operating Assistance, (3) Purchase Replacement Transit Vehicles, and (4) Program Administration; and

WHEREAS, the total FTA grant is in the amount of \$26,905,051.00. The New York State match is \$2,240,391.00, and the local share is \$2,240,391.00. The local share consists of \$1,871,700.00 which will be provided by the municipalities and local operators of service and \$368,691.00 county share of which \$318,291.00 in in-kind county work force and \$50,400.00 proceeds from previous bus sales. A new capital project will need to be established.

NOW, THEREFORE, it is hereby

RESOLVED, that the 2019 budget for the Orange County Department of Planning is hereby supplemented in the total amount of \$29,132,147.00 as indicated above and stated on the attached Schedule "A" to apply for, accept, appropriate and implement a Federal Transit Administration (FTA) grant, the matching New York State grant and the local match; and it is further

RESOLVED, that the Commissioner of Finance is hereby authorized to make such modifications forthwith; and it is further

RESOLVED, that the County Executive be and hereby is authorized to accept said grants and to execute any and all other papers and agreements required in connection with such grants, subject to the review thereof by the County Attorney for purposes of form and content.

SCHEDULE "A"

ITEMS #	FUNDING	FUND	ORG.	ACCOUNT	DESCRIPTION	AMOUNT
1	Revenue	1010	802004	445891	Operating Grants – Federal	\$ 7,096,931.00
1	Expense	1010	802004	574001	Bus Transportation	\$ 7,096,931.00
3	Revenue	1100	519701	445971	Capital Transportation – Federal	\$15,376,800.00
3	Revenue	1100	519701	435971	Capital Transportation – State	\$ 1,922,100.00
3	Revenue	1100	519701	419891	Capital Transportation – Local	\$ 1,871,700.00
3	Expense	1100	519701	577010	Capital Budget	\$19,170,600.00
4	Revenue	1010	802004	445891	Operating Grants – Federal	\$ 2,546,325.00
4	Revenue	1010	802004	435891	Operating Grants – State	\$ 318,291.00
4	Expense	1010	802004	571820	Consultant Services	\$ 2,864,616.00

NOTES:

ITEM 3) New Capital Project to be established, name should read "Bus Purchases".

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

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

Absent: Ruszkiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

Sponsors: Vero, Hines

Co-Sponsors: Bonelli, Anagnostakis, Benton, Cheney, Faggione, Minuta, O'Donnell, Sassi, Stegenga, Sutherland, Tuohy, Brescia

RESOLUTION NO. 123 OF 2019

RESOLUTION CONFIRMING THE REAPPOINTMENT BY THE COUNTY EXECUTIVE TO THE ORANGE COUNTY BOARD OF ETHICS, PURSUANT TO LOCAL LAW 2 OF 1994.

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

REAPPOINTMENT:

TERM EXPIRES:

Marcus A. Horrego
Newburgh, New York

December 31, 2021

NOW, THEREFORE, it is hereby

RESOLVED, that said reappointment be and the same hereby is confirmed.

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

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

Absent: Ruszkiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

The Semi-Annual Report of the Mortgage Tax for the period of October 1, 2018 through March 31, 2019, was presented to the Legislature. On motion the same was received and ordered placed on file.

The Clerk read the following:

Apportionment of the Mortgage Tax for the period October 1, 2018 through March 31, 2019, as computed by the Clerk of the Legislature from the statement filed by the County Clerk.

APPORTIONMENT OF THE MORTGAGE TAX FOR THE PERIOD
OCTOBER 1, 2018 - MARCH 31, 2019
AS COMPUTED BY THE CLERK OF THE LEGISLATURE FROM
THE STATEMENT FILED BY THE COUNTY CLERK

TOWN OR CITY	VILLAGE	VILLAGE SHARE	CITY OR TOWN SHARE	TOTAL
Middletown			231,110.39	231,110.39
Newburgh (City)			173,113.13	173,113.13
Port Jervis			50,807.14	50,807.14
Blooming Grove			211,346.26	
	WASHINGTONVILLE	34,609.19		
	SOUTH BLOOMING	21,607.15		267,562.60
Chester			181,631.62	
	CHESTER	33,980.99		215,612.61
Cornwall			148,138.13	
	CORNWALL	20,916.83		169,054.96
Crawford			92,299.71	92,299.71
Deerpark			57,252.47	57,252.47
Goshen			190,104.17	
	GOSHEN	43,577.37		
	FLORIDA	393.27		
	CHESTER	344.00		234,418.81
Greenville			52,526.12	52,526.12
Hamptonburgh			56,580.38	
	MAYBROOK	259.67		56,840.05
Highlands			37,413.45	
	HIGHLAND FALLS	15,178.77		52,592.22
Minisink			47,819.98	
	UNIONVILLE	1,952.91		49,772.89
Monroe			431,869.09	
	MONROE	94,829.07		
	HARRIMAN	14,193.65		
	KIRYAS JOEL	88,970.07		629,861.88
Montgomery			634,771.09	
	MAYBROOK	32,829.71		
	MONTGOMERY	54,450.98		
	WALDEN	84,441.37		806,493.15
Mount Hope			50,173.49	
	OTISVILLE	3,906.45		54,079.94
Newburgh (Town)			538,892.11	538,892.11
New Windsor			455,943.25	455,943.25
Palm Tree			63,468.19	
	KIRYAS JOEL	62,215.26		125,683.45
Tuxedo			51,675.82	
	TUXEDO PARK	13,413.59		65,089.41
Wallkill			298,261.93	298,261.93
Warwick			357,156.17	
	FLORIDA	16,694.62		
	GREENWOOD LAKE	18,247.66		
	WARWICK	36,619.91		428,718.36
Wawayanda			100,883.56	100,883.56
Woodbury			104,612.88	
	HARRIMAN	3,714.98		
	WOODBURY	102,199.79		210,527.65
TOTAL		799,547.26	4,617,850.53	5,417,397.79

On motion the same was received and ordered placed on file.

WAYS AND MEANS COMMITTEE:

Sponsor: Benton

RESOLUTION NO. 124 OF 2019

RESOLUTION ACCEPTING AND CONFIRMING THE REPORT OF THE APPORTIONMENT OF THE MORTGAGE TAX FOR THE PERIOD OCTOBER 1, 2018 THROUGH MARCH 31, 2019, AS COMPUTED FROM STATEMENT FILED BY THE COUNTY CLERK.

RESOLVED, that the report of the apportionment of the Mortgage Tax for the period October 1, 2018 through March 31, 2019, as computed from the statement filed by the County Clerk, pursuant to the provisions of Section 261 of the Tax Law, be accepted and confirmed and that a certified copy thereof be furnished to the Commissioner of Finance, which shall be his warrant to pay the same as specified.

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

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

Absent: Ruskiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

Sponsors: Benton, Sutherland

RESOLUTION NO. 125 OF 2019

RESOLUTION REVIEWING AND AFFIRMING THE ORANGE COUNTY DEBT MANAGEMENT POLICY.

WHEREAS, the primary objective of the Debt Management Policy is to establish conditions for the use of debt and to create procedures and policies that minimize the County's debt service and issuance costs, maintain the highest practical credit rating, and provide full and complete financial disclosure and reporting. This policy applies to all general obligation debt issued by the County.

NOW, THEREFORE, it is hereby

RESOLVED, that this Legislature does hereby accept and affirm the Orange County Debt Management Policy, Appendix A and Appendix B, as presented by the Orange County Commissioner of Finance and as reviewed by the Orange County Legislature.

APPENDIX A

The following table sets forth the debt limit for the County:

COMPUTATION OF DEBT CONTRACTING LIMITATION ASSESSED VALUE AS OF JULY 1 OF THE PRIOR YEAR

<u>Tax Year</u>	<u>Assessed Valuation (a)</u>	<u>State Equalization Rate (b)</u>	<u>Full Valuation</u>
2015	\$12,397,573,155	0.42	\$ 29,723,206,094
2016	\$12,446,003,635	0.41	\$ 30,135,880,022

2017	\$12,579,410,119	0.41	\$ 31,035,437,609
2018	\$13,885,407,716	0.44	\$ 31,885,407,716
2019	\$13,275,586,002	0.40	\$ 33,046,847,847

Total Five-Year Full Valuation \$155,826,773,288

Average Five-Year Full Valuation \$ 31,165,354,658

Debt Limit - 7% of Average of Full Valuation \$ 2,181,574,826

(a) Assessed valuations are determined by the city and town governments comprising the County.

(b) State equalization rates presented represent the weighted average of State equalization rates established for each city and town in the County.

Source: Office of the Real Property Tax Services

APPENDIX B

The following table presents the debt-incurring power of the County and shows that the County is well within its Constitutional Debt Limit at March 1, 2019.

STATEMENT OF DEBT CONTRACTING POWER

	Amount as of <u>March 1, 2019</u>	Percentage <u>of Debt Limit</u>
Debt Contracting Limitation: Seven Percentum of Five Year Average Full Valuation	\$2,181,574,826	100.00%
Gross Direct Debt:		
Serial Bonds	\$ 297,695,189	13.65%
Bond Anticipation Notes	<u>0</u>	0.00%
Total Gross Direct Debt	\$ 297,695,189	13.65%
Exclusions and Deductions:		
Excludable Sewer Debt (a)	\$ 12,490,000	0.57%
Current Budget Appropriations	<u>\$ 29,025,013</u>	1.33%
Total Exclusions and Deductions	\$ 41,515,013	1.90%
Total Net Direct Debt	\$ 256,180,176	11.74%
Debt-Contracting Margin	\$1,925,394,650	88.26%

(a) Excluded pursuant to Section 124.10 of the New York State Local Finance Law and ordered by the State Comptroller on January 20, 1978.

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

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

Absent: Ruszkiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

Sponsors: Benton, Anagnostakis
Co-Sponsor: Tautel

RESOLUTION NO. 126 OF 2019

RESOLUTION AMENDING AND REAFFIRMING THE ORANGE COUNTY INVESTMENT POLICY, PURSUANT TO ARTICLE III, SECTION 3.02(d) OF THE ORANGE COUNTY CHARTER, AND SECTION 39 OF THE NEW YORK STATE GENERAL MUNICIPAL LAW.

WHEREAS, the purpose of establishing a comprehensive investment policy for Orange County is to develop operating principles under the guidelines of current legislation relating to investment activity; and

WHEREAS, Orange County's Investment Policy was last revised and reaffirmed by Resolution No. 90 of 2018.

NOW, THEREFORE, it is hereby

RESOLVED, that this Legislature does accept, amend and reaffirm the Orange County Investment Policy with such amendments, including but not limited to:

- 1) **IV – DESIGNATION OF DEPOSITORIES**, pursuant to Article III, Section 3.02(d) of the Orange County Charter, the County Executive has designated, subject to the approval of the County Legislature, the following depositories located within the County.

<u>DEPOSITORY NAME</u>	<u>MAXIMUM (\$)</u>
Bank of America	\$ 75,000,000
Catskill Hudson Bank	\$ 20,000,000
Citibank N.A.	\$ 75,000,000
Citizens Bank	\$ 75,000,000
Greater Hudson Bank	\$ 50,000,000
JPMorgan Chase Bank	\$200,000,000
Key Bank	\$ 50,000,000

Lakeland Bank	\$ 75,000,000
M&T Bank	\$100,000,000
Orange Bank & Trust	\$ 50,000,000
Sterling Bank (Provident Bank)	\$200,000,000
TD Bank	\$150,000,000

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

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

Absent: Ruskiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

Sponsor: Benton

RESOLUTION NO. 127 OF 2019

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., June 3, 2019, as indicated below.

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

<u>PARCEL</u>	<u>BIDDER</u>	<u>AMOUNT OF BID NET TO COUNTY</u>
Highlands 105-1-19	JB Property Management 4 Eagle Crest, P.O. Box 4 Fort Montgomery, NY 10922	\$ 5,000.00
Wallkill 65-1-16	Jozeth Steele P.O. Box 4099 Middletown, NY 10941	\$13,500.00

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

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

Absent: Ruszkiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

Sponsors: Benton, Bonelli

RESOLUTION NO. 128 OF 2019

RESOLUTION APPROVING THE RELEASE OF THE COUNTY'S INTEREST IN AND TO A CERTAIN DEED SALE PARCEL TO THE PREVIOUS OWNER OF RECORD, PURSUANT TO SECTION FIVE, PARAGRAPH B.1. OF LOCAL LAW NO. 2 OF 2010.

WHEREAS, this Legislature, by Local Law No. 2 of 2010, Section Five, Paragraph B.1., authorized the Orange County Commissioner of Finance (Enforcing Officer) to release the County's interest in and to the following deed sale parcel: Town of Blooming Grove, Section 35, Block 1, Lot 17, and to allow the previous owner of record to purchase his or her parcel.

NOW, THEREFORE, it is hereby

RESOLVED, that the Commissioner of Finance is hereby authorized to release the County's interest in and to a certain deed sale parcel to the previous owner of record, said parcel being in the Town of Blooming Grove, Section 35, Block 1, Lot 17, which sale price shall include the total of outstanding taxes, interest, fees and penalties, as shown on the list submitted to the Legislature; and it is further

RESOLVED, that the County Attorney shall effect the release of the County's interest in said parcel by preparing and submitting to the appropriate Court, an Order discontinuing the in rem tax foreclosure action as to said property, canceling the Notice of Pendency of such action as to said

subsequent to those paid in order to obtain the release provided for or which were, for whatever reason, omitted from the payment made to obtain such release.

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

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

Absent: Ruszkiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

Sponsor: Benton

RESOLUTION NO. 130 OF 2019

RESOLUTION APPROVING THE APPLICATIONS FOR THE CORRECTION OF CERTAIN ERRORS APPEARING ON THE 2019 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 2019 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 2019

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Blooming Grove 106-5-3	Maria & Martin Gonzalez	550-2(h) Clerical Error Village taxes were paid and should not have been releived onto the County/Town tax bill.

	<u>Now Reads</u>		<u>Should Be</u>		<u>Amount to be DECREASED</u>
County	41,100	\$ 903.35	41,100	\$ 903.35	\$ 0.00
Town	41,100	\$ 695.64	41,100	\$ 695.64	\$ 0.00
School Relevy		\$ 6,648.62		\$6,648.62	\$ 0.00
Village Relevy		\$ 3,171.73		\$ 0.00	\$3,171.73
BG Ambulance District	41,100	\$ 64.21	41,100	\$ 64.21	\$ 0.00
Washingtonville FD	41,100	\$ 225.39	41,100	\$ 225.39	\$ 0.00
Town wide Refuse	1	\$ 187.23	1	\$ 187.23	\$ 0.00
		\$11,896.17		\$8,724.44	\$3,171.73

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

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

Absent: Ruszkiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

Sponsors: Benton, Sutherland
Co-Sponsor: Faggione

RESOLUTION NO. 131 OF 2019

AMENDING BOND RESOLUTION DATED MAY 2, 2019 AMENDING THE BOND RESOLUTION ADOPTED SEPTEMBER 1, 2016 AND AMENDED SEPTEMBER 6, 2018, AND APRIL 5, 2019, IN RELATION TO THE REPLACEMENT OF THE COUNTY-OWNED OTISVILLE VIADUCT IN THE VILLAGE OF OTISVILLE.

Recitals

WHEREAS, the County Legislature of the County of Orange, New York, has heretofore duly authorized capital project No. 522, consisting of the replacement of the County-owned Otisville viaduct in the Village of Otisville (the "Project"), and has authorized the planning of such replacement, at the estimated maximum cost of \$100,000, which amount was appropriated therefore pursuant to Bond Resolution No. 172 of 2016, duly adopted on September 1, 2016; and

WHEREAS, the County Legislature of the County of Orange, New York, has heretofore duly authorized the construction of the Project, at the estimated maximum cost of \$2,900,000, which amount was appropriated therefore pursuant to Resolution 185-2018; and

WHEREAS, the County Legislature of the County of Orange, New York, has heretofore on April 5, 2019 further amended Bond Resolution No. 172 of 2016 by adopting Resolution 96 of 2019 to provide for the receipt of State funds in the amount of \$612,750, and decreased the amount of Bonds required to be issued to finance the Project by \$612,750; and

WHEREAS, Resolution 96 of 2019 inadvertently characterized the source and amount of additional funds to be applied to the Project; and

WHEREAS, due to receipt of Federal funds, it has been determined to add additional funds to the cost of the Project and to decrease the amount of County bonds authorized to be issued;

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 September 1, 2016 and amended on September 6, 2018 and April 5, 2019, entitled:
"BOND RESOLUTION DATED SEPTEMBER 1, 2016 AND AMENDED SEPTEMBER 6, 2018 AND APRIL 5, 2019

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING REPLACEMENT OF THE COUNTY-OWNED OTISVILLE VIADUCT IN THE VILLAGE OF OTISVILLE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,900,000; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPLICATION OF \$612,750 IN STATE FUNDS EXPECTED TO BE RECEIVED; AND AUTHORIZING THE ISSUANCE OF \$2,287,250 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION"

is hereby amended to read as follows:

BOND RESOLUTION DATED SEPTEMBER 1, 2016 AND AMENDED SEPTEMBER 6, 2018, APRIL 9, 2019 AND MAY 2, 2019

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING REPLACEMENT OF THE COUNTY-OWNED OTISVILLE VIADUCT IN THE VILLAGE OF OTISVILLE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$3,768,828; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPLICATION OF \$3,580,387 IN FEDERAL FUNDS EXPECTED TO BE RECEIVED; AND AUTHORIZING THE ISSUANCE OF \$188,441 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION.

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

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to continue existing capital project No. 522 for the Department of Public Works, consisting of the replacement of the County-owned Otisville viaduct in the Village of Otisville, all as more particularly described in the County's Capital Plan, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,768,828, and said amount is hereby appropriated therefor, including the application of \$3,580,387 in Federal funds expected to be received (the "Federal Funds"). The plan of financing includes the expenditure of said Federal Funds and the issuance of \$188,441 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance the balance of said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$188,441 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 a portion of said appropriation.

Section 3. The period of probable usefulness of the specific object or purpose for which said \$188,441 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 10 of the Law, is twenty (20) 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, Vails Gate, New York; Warwick Advertiser-Photo News, Chester, New York; the Warwick Valley Dispatch, Warwick, New York; News of the Highlands, Inc., Cornwall, New York; Times Community Newspapers, Newburgh, New York; and the Hudson Valley Press, 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, Vails Gate, New York; Warwick Advertiser-Photo News, Chester, New York; the Warwick Valley Dispatch, Warwick, New York; News of the Highlands, Inc., Cornwall, New York; Times Community Newspapers, Newburgh, New York; and the Hudson Valley Press, 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

Absent: Ruszkiewicz

Ayes 20;

Noes 0;

Absent 1;

ADOPTED.

JOINT-PHYSICAL SERVICES AND WAYS AND MEANS COMMITTEES:

Sponsors: Ruszkiewicz, Kulisek, Cheney, Minuta, Benton

Co-Sponsors: Luján, Sierra, Stegenga, Sutherland, Tautel, Vero

RESOLUTION NO. 132 OF 2019

RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2019 COUNTY BUDGET FOR THE ORANGE COUNTY SOIL AND WATER CONSERVATION DISTRICT, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, in response to NYSDEC regulations and public health concerns, the Orange County Soil and Water Conservation District (SWCD) has developed a project to remove tires from Orange County farms, and to replace their function in holding tarps on feed storage facilities with a manufactured product known as Secure Covers. In 2018, the SWCD coordinated procurement and delivery of the Covers to participating farms. This part of the project had a cost of \$100,000.00 with a \$3,000.00 contribution from the County (AFPB), \$83,000.00 from the SWCD and the balance from farm contributions; and

WHEREAS, tire removal remains to be accomplished, and the cost is estimated at \$150,000.00. The SWCD is prepared to contribute \$50,000.00 to the tire removal, and is seeking \$75,000.00 from the County Legislature. The SWCD has also requested funding from the Orange County Funding Corporation; and

WHEREAS, this Legislature does wish to provide funds to the Orange County Soil and Water Conservation District for said purposes in an amount not to exceed the lesser of \$75,000.00 or the outstanding balance of monies required to fund the said project (\$154,000.00), after applying funds from outside sources (Orange County Soil and Water Conservation, the Orange County Funding Corporation, farmers and/or New York State).

NOW, THEREFORE, it is hereby

RESOLVED, that the 2019 budget for the Orange County Soil and Water Conservation District is hereby supplemented as stated above and indicated below, to be used for the tire removal from Orange County farms; and it is further

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

Revenue:

1010	199001	410011	Taxation	(\$75,000.00)
1010	871003	410011	Taxation	\$75,000.00

Expenses:

1010	199001	579880	Taxation	(\$75,000.00)
1010	871003	579500	S&W – County Contribution	\$75,000.00

Seconded by Mr. Vero.

Chairman Brescia stated that he read an article in the Times Herald Record regarding New York State lost farms three times the national average between 2012 and 2017. He noted that he lost a farm in his district last year. He mentioned that Legislator Ruskiewicz was not in attendance

because he is fighting for the non-overtime for farmers which would cripple farmers in Orange County and throughout the state if it passes. He understood fighting for workers' rights, but they need to do all they can for the farmers.

The vote resulted as follows:

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

Absent: Ruszkiewicz

Ayes 20;

Noes 0;

Absent 1;

ADOPTED.

JOINT-HEALTH AND MENTAL HEALTH AND WAYS AND MEANS COMMITTEES:

Sponsors: Amo, O'Donnell, Benton, Hines

RESOLUTION NO. 133 OF 2019

RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2018 COUNTY BUDGET FOR THE VALLEY VIEW CENTER FOR NURSING CARE AND REHABILITATION, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the Valley View Center for Nursing Care and Rehabilitation is requesting a supplemental appropriation for the 2018 County Budget for the Valley View Center for the purpose of the Federal cost allocation plan in the amount of \$1,581,162.00; and

WHEREAS, this Legislature does wish to provide said funds to the Valley View Center for Nursing Care and Rehabilitation as indicated above.

NOW, THEREFORE, it is hereby

RESOLVED, that the 2018 budget for the Valley View Center for Nursing Care and Rehabilitation is hereby supplemented as stated above and indicated below, for the purpose of the Federal cost allocation plan; and it is further

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

Revenue:

1450	453148	415961	Appropriation Surplus	\$1,581,162.00
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Expense:

1450	453148	579910	Indirect Cost Allocation Exp	\$1,581,162.00
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Seconded by Mr. Vero.

Mr. Anagnostakis requested his fellow Legislators to be openminded, especially those who voted no in committee. He quoted Willie Sutton and stated Willie was asked why he robs banks and he responded, "because that is where the money is." The reason they are doing this today is because that is where the money is, at Valley View. He referred to the Maximus Report that everyone was talking about which he did not think was being used correctly. Every county in New York State does a similar report. The purpose is to figure out the allocation of time and benefits associated with the workers in a particular department so they can put that in to maximize their grant money that they receive from the federal government. It is the time of the employees and their benefits that is allocated to a department's costs. It is not to bill one department to get money out it. In Orange County the only department this is done to is Valley View and as far as he can tell, there is no other nursing home in New York State that is being billed for services like Valley View is. If you read the Orange County Charter, it will tell you what the duties are for each department. He gave an example of the Information Technology Department, which shall provide most services to the departments of Orange County. He did not read anywhere that the Information Technology Department will provide services to departments in Orange County except for Valley View which we will bill. Some say that Valley View is different, and it is an enterprise fund and that is the justification that they can do this. They have enterprise funds in Orange County such as the Airport, the Community College and you do not see this being done to those departments. He recalled a Ways and Means Committee meeting in the past when individuals from the college and the Commissioner of General Services were in attendance and they discussed furniture that was needed and the Commissioner could get the college a good deal. He never said he would bill the college for his time and his employees' time. Before they vote, some Legislators on this panel sat here for five years with struggles and privately told him they made bad mistakes and made bad votes, but they were fooled, they were deceived and that is why they made those votes. They should not be fooled and deceived this time. He knew that some of the new Legislators told him they would never have made those votes. Stick with Valley View, stick with the seniors and the Veterans at Valley View. He for one will not be Willie Sutton and he asked for everyone else not to be either and vote against this and get rid of this in the budget moving forward.

Ms. Tautel concurred with Legislator Anagnostakis. The IGT funding is for Valley View. The funds are not to be comingled with any other county funding. No other department that she looked at is being charged back at this rate. She feels as if they were raiding the Valley View funds simply because they may have found a loophole. The purpose of the Maximus Report, as Legislator Anagnostakis stated, to get funds and to enhance our federal grant funds. She has misgivings about the legality of this and contacted the Comptroller's office and an opinion is pending on this resolution. The \$1,581,162.00 in the 2019 budget is designated and designed to systematically bankrupt Valley View, preying on those who we should be protecting.

Mr. Amo stated that the difference is that Valley View gets a rate for reimbursement from the federal government through Medicaid. It takes into account that Valley View spends and that builds on their rate. As they put this money forward, the rate goes up. If they put money out that could be built into their rate and that rate can stay for five or so years. If that is the case, then it really benefits them. IGT is a federal subsidy that recognizes how many facilities cannot operate at the same level that noncounty facilities can. Mr. Anagnostakis is correct, we, as a county, have to pay 15% to get that. It is complex but he does not see it as a big problem. However, if Ms. Tautel is correct and there is a legality to it, then we do not want to do it. He did not see it that way and planned to support the resolution.

Mr. O'Donnell supported this in committee. The IGT money has a different understanding to him than his colleague Mr. Anagnostakis. The federal government gives us the money and social services has to donate back to the state and they insist they get half the money back. The \$50 million from social services was sent to the state to get them the \$50 million in the fund. He was not happy about the \$1.581 million being added to their budget. The Chairman will announce this month that they are forming a committee. What he does not like to hear is people who look at life, like the glass is half empty, and live in misery and try to enhance that misery onto other people and use our seniors and put the fear of God in them. They have made it clear, over and over again, they will never sell Valley View, they never will. The committee being created will ensure Valley View will last forever.

Chairman Brescia called on Mr. Porr, Acting County Executive, who wanted to address the issue.

Mr. Porr stated that they are not trying to fool or deceive anyone, they are there to do business as a county government. He reiterated what Mr. O'Donnell stated, they are not going to sell, they are not going to close Valley View, ever. When Valley View was more fiscally solid, they had this program in place and charged back county services to the hospital and they reimbursed the county. Over the years, Valley View went south financially and management wise. As Willie Sutton would say, there was no money to be had. They discontinued the allocation of cost for the county to provide to the hospital. They now have professional management at the hospital, it is running better now than it ever has. They are now imposing back what they did in the past. In regard to the legality, as a former City Manager in Newburgh, they did the same thing in Newburgh. This is not something new.

Mr. Hines commented on remarks made during public participation about the residents of Valley View being upset about the money, it was disconcerting to him because the Legislature has made a firm commitment to everyone at Valley View. He sits on the Ways and Means Committee and almost every month Mr. LaDue and Ms. Strecker come before them with projects to enhance Valley View. They have approved more projects at Valley View to help advance that facility. They improved more projects there to make it better, enhance the employee areas and family areas. They approve many projects last year and continue to improve many this year, but at some point, they may want to stop hitting up the enterprise fund. They will be working on the ventilation system soon. When people say they are raiding the funds to sell it, it is nonsense because they are using the funds to help enhance the facility. Since it was mentioned this could be illegal, he requests to go into executive session to confirm with County Attorney Chapman and Legislative Counsel Reed. No one accused them of doing anything illegal in committee, but he would like to hear it from them.

Mr. Hines moved to go into executive session, seconded by Mr. O'Donnell

Chairman Brescia granted Mr. Hines request.

The Legislature entered into executive session at 5:00 p.m.

The Legislature left executive session at 5:20 p.m.

Mr. Anagnostakis stated that when people claim other departments are charged in the budget, they are charged for various items, but no department, other than Valley View is charged for the cost in this Maximus Plan. He respects everyone working for Orange County, however, no one can be

100% wrong all the time, except for county attorneys on the issue of Valley View, they have been wrong 100% of the time during the five-year fight to save Valley View. He does not know if it is or is not legal, but it should not be done.

Chairman Brescia stated that there have been things said at Valley View to the seniors and to the Veterans, and it is irresponsible and shameful. There is no attempt to sell Valley View. It is his intent to form a committee as Legislator O'Donnell stated. Mr. LaDue will sit on the committee and he plans to appoint CSEA employees for Valley View. He is tired of hearing it is a ploy to sell Valley View. It is shameful.

The vote resulted as follows:

Ayes: Bonelli, Amo, Benton, Cheney, Faggione, Hines, Minuta, Sassi, Stegenga, Sutherland, Tuohy, Vero, Brescia

Noes: Paduch, Anagnostakis, Kulisek, Luján, O'Donnell, Sierra, Tautel

Absent: Ruskiewicz

Ayes 13;

Noes 7;

Absent 1;

ADOPTED.

Sponsors: Amo, Tautel, Benton, Minuta

Co-Sponsors: Bonelli, Cheney, Kulisek, Luján, Stegenga, Tuohy, Vero

RESOLUTION NO. 134 OF 2019

BOND RESOLUTION DATED MAY 2, 2019

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE PREPARATION OF SURVEYS, PRELIMINARY AND DETAILED PLANS, SPECIFICATIONS AND ESTIMATES NECESSARY FOR THE CONSTRUCTION OF A NEW MEDICAL EXAMINERS FACILITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$26,500, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$26,500 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

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

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to establish a new capital project for the preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for planning the construction of a new medical examiners facility, all as more particularly described in the County's 2019 Capital Plan, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$26,500, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$26,500 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$26,500 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 applicable to the specific object or purpose for which said \$26,500 bonds herein authorized are to be issued, within the limitations of §11.00 a. 62(2nd) 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 class of objects or purposes described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the 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 §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Orange, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

Section 8. The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in The Orange County Post, Vails Gate, New York; Warwick Advertiser-Photo News, Chester, New York; the Warwick Valley Dispatch, Warwick, New York; News of the Highlands, Inc., Cornwall, New York; Times Community Newspapers, Newburgh, New York; and the Hudson Valley Press, 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.

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

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

Absent: Ruskiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

HEALTH AND MENTAL HEALTH COMMITTEE:

Sponsors: Amo, Tautel

Co-Sponsors: Paduch, Kulisek, Luján, Sierra

RESOLUTION NO. 135 OF 2019

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF HEALTH, TO ACCEPT AND APPROPRIATE 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 grant funds in the amount of \$273,600.00 for a one year extension of the current Healthy Neighborhoods Program grant. The term of the grant extension runs from April 1, 2019 through March 31, 2020; 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 grant funds in the amount of \$273,600.00 for a one year extension of the current Healthy Neighborhoods Program grant as indicated above.

2. That the 2019 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 - HNP	\$273,600.00
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Expenses:

1010	401018	560110	Permanent Base Salary Total	\$140,752.00
			Fringe Benefits Total	\$ 79,539.00
1010	401018	586100	Employee Retirement System	\$13,838.00
1010	401018	586300	Social Security/FICA	\$10,482.00
1010	401018	586400	Worker's Compensation	\$ 4,504.00
1010	401018	586500	Unemployment Insurance	\$ 282.00
1010	401018	586600	Hospital Insurance	\$49,516.00
1010	401018	586650	Dental Insurance	\$ 492.00
1010	401018	586660	Vision Insurance	\$ 104.00
1010	401018	586700	Disability Insurance	\$ 283.00
1010	401018	586800	EAP	\$ 38.00
1010	401018	571500	Employee Consultant Chargeback	\$ 15,350.00
1010	401018	573100	Office Supplies	\$ 900.00
1010	401018	573130	Educational Materials	\$ 1,000.00
1010	401018	573140	Postage	\$ 265.00
1010	401018	573820	Specialty Materials	\$ 26,576.00
1010	401018	575180	Office Equipment Lease	\$ 600.00
1010	401018	575400	Radio/Pager/Mobile Communications	\$ 583.00
1010	401018	576340	Telephone	\$ 3,000.00
1010	401018	576760	Mileage	\$ 3,535.00
1010	401018	576770	Special Travel	\$ 1,000.00
1010	401018	577080	Printing	\$ 500.00
			Total Healthy Neighborhoods Program	\$273,600.00

Seconded by Mr. Vero.

The vote resulted as follows:

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

Absent: Ruszkiewicz

Ayes 20;

Noes 0;

Absent 1;

ADOPTED.

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

RESOLUTION NO. 136 OF 2019

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF HEALTH, TO APPROPRIATE FIFTH YEAR BUDGET PERIOD 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, by Resolution No. 122 of 2015, this Legislature approved the acceptance and appropriation of a grant from the New York State Department of Health for the Childhood Lead Poisoning Primary Prevention Program in the amount of \$1,949,575.00 (\$389,915.00 per year) for a five year contract period which runs from April 1, 2015 through March 31, 2020. Said Resolution also appropriated first year funds in the amount of \$389,915.00 for the period of April 1, 2015 through March 31, 2016. Resolution No. 83 of 2016 appropriated second year funds in the amount of \$389,915.00 for the period of April 1, 2016 through March 31, 2017. Resolution No. 115 of 2017 appropriated third year funds in the amount of \$389,915.00 for the period of April 1, 2017 through March 31, 2018. Resolution No. 107 of 2018 appropriated fourth year funds in the amount of \$389,915.00 for the period of April 1, 2018 through March 31, 2019; and

WHEREAS, this Legislature wishes to appropriate fifth year budget period funds in the amount of \$389,915.00 from the New York State Department of Health for the Childhood Lead Poisoning Primary Prevention Program for the period of April 1, 2019 through March 31, 2020.

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 appropriate fifth year budget period funds from the New York State Department of Health in the amount of \$389,915.00 for the Childhood Lead Poisoning Primary Prevention Program as indicated above.
2. That the 2019 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	\$389,915.00
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Expenses:

1010	401018	560110	Permanent Base Salary		\$230,276.00
			Fringe Benefits Total		\$138,784.00
1010	401018	586100	Employee Retirement System	\$31,445.00	
1010	401018	586300	Social Security/FICA	\$17,197.00	
1010	401018	586400	Worker's Compensation	\$ 7,361.00	
1010	401018	586500	Unemployment Insurance	\$ 461.00	
1010	401018	586600	Hospital Insurance	\$79,577.00	
1010	401018	586650	Dental Insurance	\$ 2,116.00	
1010	401018	586660	Vision Insurance	\$ 199.00	
1010	401018	586700	Disability Insurance	\$ 377.00	
1010	401018	586800	EAP	\$ 51.00	
1010	401018	571820	Contracted Services		\$ 9,750.00
1010	401018	573100	Office Supplies		\$ 500.00
1010	401018	573140	Postage		\$ 4,500.00
1010	401018	575180	Equipment Lease		\$ 735.00
1010	401018	575400	Radio/Pager/Mobile Communications		\$ 770.00
1010	401018	576340	Telephone		\$ 2,100.00
1010	401018	576760	Mileage		<u>\$ 2,500.00</u>
			Total Childhood Lead Primary Prevention Program		\$389,915.00

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

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

Absent: Ruszkiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

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

RESOLUTION NO. 137 OF 2019

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF HEALTH, TO ACCEPT GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH BUREAU OF TUBERCULOSIS CONTROL, 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 Bureau of Tuberculosis Control (BTBC) has offered funds in the amount of \$195,830.00 (\$39,166.00 per year) for the Tuberculosis Prevention and Control Program for a five year period from April 1, 2019 through March 31, 2024. The Orange County Department of Health is requesting to accept said grant funds for the entire specified grant period and to appropriate first year funds in the amount of \$39,166.00 for the period

of April 1, 2019 through March 31, 2020. The purpose of this grant to is prevent and control Tuberculosis in Orange County; and

WHEREAS, this Legislature does wish to accept said grant and to appropriate first year funds for the Orange County 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 grant funds from the New York State Department of Health Bureau of Tuberculosis Control in the amount of \$195,830.00 for the Tuberculosis Prevention and Control Program as indicated above and to appropriate first year funds in the amount of \$39,166.00 for the period of April 1, 2019 through March 31, 2020.

2. That the 2019 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 \$39,166.00

Expenses:

1010 401018 571500 Employee Chargeback \$38,448.00
1010 401018 576760 Employee Mileage Reimbursement \$ 718.00
\$39,166.00

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

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

Absent: Ruskiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

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

RESOLUTION NO. 138 OF 2019

**RESOLUTION OF THE ORANGE COUNTY LEGISLATURE RECOGNIZING
 "NATIONAL SKILLED NURSING CARE WEEK", MAY 12, 2019 THROUGH MAY 18, 2019.**

WHEREAS, our community's citizens now residing in nursing homes have contributed immeasurably to Orange County's heritage over the years; and

WHEREAS, our community's nursing home residents are themselves living history; and

WHEREAS, the staff of the Valley View Center for Nursing Care and Rehabilitation are sponsoring many activities in observance of National Skilled Nursing Care Week guided by this year's National Theme "What Warms Your Heart and Soul" which begins on Mother's Day, May 12, 2019;

NOW, THEREFORE, BE IT RESOLVED that We, the Orange County Legislature, do hereby proclaim the week of May 12 through 18, 2019 as:

"ORANGE COUNTY NATIONAL SKILLED NURSING CARE WEEK"

and urge all Orange County citizens to join in this year's National Skilled Nursing Care Week observance by visiting our County's nursing home residents and by recognizing the high quality of care that our County's long term care facility is providing.

Seconded by Mr. Vero.

Ms. Sutherland encouraged her colleagues to stop by Valley View during Skilled Nursing Home week to support them. The things they do with the residents is terrific.

Mr. Tuohy noted the kick off date for opening ceremony is May 13th.

The vote resulted as follows:

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

Absent: Ruskiewicz

Ayes 20;

Noes 0;

Absent 1;

ADOPTED.

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

RESOLUTION NO. 139 OF 2019

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE RECOGNIZING MAY, 2019 AS LYME DISEASE AWARENESS MONTH.

WHEREAS, May is National Lyme Disease Awareness Month, dedicated to increasing awareness of Lyme Disease, especially the importance of early detection and proper diagnosis; and

WHEREAS, New York State ranks No. 1 in the United States of America for Lyme Disease cases. Orange County ranked No. 1 amongst New York counties in reported cases; and

WHEREAS, Lyme Disease is one of the most prevalent diseases in Orange County and New York State but is commonly misdiagnosed because its symptoms are very similar to other ailments. Symptoms may include: Erythema Migrans (bull's eye red rash), flu-like symptoms, fever, headache, chills, fatigue, stiff neck and muscle pain; and

WHEREAS, Prevention methods include wearing light colored long sleeve shirts and long pants in tick infested areas, checking the body for ticks and removing them and using repellents with DEET in safe quantities (be sure to read instruction properly).

THEREFORE, BE IT HEREBY

RESOLVED, that the Orange County Legislature recognizes May, 2019 as Lyme Disease Awareness Month for Orange County; and conveys these sentiments to every citizen of Orange County, that all might promote early detection and continued outreach to prevent misdiagnosis.

DATED: MAY 2, 2019

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

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

Absent: Ruskiewicz

Ayes 20; Noes 0; Absent 1; ADOPTED.

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

Sponsors: Stegenga, Benton, Tautel, Sutherland

AN ACT, BEING ACT NO. 9 OF 2019, ENTITLED, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO CREATE A 'GROUNDSKEEPER' AT ORANGE COUNTY DEPARTMENT OF RESIDENTIAL HEALTH CARE SERVICES, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."

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

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

Absent: Ruszkiewicz

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

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

Sponsors: Faggione, Stegenga, Luján
Co-Sponsor: Vero

AN ACT, BEING ACT NO. 10 OF 2019, ENTITLED, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO REALLOCATE, RECLASSIFY, ABOLISH AND CREATE VARIOUS POSITIONS IN THE ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."

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

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

Absent: Ruszkiewicz

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

JOINT-PERSONNEL AND COMPENSATION AND RULES, ENACTMENTS AND INTERGOVERNMENTAL RELATIONS COMMITTEES:

Sponsors: Luján, Stegenga, Amo, Kulisek

AN ACT, BEING ACT NO. 11 OF 2019, ENTITLED, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO RECLASSIFY 'ASSISTANT COUNTY ATTORNEY' AT THE ORANGE COUNTY ATTORNEY'S OFFICE, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."

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

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

Absent: Ruskiewicz

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

Sponsors: Luján, Stegenga, Amo, Cheney
Co-Sponsor: Faggione

AN ACT, BEING ACT NO. 12 OF 2019, ENTITLED, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO CREATE AN 'INTERN, SEASONAL' AT THE ORANGE COUNTY PLANNING DEPARTMENT, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."

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

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

Absent: Ruskiewicz

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

JOINT-PERSONNEL AND COMPENSATION AND WAYS AND MEANS COMMITTEES:

Sponsors: Ruskiewicz, Stegenga, Benton, Bonelli
Co-Sponsor: Amo

AN ACT, BEING ACT NO. 13 OF 2019, ENTITLED, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO CREATE ONE (1) 'ASSESSOR' AT THE ORANGE COUNTY DEPARTMENT OF FINANCE – DIVISION OF REAL PROPERTY TAX SERVICE AGENCY, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."

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

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

Absent: Ruskiewicz

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

JOINT-PERSONNEL AND COMPENSATION AND EDUCATION AND ECONOMIC DEVELOPMENT COMMITTEES:

Sponsors: Luján, Tautel, Stegenga

Co-Sponsors: Bonelli, Anagnostakis, Benton, Cheney, Faggione, Hines, Minuta, O'Donnell, Sassi, Sutherland, Tuohy, Vero, Brescia

AN ACT, BEING ACT NO. 14 OF 2019, ENTITLED, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO ABOLISH 'REHABILITATION PLANNER' AND CREATE THE POSITION OF 'COMMUNITY DEVELOPMENT PROJECT MANAGER' AT THE ORANGE COUNTY DEPARTMENT OF COMMUNITY DEVELOPMENT, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."

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

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

Absent: Ruszkiewicz

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

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

On motion of Mr. Anagnostakis, seconded by Mr. Benton, the Legislature adjourned at 5:36 p.m.

ADJOURNED.

Jean M. Ramppen, Clerk