

REGULAR SESSION, THURSDAY, JULY 2, 2020

REGULAR SESSION

July 2, 2020

The Legislature convened in Regular Session at 3:36 p.m. today.

The Legislature was called to order by Chairman Brescia with a moment of silence and the Pledge of Allegiance to the Flag followed by a moment of silence and please remember Bob Armistead, retired IDA member and chairman, who passed away on June 16th, and also remember all those affected by the Coronavirus and the families of those who have unfortunately passed away.

On roll call, all members were present.

Chairman Brescia asked if there are no objections consent resolutions Nos. 10 and 11 will be included on the agenda and vote collectively on Nos. 2 and 3.

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

By Ms. Bonelli:

RESOLVED, that the minutes of February 6th, March 5th, April 3rd and May 7, 2020 be approved. The motion was seconded by Mr. Vero and adopted. ADOPTED.

JOINT-RULES, ENACTMENTS AND INTERGOVERNMENTAL RELATIONS AND PHYSICAL SERVICES COMMITTEES:

Certificate of the Clerk relative to placing on desks of Legislators copy of Local Law Introductory No. 11 of 2020 was presented to the Legislature. On motion the same was received and ordered placed on file.

Sponsors: Bonelli, Faggione, Kulisek, Ruskiewicz

A LOCAL LAW, BEING INTRODUCTORY NO. 11 OF 2020, ENTITLED "A LOCAL LAW RELATING TO THE SALE OF CERTAIN COUNTY REAL PROPERTY KNOWN AS THE 'GRAND STREET PROPERTIES'; AUTHORIZING CONSIDERATION OF OFFERS OTHER THAN IN RESPONSE TO ADVERTISEMENT; AND AUTHORIZING THE SALE(S) OF SUCH PROPERTY OR PROPERTIES TO OTHER THAN THE HIGHEST RESPONSIBLE BIDDER."

Seconded by Mr. Vero.

Mr. Kulisek stated that the county purchased these properties about six or seven years ago and they came off the tax rolls. When they go out for sale, the money that is received will go to the general fund.

Ms. Reed stated that in section five of the local law it reads that the proceeds from the sale will first be utilized to pay off any outstanding debt and the balance would go into the general fund. She added that it was pursuant to county law 215 subdivision 7.

Mr. Kulisek further stated that this local law is to sell not to the highest bidder if necessary, but to whatever best fits the county's outlook. He would like to include in the local law or in the RFP that tax paying entities should be the criteria for sale so the City of Newburgh can reap some of the taxes that have been lost over the six or seven years and years past when they were not on the tax roll at all.

Mr. O'Donnell agreed with Mr. Kulisek and that is exactly why they put them back for sale so they can get needed revenue for the City of Newburgh. When the RFPs come in the priority will be businesses that are going on the tax rolls, not nonprofits.

Mr. Paduch agreed with Mr. Kulisek and asked to have that request included, he seconded Mr. Kulisek's motion.

Chairman Brescia asked Ms. Reed if the Legislature gets to make the final decision regarding the sale.

Ms. Reed stated that in section three of the local law it states; "final resolution of the legislature approving any sale relating to the property or portion thereof."

Chairman Brescia stated that Real Property will be looking into getting a tax paying entity to purchase this and they have the right to refuse.

Ms. Reed explained that when the Commissioner of General Services receives the RFPs, the criteria is reviewed and weigh that against the other criteria to determine whether that is an entity you want to sell to. That is why you want to pass this local law because it provides leeway. If we received a bid from a not-for-profit you would not be bound to take it. She asked if the request was to amend the local law because you cannot, it would need to go back to committee.

Chairman Brescia noted that the laws need to sit on the desks of the Legislators for seven days.

Ms. Reed added that once the proposals come in you will want to review them and factor this all in. If you do not like any of them and do not like the offers, they can reject the proposals and change the criteria and go out to bid again.

Chairman Brescia stated that he believed that both Mr. Kulisek and Mr. O'Donnell's concerns were addressed in the local law. We have the right to reject. We do not want to delay this local law because otherwise it will go back to committee.

Mr. Kulisek stated that he did not want to change the local law and he never made a motion. The county took the properties and if it was not used for county purposes, the county should have been paying taxes for the past six or seven years. He did not care if it was a not for profit, they can still pay the taxes.

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)

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

Sponsors: Bonelli, Faggione, Benton

“RESOLUTION AUTHORIZING THE COMMISSIONER OF GENERAL SERVICES TO ISSUE A REQUEST FOR PROPOSALS FOR A DIVERSITY INTERVENTION INITIATIVE AND MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2020 ORANGE COUNTY BUDGET FOR THE LEGISLATIVE BOARD PURSUANT TO 2.02 (q) OF THE ORANGE COUNTY CHARTER.”

Seconded by Mr. Vero.

Mr. Paduch wanted to applaud the efforts of the entire Legislature for recognizing the need for the Diversity Intervention Initiative RFP. It has been a long time coming and he thanked everyone involved for moving forward on the issue. However, after their concerns regarding the scope of the initiative were expanded to include the entire county and current concerns regarding cultural, racial and religious conflicts, he can support the initiative. The Democratic Caucus is a very diverse caucus, including two that are Latino and they feel the need to have a Diversity, Equity and Inclusion committee, or any name that you want to call it. The purpose is to have oversight other than the four white Legislators, our white attorney and our white Commissioner of General Services. It is important that the RFP includes a WHEREAS clause to include a diverse commission to address the issues they are talking about.

Mr. Paduch requested to amend **“RESOLUTION AUTHORIZING THE COMMISSIONER OF GENERAL SERVICES TO ISSUE A REQUEST FOR PROPOSALS FOR A DIVERSITY INTERVENTION INITIATIVE AND MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2020 ORANGE COUNTY BUDGET FOR THE LEGISLATIVE BOARD”** to add a third WHEREAS to read “The Legislature wish to form a Diversity, Equity and Inclusion Committee (D.E.I.C.) or a committee of your choice, to have input and suggestions for the RFP as well as having all reports and plans and comments addressed to this committee,” seconded by Mr. Luján.

Mr. Ruszkiewicz appreciated the comments made by Mr. Paduch, however, he did not see a need for a committee because from what he understands the RFP will come back to the entire Legislature for all of us to review and discuss together. He did not see a reason for a committee.

Mr. Amo stated that he and Mr. Paduch spoke earlier today and he thought it was premature at this point. Any RFP has several steps and as Mr. Ruszkiewicz stated, there will be the opportunity to review it as a Legislative Body. He did not think a committee was necessary, in fact, it may be a duplicate of another committee.

Ms. Tautel commented that she fully supported having the Diversity, Equity and Inclusion Committee. A study can be done but we have done studies before and they often fall by the wayside. If they had a committee appointed, we would be ready to receive that study and we could be working on what we need to do in this county to make it better for our black and brown communities. She pointed out that they do not have diversity on the Legislative Board, there are two Latino Legislators, no African American members on our board, and four women including herself. She asked that everyone support this because it is very important especially right now. They should not exclude any group and they need somebody to look at this, not just us, our lily white board, but members of the black and brown communities and their leaders, to guide us in this decision. We as white people do not feel what a black person or a brown person feels walking down the street. We are subject to white privilege. We need this committee, we need it now, not later, not kick the can down the road, and we need to have members of the black and brown communities sitting on this committee.

Ms. Reed stated that everyone received a copy of the scope of services that they are requesting from the consultant and in section B1, Suggested Services, it addresses recommending ongoing community approaches to balance the needs and interest of communities in the county and it talks about recommending the establishment of ongoing oversight committee of independent and a political participants that report quarterly to the Legislature. They expect the consultant to work with them and when Mr. Amo put his proposal together, the thought process would be it is to be taken out of the Legislative hands and go into the communities. The professional would meet with leaders in the community and have them put together what they believe are the interests of the individuals. The RFP already has the model in it for the consultant to build upon. They will put this in the hands of the consultant to tell us what each community or whichever area they are talking about, to come up with members to build up the diversity initiative and come to them to tell us what we need to do.

Mr. O'Donnell was in favor of a committee. He was not in favor of what the Democrats put out. He felt that the Legislature should take the lead, not an outsider coming in, not spending \$100,000.00 of taxpayer money, it is our job, it is our responsibility. Mr. Amo should be chairing this committee. He suggested the people who should sit on the committee which are: Fred Cooke, Chair of Human Rights Commission; Fred Watson, Orange County Community College Chair of the Board of Trustees; Jim Rollins, Head of the Orange County NAACP; Tamara Hunter, Deputy Commissioner of Human Resources who is in charge of the Affirmative Action Program; a Republican and Democratic representative from the Legislature; President of the Orange County Chief's of Police; a representative from the County Executive's office and Lynn Cione from the Orange County Chamber should be on the committee. All three party leaders should select a non-government person. Things that should be addressed are a review of county policies on hiring, training, community relations, allocations and resources. They need to have the discussion together. They cannot have press conferences, they cannot be like Washington D.C. when one person puts up an idea the other side goes against it. He was happy that Mr. Paduch came forward strongly and they should all work together. He did not get that impression when he had his press conference.

Mr. Sassi thanked Mr. Amo for his time and effort putting together the resolution and he thanked his Democratic colleagues who put together the press conference the other evening and put forth a plan. He is in favor of having more conversation but he would like that conversation to be more inclusive and more factually based before they spend \$100,000.00 of taxpayer money, especially with New York State being \$13 billion in the red and the unknown here in Orange County with the drop of sales tax as a result of COVID-19. He agreed with Legislator O'Donnell on the creation of a panel internally made up of a wide variety of racial and ethnic backgrounds. What they

have already existing in Orange County is the Human Resources Department, the Human Rights Commission, Social Services, the Sheriff, the District Attorney, and Legislators, just to name a few at no cost to the taxpayers. They need to gather more information and more facts and have it open and honest, not an exclusive press conference or meeting, but all together. They are seeing chaos in many major cities. As a realtor, he is seeing people flood up here from New York City and making Orange County their home. Ask yourself why, are we that bad, are we that evil, there must be a reason. Lets have an all inclusive conversation. He did not want to spend the \$100,000.00 at this time, but in the future once they have all the facts, maybe they will head in that direction. He pointed out that Ms. Tautel never mentioned Asians, he has an Asian son who he loves dearly and he wants him to grow up in a county, a state, in a nation that welcomes and accepts him, so he gets it.

Mr. Amo stated that Ms. Reed was right on point, they did discuss putting together a diverse committee but it can be premature because there could be duplication of what is out there. It is better to wait. He understood the concern about the \$100,000.00, but by the time they get an RFP back and decide whether or not they want to execute a contract with anyone and spend \$100,000.00, they will have a better picture of their financial situation and a better picture of our cultural diversity problems that may warrant that, it could get worse. They need to move now. He has been saying this for twenty years if county government could have jumped in and put together a committee to do it. He wished they did this back in 1998, 1999 or 2000, they needed it then. It is time now.

Ms. Stegenga stated her biggest concern was the money and a duplication of services. There are issues that need to be addressed and they need to work together. She was upset that this was brought out in a news conference and they tried to portray it as if we were not all on board. She pointed out that there is a Human Rights Commission and their primary purpose is to foster mutual respect and understanding among all groups in Orange County, including but not limited to race, color, religion, sexual orientation preference, gender, military veteran, disability, national origin, ancestry and ethnicity. To put together a committee like Mr. O'Donnell mentioned is a good idea. She did not think allocating money without knowing what direction they are looking to go or defining it because the resolution was written one way and now they are asking to amend it without discussion from the whole Legislature.

Ms. Tautel apologized to Mr. Sassi for not mentioning the Asian community, there are many communities out there, genders and races that are stereotyped. She agreed with Mr. O'Donnell and did not want to spend the \$100,000.00. She stated that Mr. Ruskiewicz mentioned that the report would come back to the Legislature, but Ms. Reed stated it would come back to a committee. She would like to see a committee formed and not spend \$100,000.00. We are down on sales tax in the state and in the county due to the COVID-19 pandemic, why would we spend \$100,000.00 when we asked for voluntary layoffs from our employees, and early retirement incentives. We are taking cost saving measures and now there is something we can do in-house without a consultant, is not fair to the employees who are taking the temporary break.

Mr. Faggione stated that a yes vote is not to write a check for \$100,000.00, a yes vote is to send out an RFP to seek an RFP in return. They are seeking proposals from experts and when the proposals come in, the Legislative Body will have a chance to review them, discuss them and go through the committee process in which they can all participate in, if they choose.

Mr. Luján respected all the comments from everyone. For those who watched the press conference, they did give a lot of good points to some of the things coming out of the District Attorney's office. Things like the police anti-biased training, body cameras, things they talked about putting in the budget last year. They discussed issues that impact communities of colors and often he feels that they are not issues that are a priority. When they first discussed the RFP, it was focused on Kiryas Joel and that is a very important issue. The conversation turned and they started talking about all the people that are marching. We are seeing people who are protesting in all fifty states. We are seeing the need for inclusion, equity and racial justice. The Diversity, Equity and Inclusion Committee (D.E.I.C.) they are talking about is not just about the RFP, it is about discussing issues that have been ignored or they are issues that need to be discussed in the future, and it would cost nothing. The committee would be made up of senior staff members here in Orange County. Like Mr. O'Donnell mentioned, it would be great and necessary to have civilians from the community because as we know our senior staff is predominately white. Lets send a message to Orange County that we are trying to be more inclusive not only on issues outside, but on the inside because it is about how they understand racism. He continued to state that it is also about training. There are words such as privilege and racism that we do not all understand the same way. We should have training made available to all our county employees so we can be on the same page on how they discuss racism, injustice and sexism and other horrible things. He suggested they do this internally, it costs nothing. He requested that they include the D.E.I.C. that will be made up of all parties. We should work together and move forward with the resolution. He did not agree with the RFP because he sees holes in it as a matter of mediation and conflict resolution. If conflict resolution was so easy to address, they would probably have done this a long time ago if it only cost \$100,000.00. There are so many challenges that they are facing in Orange County and they are aware of it. He will vote for it if they add in the D.E.I.C. He would like to work with everyone to truly address racial and economic justice and social justice for all, Asian, LGBT, people with mental health disabilities, and all those that were not mentioned today. He was sure everyone wants to do that.

Mr. Minuta stated that this is a diverse organization that they run in Orange County. They do have a Human Rights Commission and he would think it is their job as stated by Ms. Stegenga. Why didn't they bring this forward. They are the experts in this area and were hired and paid for their expertise. He would have liked to see that come from them and if they are not addressing that with them directly, he wanted to know why. The Legislature would like to participate in the Human Rights meetings but for some reason, on a yearly basis they hold their meetings the same day as the Legislative Sessions. He felt there were many things already in place. He would like to see first generation Americans included in this. He is first generation and he is fortunate to serve on the Legislature and represent that portion of the community. He felt this was premature and they have a lot of these things already in place. More discussion needs to take place.

Mr. Hines asked Ms. Reed if it was correct that in the Orange County Charter, only the Chairman can create special committees to advise or work with the Legislature.

Ms. Reed responded that the Chairman does create the special committees but it is confirmed by the Legislature. It is like an appointment with confirmation.

Mr. Hines stated that it was not up to the Legislature to create the committee; doesn't the Chairman have to say he wants to do it.

Ms. Reed explained that the Chairman can make the recommendation and then the Legislative Body would approve it.

Mr. Hines asked if this was premature.

Ms. Reed pointed out that it is setting the direction for where they want to go.

Mr. Hines stated that it did not seem that the make up of the committee would be set today. It seemed that everyone who spoke so far is interested in having experts that are already employed by the county. If that is the direction that they go, the committee does not necessarily have to be linked to this but the Legislative Body as a whole can move forward. He recalled in the past when special committees were trying to be created by the Legislature, he believed Ms. Reed said only the Chairman has the authority to do that.

Ms. Reed stated that there is some discrepancy in the Legislature Manual about that regarding special committees and commissions. It sounds like this would be an advisory committee and the Chairman has certain powers for appointment but it is subject to approval of the Legislature.

Mr. Hines understood but asked if the Chairman is supposed to create it first then the Legislature put it together. That is how he understood it from the past.

Ms. Reed stated that you create a committee, and you come back and form the committee based upon the Chairman's recommendations for members.

Mr. Hines stated that it sounded like everyone was in favor of this but the question is if they are going to spend the \$100,000.00 or do it without. The make up of the committee left out areas, it seemed that they would need various entities on the committee and subcommittee to deal with the various issues. If the proposal moves forward, even the experts will not be great at doing all of it, racial issues, religious issues, community issues. He felt they were hung up on the make up of the committee rather than if they want to spend the \$100,000.00 or not.

Chairman Brescia stated that the money is hanging up the resolution. Mr. Amo has talked about this for five years, leadership discussed it, it went before two committees with three no votes at the Rules, Enactments and Intergovernmental Relations Committee. There was a request made by Mr. Paduch and Mr. Hines to add in cultural, racial and religious conflicts which passed unanimously at the Ways and Means Committee. He would like to move forward on this. He is open to inclusion, especially with the brown community, black community, Asian community and others with respect to county jobs. He is willing to listen to all suggestions make by Mr. O'Donnell, Ms. Tautel, Mr. Paduch and Mr. Luján. The amendment should have gone through committee and then to have a press conference in Newburgh while the rest of the Legislature was not invited, not included, and it was a last minute thing. He planned to vote against the amendment because he felt it already had that aspect in it.

Mr. Kulisek commented on Mr. Sassi and Mr. O'Donnell remarks about certain people they would like to see on the committee. They are calling it a Diversity, Equity and Inclusion Committee and most of the names that Mr. O'Donnell mentioned they discussed in their caucus. He is a member of a bi-racial family, he fears for his grandchildren. For them to walk the street as a ten, twelve or fifteen year old and what can happen worries him, so this is personal. The previous resolution regarding the sale of the properties in the City of Newburgh is now a fire sale because they are in dire straits with the upcoming budget. He pointed out that the Human Rights Commission members are not paid, it is all voluntary. He planned to vote yes to the amendment.

Mr. Paduch stated that no where in the resolution does it state anything about an oversight committee. He did not care what the name of the committee is. He liked Mr. O'Donnell's suggestions. He would like the third WHEREAS to state, "The Legislature does wish to form a committee to identify the issues," but it does not say anything about an oversight committee. That is the reason for his amendment.

Chairman Brescia stressed that nothing precludes them from doing that down the road.

Mr. Paduch asked what the issue was having it put in the resolution.

Chairman Brescia responded that it was haphazard. There was no discussion in committee, he is putting something out there to see if it sticks to the wall and that is wrong. He did receive a call from him today and he thanked him, but noted that he should have called him four or five days ago.

Mr. Paduch explained that they have been working on this for a month and a half. They could not finish it in time to go before the committees. He set up the press conference because he thought it was important that they get the word out there that they are in favor. The initiative needs a conflict committee so they get all views if they are looking to possibly spend \$100,000.00. That is what the press conference was about. He apologized if he took it the wrong way when they held their press conference, they did not do it to exclude anyone.

Chairman Brescia appreciated Mr. Paduch's remarks but asked if they were working on it for a month, why was it never mentioned at the Rules, Enactments and Intergovernmental Relations Committee or the Ways and Means Committee. It would have been nice to share it with the Legislature prior to the press conference and to do this at the midnight hour was wrong. He supports oversight and a possible committee, but it should be discussed afterwards, not today.

Ms. Sutherland expressed her disappointment in the Democratic Caucus for not bringing this forward earlier. She addressed Mr. Paduch's remark about his caucus working on this for a month and a half and nothing was put out there to anyone. Her background is social work and she would have liked to be part of this. To have a press conference and that is how everyone found out about it, if that was not the intent, she can respect that. It needs to be understood that when something like this does not go through due process, it is disheartening. At a time when everyone is talking about how we should all come together and working together, this is not the way to do it.

Mr. Sierra stated that after listening to everyone's comments and if you do not agree with the way this was handled, he understood that. He is not part of leadership so they can debate that another time. Some of the comments he heard today were offensive and hurtful. He knows some get offended when they hear a statement like "white privilege." The comments made today were the epitome of white privilege. You have formed different committees such as the Green Committee, the Airport Committee, the Orange County Sewer District No. 1 Committee and when a few white kids died when they overdosed on opioids, we ran around and appropriated funds for the Opioid Committee which he was on board and was okay with it. This is not a Republican issue and it is not a Democratic issue. They do not listen to the Human Rights Commission as it is now. They have been asking for a few years for a part-time assistant, but we cannot appropriate the money for a part-time assistant. If we do not listen to their needs now, what is to say we will start to listen to them. The Historian has an assistant, but we cannot give the Human Rights Director a part-time assistant and not address concerns that are going on around the county. Everyone is concerned with \$100,000.00 in an \$800 million budget, if that does not offend you by itself. He thanked

Mr. Faggione for his comments. Today was not about appropriating the funds, and in his opinion, they should not put a price tag on this. If you genuinely care and want to make a difference in your district, in this county, the money should not be an issue. Do not make this a money issue or a Democratic issue, do not make it a Republican issue, this is an issue about human rights and if you truly want to make a difference in this county, for your constituents and our residents in the county, it should be a no brainer.

Chairman Brescia felt that Mr. Sierra made an unfair shot about the Opioid Committee because that committee knows no race and it was not formed because a few white kids overdosed.

Mr. Sierra responded that it was not an unfair shot and he was not taking shots.

Ms. Sutherland interjected by stating it was not a few white kids that died, the people dying are middle aged individuals.

Mr. Sierra stressed that there are black kids dying throughout the county every day, there are brown people dying throughout the county every day, what is getting done about that.

Ms. Sutherland stated that Mr. Sierra should not say that the only reason the Opioid Committee was formed was because a few white kids died.

Mr. Sierra pointed out that he did not say the only reason.

Chairman Brescia understood Mr. Sierra's passion. He mentioned that the Human Rights Commission was having their meeting right now, and many Legislators have asked for them to meet on a day that does not conflict with the Legislative meetings.

Mr. Sierra commented that they can find any excuse to make a scapegoat and find any excuse for a no vote.

Mr. Cheney stated that after reviewing the document provided by the Democrats, it appears that the formation of a committee would be looking at a broader approach to countywide issues. To add that to the RFP would not give the benefit of the intent of a D.E.I.C. He did not think this was the right place for that committee to be. He would like to see a committee that has a broader responsibility in reporting to the Legislature and assist the Legislature in working with county government to set the policies that are necessary to deal with the issues that are before them.

Mr. Faggione stated that as he read the email that was sent less than 48 hours ago, he noted that the amendment included several departments throughout our government and many of these departments report to our statutory committees. He suggests that his colleagues read the Legislative Manual which we all have and it is available online. In section IV. E., it states, The function of each statutory committee is essentially the same: to expedite the business of the Legislature by considering policy initiative for and directives from the Legislature on operations within its jurisdiction, to review operations for compliance with legislative intent, and to make recommendations to the Legislature on its own initiative or at the request of the Legislature. In the Rules, Enactments and Intergovernmental Relations there was debate and in the Ways and Means Committee meeting the vote was unanimous on the RFP and now all these changes come up last minute. If someone wants to talk about policy change, if you want to talk about forming a new

committee or if you want to talk about procedure, let us follow our own procedure. We have a policy in the Legislature because without those rules we have no Legislature. He suggested that Mr. Paduch do what Mr. Amo did which was go through the committee process and debate the issues in committee. He added that today, some of this was grandstanding, some of it is politics, but he was about policy and procedure. He is willing to work with anyone in committee, but he was not willing to add this to the resolution before them today.

Mr. Luján commented that this was not about one party or the other, it was not about politics. This is about people who have been facing discrimination their entire lives. This is about the fact that people lack the understanding about the privileges that we live with. We lack equity and diversity in our workforces. People get treated differently every time whether it is because they are a person of color and they end up being another statistic in health data, or another statistic in jail or in any situation where black and brown communities are impacted more. This is not something they have not talked about, we have talked about these issues whether it be housing, transportation or other issues and every time they have failed. Today they are talking about a committee that will be part of our county government, made up of volunteers, individuals that they will hire and community members. This costs nothing. These are the type of things that other organizations across the world are already doing. Instead we want to do an RFP for \$100,000.00 that we may or may not spend to find a model out there to talk to us about conflict. We have our own conflict right here, we have our own disagreements even with something as simple as white privilege because we know that not everyone understands that, and that is okay. As a lighter skin Latino, he knows he has privilege, as a male, he knows he has privilege, he does not know if any of his colleagues recognize that. The D.E.I.C. will allow them to grow together and learn together. If this came as a shock to everyone then maybe they should table the resolution and discuss ways they can do it in a better way. They should not table the idea when this is something that many people would like to see.

Chairman Brescia stated that there will be inclusion on the oversight once they get the RFPs if they pass the resolution after the amendment passes or does not pass. He added that there will be input from all Legislators, especially leadership. He did not plan to vote on the amendment because he thought it was too rushed.

Ms. Bonelli stated that when this first came before the Rules, Enactments and Intergovernmental Relations Committee in June, she saw that they were in a different time in our world, and the county. This proposal before them today was structured over months, if not over a years' worth of work. It did have the historical data for the Hasidic and non-Hasidic communities in the southeast part of the county. She felt strongly that they did want a model and they do understand that there is other diversity throughout the county. There are certain cultures in the western part of the county that could eventually, possibly, hopefully not, have some situations that they would have to address. The idea was to seek professionals, people that deal with this throughout the world to address this issue. She felt that they needed to include all the things that are being discussed, so he is not disagreeing. She did not think that this belonged in an RFP. This is an RFP to be sent out to potential bidders to come up with strong suggestions to models that can be formed. Once the models are formed, they will tailor them to the needs they are addressing. These are independent people, to put our county workers or elected officials, it was never her envision for the people who are going to do this to be elected officials. We wanted an outsider to look into this. When the discussion started about who should be on the committee, you forgot where this all came from, nobody mentioned putting somebody from the Hasidic community on the committee. This is a proposal and the bidder is going to look at the proposal and determine if they can meet their requirements and can they meet our challenges. The proposals will be reviewed by Commissioner

the road but he will support the resolution to see what comes back. He would like to keep the discussion going and hopefully come up with something very positive. As long as they all work together he felt they would find a positive solution.

Mr. O'Donnell stated that what he heard over the past hour and a half is that no one is against forming a committee. The committee can be started tomorrow. It is within Chairman Brescia's power to get the committee started. Mr. Amo laid out how long it would take for the RFP process and then have it come back to the Legislature can take months. We cannot wait months, they need a committee now. Whether the RFP goes through or doesn't, he felt there was overwhelming support to form the committee, he planned to vote no on this and hopefully leadership gets together with the County Executive and all the political parties and starts the process to form a committee.

The resolution as originally presented follows:

RESOLUTION NO. 142 OF 2020

RESOLUTION AUTHORIZING THE COMMISSIONER OF GENERAL SERVICES TO ISSUE A REQUEST FOR PROPOSALS FOR A DIVERSITY INTERVENTION INITIATIVE AND MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2020 ORANGE COUNTY BUDGET FOR THE LEGISLATIVE BOARD PURSUANT TO 2.02 (q) OF THE ORANGE COUNTY CHARTER.

WHEREAS, this Legislature finds that it is in the best interest of the County of Orange to address cultural, racial and religious conflicts that exist within our local communities and seeks to retain outside consultants to study, analyze and develop a process for county and municipal leaders to address diversity issues; and

WHEREAS, this Legislature does wish to provide funds to the 2020 operating budget for the Legislative Board in the amount of \$100,000.00 for this initiative.

NOW, THEREFORE, be it

RESOLVED, this Legislature hereby authorizes the issuance of a formal Request for Proposals by the Orange County Department of General Services seeking a qualified consulting firm to provide technical and professional assistance in addressing certain diversity intervention initiatives; and be it further

RESOLVED, all proposals will be reviewed by the Department of General Services for completeness and submitted to the Chairman of the Orange County Legislature for review and interviews of consultants by members of the Legislature and the Commissioner of General Services; and be it further

RESOLVED, that the 2020 budget for the Legislative Board is hereby supplemented as indicated below, to be used for the proposed diversity intervention initiative; and it is further

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

Revenue:

1010	199001	410011	County Taxation	(\$100,000.00)
1010	101001	410011	County Taxation	100,000.00

Expenditure:

1010	199001	579880	Provisions for Contingencies	(\$100,000.00)
1010	101001	576820	Specialty Payments	100,000.00

DATED: JULY 2, 2020

The vote resulted as follows:

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

Noes: Kulisek, Luján, O'Donnell, Sassi, Tautel, Vero

Ayes 15; Noes 6; Absent 0; ADOPTED.

RULES, ENACTMENTS AND INTERGOVERNMENTAL RELATIONS COMMITTEE:

Sponsors: Paduch, Kulisek
Co-Sponsor: Tautel

RESOLUTION NO. 143 OF 2020

RESOLUTION APPROVING ORANGE COUNTY'S FREE MEMBERSHIP IN THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S WATERSENSE PROGRAM AS A PROMOTIONAL PARTNER, TO HELP REDUCE MUNICIPAL WATER USE ACROSS THE COUNTRY THROUGH WATER-EFFICIENT PRODUCTS AND CONSTRUCTION OF WATER-EFFICIENT NEW HOMES, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A WATERSENSE PARTNERSHIP AGREEMENT ON BEHALF OF THE COUNTY.

WHEREAS, in June 2006 the United States Environmental Protection Agency (EPA) established the WaterSense program; and

WHEREAS, Orange County farms contribute to food security for the County; and

WHEREAS, WaterSense is a national voluntary partnership program designed to help reduce municipal water use across the country through water-efficient products and construction of water-efficient new homes; and

WHEREAS, the WaterSense program labels products that use 20 percent less water and perform as well as or better than conventional models; and

WHEREAS, the WaterSense label makes it easy for consumers to identify products and new homes that have been independently certified to meet the EPA's efficiency and performance criteria; and

WHEREAS, for each product eligible to earn the WaterSense label, the EPA has developed rigorous water efficiency, performance, and testing requirements; and

WHEREAS, Orange County is eligible to serve as a WaterSense Promotional Partner; and

WHEREAS, as a WaterSense Promotional Partner, the County of Orange would assist the EPA in educating others about the value of water, water efficiency and the WaterSense brand; and

WHEREAS, as a Promotional Partner, Orange County would participate in national outreach campaigns such as "Fix a Leak Week," "Sprinkler Spruce Up," and "Shower Better"; and

WHEREAS, as a Promotional Partner, Orange County would enjoy membership in a network of water-efficiency experts to learn new strategies and collaborate with other partners; and

WHEREAS, there is no fee to join the WaterSense program as a Promotional Partner; and

WHEREAS, as a Promotional Partner, Orange County would demonstrate its commitment by submitting a yearly data report to the EPA regarding its findings; and

WHEREAS, this data report will allow the WaterSense program to measure results, such as total products labeled, and water saved; and

WHEREAS, the Green Committee of the Legislature has met, considered, and by unanimous vote approved this Resolution.

NOW THEREFORE, IT IS HEREBY

RESOLVED, that we, the Orange County Legislature, approves Orange County's free membership in the United States Environmental Protection Agency's WaterSense program as a Promotional Partner, to help reduce municipal water use across the country through water-efficient products and construction of water-efficient new homes, and authorizes the County Executive to execute a WaterSense partnership agreement on behalf of the County, subject to review thereof by the County Attorney.

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: Kulisek, Bonelli

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

RESOLUTION NO. 144 OF 2020

RESOLUTION TO APPLY FOR, ACCEPT, APPROPRIATE, AND IMPLEMENT A CARES ACT, FEDERAL TRANSIT ADMINISTRATION GRANT 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 CARES Act, Federal Transit Administration (FTA) grant; and

WHEREAS, said grant will be used for Operating Assistance payments for public transit operations in areas with non-urban population of less than 50,000. Funds will be used for operating assistance payments to municipal transit operators. It will also provide funding to support the costs of administering its grants and meeting associated Federal regulations and policies; and

WHEREAS, the total FTA grant is in the amount of \$1,291,429.00. This grant is 100% federally funded, and there is no local match required.

NOW, THEREFORE, it is hereby

RESOLVED, that the 2020 budget for the Orange County Department of Planning is hereby supplemented in the total amount of \$1,291,429.00 as indicated above and stated on the attached Schedule "A" to apply for, accept, appropriate, and implement a CARES Act, Federal Transit Administration (FTA) grant. Funds are not to be expensed until the grant award is received; 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 grant and to execute any and all other papers and agreements required in connection with such grant, subject to the review thereof by the County Attorney for purposes of form and content.

SCHEDULE "A"

ITEMS #	FUNDING	FUND	ORG.	ACCOUNT	DESCRIPTION	AMOUNT	TOTAL
1	Revenue	1010	802004	445891	Operating Grants – Federal	\$1,291,429.00	
1	Expense	1010	802004	574001	Bus Transportation	\$1,291,429.00	\$1,291,429.00
							\$1,291,429.00

ITEM 1) A new planning project needs to be set up for CARES Act 5311 transferred to 5307. Funding of \$1,291,429.00 to come from Federal Transit Administration Section 5311 transfer to 5307 grant. These are 100% Federal funds. There is no County match.

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, Minuta
Co-Sponsor: Tautel

RESOLUTION NO. 145 OF 2020

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>
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
2020	\$13,444,107,081	0.38	\$ 35,052,312,654
Total Five-Year Full Valuation			\$161,155,879,848
Average Five-Year Full Valuation			\$ 32,231,175,970

Debt Limit - 7% of Average of Full Valuation \$ 2,256,182,318

- (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, 2020.

STATEMENT OF DEBT CONTRACTING POWER

	<u>Amount as of</u> <u>March 1, 2020</u>	<u>Percentage</u> <u>of Debt Limit</u>
Debt Contracting Limitation: Seven Per centum of Five Year Average Full Valuation	\$2,256,182,318	100.00%
Gross Direct Debt:		
Serial Bonds	\$ 266,905,000	11.83%
Bond Anticipation Notes	<u>0</u>	0.00%
Total Gross Direct Debt	\$ 266,905,000	11.83%
Exclusions and Deductions:		
Excludable Sewer Debt	\$ 11,820,000	0.52%
Current Budget Appropriations	<u>\$ 28,342,254</u>	1.26%
Total Exclusions and Deductions	\$ 40,162,254	1.78%
Total Net Direct Debt	\$ 226,742,746	10.05%
Debt-Contracting Margin	\$2,029,439,572	89.95%

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.

Sponsors: Benton, Sutherland
Co-Sponsor: Tautel

RESOLUTION NO. 146 OF 2020

RESOLUTION ACCEPTING AND AFFIRMING 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. 300 of 2019.

NOW, THEREFORE, it is hereby

RESOLVED, that this Legislature does accept and affirm the Orange County Investment Policy.

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: Benton, Kulisek

RESOLUTION NO. 147 OF 2020

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., August 3, 2020, 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>
Greenville 9-5-2	Scott Keener 241 Foster Hill Rd. Milford, PA 18337	\$7,000.00
Greenville 9-13-5	Eleanor Gallo 109 Murray Dr. Chester, NY 10918	\$2,500.00

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.

HEALTH AND MENTAL HEALTH COMMITTEE:

Sponsors: Tuohy, Tautel
Co-Sponsor: Stegenga

RESOLUTION NO. 148 OF 2020

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 \$235,654.00 for the Public Health Emergency Preparedness Program. The term of the grant runs from July 1, 2020 through June 30, 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 grant funds from the New York State Department of Health in the amount of \$235,654.00 for the Public Health Emergency Preparedness Program as indicated above.

2. That the 2020 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 – PHEPP/CRI	\$235,654.00
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Expenses:

1010	401018	560110	Permanent Base Salary	\$ 76,780.00
			Fringe Benefits	\$ 50,396.00
1010	401018	586100	Employee Retirement System	\$12,165.00
1010	401018	586300	Social Security/FICA	\$ 5,824.00
1010	401018	586400	Worker’s Compensation	\$ 2,457.00
1010	401018	586500	Unemployment Insurance	\$ 154.00
1010	401018	586600	Hospital Insurance	\$29,006.00
1010	401018	586650	Dental Insurance	\$ 615.00
1010	401018	586660	Vision Insurance	\$ 58.00
1010	401018	586700	Disability Insurance	\$ 103.00
1010	401018	586800	EAP	\$ 14.00
1010	401018	571820	Contracted Services	\$ 63,000.00
1010	401018	573100	Office Supplies	\$ 4,197.00
1010	401018	573140	Postage	\$ 200.00
1010	401018	573200	Food/Groceries for Prep	\$ 2,500.00
1010	401018	573270	Medical/Hospital Supplies	\$ 2,920.00
1010	401018	575400	Radio/Pager	\$ 624.00
1010	401018	576340	Telephone	\$ 16,200.00
1010	401018	576640	Advertising	\$ 0.00
1010	401018	576760	Employee Mileage Reimbursement	\$ 3,000.00
1010	401018	576770	Special Travel	\$ 4,000.00
1010	401018	579910	Indirect Expenses	\$ 9,477.00

1010	401018	585015	Computer Equipment <500	\$ 2,360.00
			Total Public Health Emergency Preparedness Program/ Cities Readiness Initiative	\$235,654.00

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.

EDUCATION AND ECONOMIC DEVELOPMENT COMMITTEE:

Sponsors: Cheney, Tautel

RESOLUTION NO. 149 OF 2020

RESOLUTION PROVIDING FOR A PUBLIC HEARING UPON THE TENTATIVE BUDGET FOR ORANGE COUNTY COMMUNITY COLLEGE FOR THE FISCAL YEAR BEGINNING SEPTEMBER 1, 2020, PURSUANT TO SECTION 6304 OF THE EDUCATION LAW.

WHEREAS, a tentative budget for Orange County Community College for the fiscal year beginning September 1, 2020 and ending August 31, 2021 was filed with the Clerk of the County Legislature on June 8, 2020; and

WHEREAS, copies of said tentative budget will be prepared, as required by law and furnished to the members of this Legislature.

RESOLVED, AS FOLLOWS:

1. The Clerk of the County Legislature is directed to cause to be printed, or otherwise reproduced, at least thirty copies of such tentative budget for the use of all interested persons.
2. A public hearing on said tentative budget is hereby fixed, to be held at the Chambers of the Orange County Legislature, in the Orange County Government Center, 255 Main Street, Goshen, New York or due to the COVID-19 pandemic, the meeting will be held remotely via videoconference, at 3:15 p.m. (EDST) on the 6th day of August, 2020.
3. The Clerk of the County Legislature will cause a notice of said hearing, in substantially the following form, to be published at least once, in the six official newspapers of the County, at least five days before the date specified for said hearing, to wit:

ORANGE COUNTY LEGISLATURE

NOTICE OF PUBLIC HEARING ON TENTATIVE BUDGET

FOR ORANGE COUNTY COMMUNITY COLLEGE

NOTICE IS HEREBY GIVEN, that the Orange County Legislature will meet at the Chambers of the Orange County Legislature, in the Orange County Government Center, 255 Main Street, Goshen, New York or due to the COVID-19 pandemic, the meeting will be held remotely via videoconference, at 3:15 p.m. (EDST) on the 6th day of August, 2020, for the purpose of holding a public hearing on the tentative budget for Orange County Community College for the fiscal year beginning September 1, 2020 and ending August 31, 2021.

NOTICE IS FURTHER GIVEN that all documents referenced in this Notice are available on the Orange County Legislature's website. The public may view the public hearing via livestreaming. Please go to Orange County website at www.orangecountygov.com/Legislature/legislative_calendar for the link.

NOTICE IS FURTHER GIVEN that due to the COVID-19 pandemic, members of the public are invited to participate via teleconference by calling the telephone number and access code listed on the Orange County website under "Important Links - Notice of Public Hearing." Please call in at 3:00 p.m. on the day of the public hearing to register to speak or send written comments to the Clerk of the Legislature at JRamppen@orangecountygov.com

FURTHER NOTICE IS HEREBY GIVEN, that copies of said tentative budget are available at the Office of the Clerk of said County Legislature, 255 Main Street, 2nd Floor, in the Orange County Government Center, Goshen, New York, where they may be inspected or procured by any interested person during usual business hours, and on the Orange County website: www.orangecountygov.com.

BY ORDER OF THE ORANGE COUNTY LEGISLATURE

Jean M. Ramppen, Clerk

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.

CONSENT RESOLUTIONS

MISCELLANEOUS:

Sponsor: Ruszkiewicz
Co-Sponsors: Stegenga, Tautel

RESOLUTION NO. 150 OF 2020

RESOLUTION AUTHORIZING THE COUNTY OF ORANGE TO AUTOMATICALLY RENEW EXISTING COOPERATION AGREEMENTS WITH COOPERATING COMMUNITIES LISTED ON SCHEDULE "A" ATTACHED HERETO, FOR THE PURPOSE OF UNDERTAKING COMMUNITY DEVELOPMENT AND HOME PROGRAMS FOR THE PROGRAM YEARS

COMMENCING FEDERAL FISCAL YEARS 2021, 2022, 2023 (AND SUCCESSIVE THREE-YEAR QUALIFICATION PERIODS), PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND TITLE 11 OF THE CRANSTON GONZALEZ NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED, THE HOME INVESTMENT PARTNERSHIP ACT.

WHEREAS, the Secretary of Housing and Urban Development of the United States is authorized under Title I of the Housing and Community Act of 1974, as amended, and Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended, to make grants to states and other units of general local government to help finance Community Development and Affordable Housing Programs; and

WHEREAS, Section 99-h of the General Municipal Law of the State of New York grants to any municipal corporation the power, either individually or jointly with one or more other municipal corporations, to apply for, accept, and expend funds made available through the State, pursuant to the provision of any Federal law which is not inconsistent with the statutes or condition of this State, in order to administer, conduct or participate with the Federal Government in programs relating to the general welfare of the inhabitants of such municipal corporation; and;

WHEREAS, a number of municipalities have requested participation and the County of Orange had determined that it is desirable and in the public interest that it make application for Community Development Block Grant and HOME funds as an Urban County; and

WHEREAS, participation by the County of Orange as an Urban County in the Community Development and HOME Program requires that municipalities and the County of Orange cooperate to undertake or assist in undertaking essential community renewal and lower income housing assistance activities; and

WHEREAS, this Legislature deems it to be in the public interest for the County of Orange to automatically renew existing Cooperation Agreements with the municipalities listed on Schedule "A," attached hereto for the aforesaid purposes.

NOW, THEREFORE, it is hereby

RESOLVED, that the County Executive of Orange County be and hereby is authorized to automatically renew existing Cooperation Agreements with the participating municipalities listed on Schedule "A," attached hereto, for the purposes of undertaking Community Development and HOME programs, pursuant to the Housing and Community Development Act of 1974, as amended, and Title II of the National Affordable Housing Act of 1990, as amended, for the program year commencing Federal Fiscal Years 2021, 2022, 2023 (and successive three-year qualification periods).

SCHEDULE "A"

ORANGE COUNTY URBAN COUNTY CONSORTIUM CONFIGURATION

QUALIFICATION PERIOD: FEDERAL FISCAL YEARS 2021, 2022 AND 2023

I. ORANGE COUNTY URBAN COUNTY CONSORTIUM MEMBERS

1. TOWN OF BLOOMING GROVE
2. TOWN OF CHESTER
3. TOWN OF CORNWALL
4. TOWN OF CRAWFORD
5. TOWN OF DEERPARK
6. TOWN OF GOSHEN
7. TOWN OF GREENVILLE
8. TOWN OF HAMPTONBURGH
9. TOWN OF HIGHLANDS
10. TOWN OF MINISINK
11. TOWN OF MONROE
12. TOWN OF MONTGOMERY
13. TOWN OF MOUNT HOPE
14. TOWN OF NEW WINDSOR
15. TOWN OF NEWBURGH
16. TOWN OF TUXEDO
17. TOWN OF WALLKILL
18. TOWN OF WARWICK
19. TOWN OF WAWAYANDA
20. TOWN OF WOODBURY
21. VILLAGE OF CHESTER
22. VILLAGE OF CORNWALL-ON-HUDSON
23. VILLAGE OF FLORIDA
24. VILLAGE OF GOSHEN
25. VILLAGE OF GREENWOOD LAKE
26. VILLAGE OF HARRIMAN
27. VILLAGE OF HIGHLAND FALLS
28. VILLAGE OF MAYBROOK
29. VILLAGE OF MONROE
30. VILLAGE OF MONTGOMERY
31. VILLAGE OF OTISVILLE
32. VILLAGE OF SOUTH BLOOMING GROVE
33. VILLAGE OF TUXEDO PARK
34. VILLAGE OF UNIONVILLE
35. VILLAGE OF WARWICK
36. VILLAGE OF WASHINGTONVILLE
37. VILLAGE OF WALDEN
38. VILLAGE OF WOODBURY

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: Ruskiewicz
Co-Sponsors: Stegenga, Tautel

RESOLUTION NO. 151 OF 2020

RESOLUTION AUTHORIZING THE ORANGE COUNTY URBAN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT CONSORTIUM (hereinafter called "COUNTY") TO AUTOMATICALLY RENEW AND AMEND AN EXISTING COOPERATION AGREEMENT WITH PARTICIPATING MUNICIPALITIES FOR THE PURPOSE OF UNDERTAKING THE HOME PROGRAM FOR THE PROGRAM YEAR COMMENCING FEDERAL FISCAL YEAR 2021 AND CONTINUING THROUGH FEDERAL FISCAL YEAR 2023 (AND SUCCESSIVE THREE-YEAR QUALIFICATION PERIODS) PURSUANT TO TITLE 11 OF THE CRANSTON-GONZALEZ NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED, (hereinafter called the "ACT").

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development ("HUD") is authorized, under the "ACT" to make grants to states and other units of general local government to help finance Affordable Housing Programs; and

WHEREAS, it is desirable and in the public interest that the COUNTY participate in the aforesaid HOME Program for the program year commencing Federal Fiscal Years 2020 through 2023 (and successive three-year qualification periods); and

WHEREAS, Section 99-h of the General Municipal Law of the State of New York grants to any municipal corporation the power, either individually or jointly with one or more other municipal corporations, to apply for, accept and expend funds made available by the Federal government either directly or through the State, pursuant to the provisions of any Federal Law which is not inconsistent with the Statutes or Constitution of this State, in order to administer, conduct or participate with the Federal government in programs relating to the general welfare of the inhabitants of such municipal corporation; and

WHEREAS, applications for grants to finance Affordable Housing Programs under the "ACT" and any "Eligible Activities" thereunder are not inconsistent with the Statutes or Constitution of this State; and

WHEREAS, the COUNTY shall take all required actions to comply with the Urban County's certification required by the provisions of the National Environmental Policy Act of 1969, Title VI of the Civil Rights Act of 1964, which prohibits discrimination based on race, color or national origin under any program or activity receiving Federal financial assistance, Title VIII of the Civil Rights Act of 1968, Executive order 11988, the Fair Housing Act, and other applicable laws; and

WHEREAS, the HOME Program funding is specifically prohibited from activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction, or that impedes that County's action to comply with its fair housing certification; and

WHEREAS, the COUNTY has adopted (by Resolution No. 101 of 1994) and is enforcing:

a) A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

b) A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within jurisdictions; and

WHEREAS, participation by the COUNTY as an urban county in the HOME Programs requires that PARTICIPATING MUNICIPALITIES and the COUNTY cooperate in undertaking or assisting in undertaking essential housing activities pursuant to said Act, specifically those activities authorized by Statutes and pursuant to Articles 9 and 17 of the New York State Constitution; and

WHEREAS, the COUNTY and PARTICIPATING MUNICIPALITIES will cooperate in developing Affordable Housing Programs and applications for the HOME Investment Partnership ("HOME Program") which will be designed primarily for the purpose of meeting the priority needs and objectives of the participating localities based upon an inventory of housing needs developed mutually by local and county officials; and

WHEREAS, this Legislature deems it to be in the public interest for the COUNTY to automatically renew and amend the existing Cooperation Agreement with PARTICIPATING MUNICIPALITIES for the aforesaid purposes.

NOW, THEREFORE, it is hereby

RESOLVED, that the County Executive of Orange County be and hereby is authorized to automatically renew and amend the existing Cooperation Agreement with the participating municipalities for the purpose of undertaking the HOME Program, pursuant to Title II of the National Affordable Housing Act of 1990, as amended for the program year commencing Federal Fiscal Years 2021, 2022 and 2023 (and successive three year qualification periods).

SCHEDULE "A"

ORANGE COUNTY HOME CONSORTIUM CONFIGURATION

QUALIFICATION PERIOD: FEDERAL FISCAL YEARS 2021, 2022 AND 2023

I. ORANGE COUNTY URBAN COUNTY CONSORTIUM MEMBERS

- 1. TOWN OF BLOOMING GROVE**
- 2. TOWN OF CHESTER**
- 3. TOWN OF CORNWALL**
- 4. TOWN OF CRAWFORD**
- 5. TOWN OF DEERPARK**
- 6. TOWN OF GOSHEN**
- 7. TOWN OF GREENVILLE**
- 8. TOWN OF HAMPTONBURGH**
- 9. TOWN OF HIGHLANDS**
- 10. TOWN OF MINISINK**
- 11. TOWN OF MONROE**
- 12. TOWN OF MONTGOMERY**

13. TOWN OF MOUNT HOPE
14. TOWN OF NEW WINDSOR
15. TOWN OF NEWBURGH
16. TOWN OF TUXEDO
17. TOWN OF WALLKILL
18. TOWN OF WARWICK
19. TOWN OF WAWAYANDA
24. TOWN OF WOODBURY
25. VILLAGE OF CHESTER
26. VILLAGE OF CORNWALL-ON-HUDSON
23. VILLAGE OF FLORIDA
39. VILLAGE OF GOSHEN
40. VILLAGE OF GREENWOOD LAKE
41. VILLAGE OF HARRIMAN
42. VILLAGE OF HIGHLAND FALLS
43. VILLAGE OF MAYBROOK
44. VILLAGE OF MONROE
45. VILLAGE OF MONTGOMERY
46. VILLAGE OF OTISVILLE
47. VILLAGE OF SOUTH BLOOMING GROVE
48. VILLAGE OF TUXEDO PARK
49. VILLAGE OF UNIONVILLE
50. VILLAGE OF WARWICK
51. VILLAGE OF WASHINGTONVILLE
52. VILLAGE OF WALDEN
53. VILLAGE OF WOODBURY

CITIES:

54. CITY OF MIDDLETOWN
55. CITY OF NEWBURGH
56. CITY OF PORT JERVIS

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 PARTICIPATION (Written comments via email on file in Clerk, Legislative Office).

On motion of Mr. Amo, seconded by Ms. Bonelli, the Legislature adjourned at 5:11 p.m.

ADJOURNED.

Jean M. Ramppen, Clerk