

REGULAR SESSION, THURSDAY, SEPTEMBER 3, 2020

REGULAR SESSION

September 3, 2020

(The Legislative Session was preceded by a Public Hearing re: for the Eight Year Review and proposed modifications and consolidation of Orange County Agricultural Districts Nos. 1 and 2).

The Legislature convened in Regular Session at 4:24 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 remembrance of 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. 19, 20 and 21 will be included on the agenda and vote collectively on Nos. 15 through 19; 21 and 22; 24 and 25; and 31 through 36.

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 July 2, 2020 be approved. The motion was seconded by Mr. Vero and adopted. ADOPTED.

COMMUNICATION:

Communication from County Executive Steven M. Neuhaus relative to the 2020 Real Property Tax Equalization Rates. Received and ordered placed on file.

RULES, ENACTMENTS AND INTERGOVERNMENTAL RELATIONS COMMITTEE:

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

RESOLUTION NO. 188 OF 2020

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE PROCLAIMING SEPTEMBER 17 THROUGH SEPTEMBER 23, 2020 AS CONSTITUTION WEEK.

WHEREAS, September 17, 2020 marks the two hundred and thirty-third anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, with the signatures of 39 members of the Constitutional Convention, The United States Constitution was adopted on September 17, 1787. Nine of the thirteen states had to ratify it before it could become the law. It became effective on March 4, 1789; and

WHEREAS, the Constitution is the guardian of our liberties and embodies the principles of limited government in a Republic dedicated to rule by law. As the Preamble so states:

“We the People of the United States, in Order to form a more perfect Union, establish Justice, insure domestic Tranquility, provide for the common defence, promote the general Welfare, and secure the Blessings of Liberty to ourselves and our Posterity, do ordain and establish this Constitution for the United States of America.”; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution week.

NOW, THEREFORE, be it

RESOLVED, We, the Orange County Legislature, hereby proclaim the week of September 17 through September 23, 2020 as Constitution week for Orange County and convey these sentiments to every citizen of Orange County, that all might consider reading the constitution and consider the ideals of the Framers of the constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

DATED: SEPTEMBER 3, 2020

Seconded by Mr. Vero.

Mr. Faggione thanked his fellow Legislators and hoped everyone would support the resolution. He stated that as many may know, he carries his pocketsize Constitution everywhere he goes and he has copies for everyone. He urged everyone to support the words in this document. In the Preamble it says something very important. Today with the country and the present situation, this was established to build a more perfect union. There is nothing perfect about America, but every day they can make the country a more perfect country. He asked for everyone to please support the resolution.

Mr. Paduch was remiss on his request that Agenda Item No. 21, “Resolution of the Orange County Legislature expressing unwavering support for Black Lives Matter Global Network and their movement” be withdrawn. He stated that he discussed this with the Chairman of the Rules, Enactments and Intergovernmental Relations Committee, Thomas Faggione, to have this important resolution regarding systemic racism etc. put on the agenda for next month. He felt the issue was so important to all of them that they should follow proper protocol and go through committee so they can all have input, unlike last month when they did not have a chance to go through committee and have any comments. He requests that it be withdrawn and Mr. Faggione agreed to have this resolution put on the Rules, Enactments and Intergovernmental Relations Committee agenda for September.

Mr. Faggione stated that he would work with leadership and the Legislature to have a resolution brought forth to the Rules, Enactments and Intergovernmental Relations Committee in September.

Chairman Brescia asked if there were objections from the sponsors on the resolution.

Ms. Tautel who sponsored the resolution responded that she did not object and looked forward to working with Mr. Faggione and the rest of the committee and seeking additional input from them.

Mr. O'Donnell wanted to clarify a comment from Minority Leader Paduch by stating that everyone had ample amount of time to speak on the police resolution.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

Sponsors: Paduch, Faggione

Co-Sponsors: Stegenga, Tautel

RESOLUTION NO. 189 OF 2020

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

WHEREAS, this Orange County Department of Planning requests to apply for, accept, and appropriate New York State Department of Transportation (NYSDOT) Public Transportation Modernization and Enhancement funds. The state apportions funding to counties, cities, and regional authorities to upgrade and enhance public transportation services. Orange County's total apportionment of these funds is \$2,592,943.00, which is 100% state money; no County match is required. Said funds will be used for the construction and capital purchases related to the Middletown Multimodal Transportation Center; and

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

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Commissioner of Planning, be and hereby is authorized to apply for, accept, and appropriate New York State Department of Transportation Public Transportation Modernization and Enhancement funds in the amount of \$2,592,943.00 as indicated above.

2. That the 2020 budget for the Department of Planning is hereby amended and supplemented as indicated above and shown on the attached **Schedule "A"**, 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.

SCHEDULE "A"

ITEMS #	FUNDING	FUND	ORG.	ACCOUNT	DESCRIPTION	AMOUNT
1	Revenue	1100	519701	435971	Capital Transportation – State	\$2,592,943.00
1	Expense	1100	519701	577010	Capital Budget	\$2,592,943.00

ITEM 1) Funds need to be added to existing Capital Project CP 501S.

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, Cheney
Co-Sponsors: Tautel, Stegenga

RESOLUTION NO. 190 OF 2020

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF PLANNING, TO ACCEPT AND APPROPRIATE A GRANT FROM THE NEW YORK STATE URBAN DEVELOPMENT CORPORATION D/B/A EMPIRE STATE DEVELOPMENT, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the New York State Urban Development Corporation d/b/a Empire State Development has offered grant funds in the amount of \$216,991.00 for the Census 2020 Complete Count Project. Said funds will provide funding to support activities to gain a complete population count in Orange County, including advertising and outreach; and

WHEREAS, this request will cancel and replace Resolution No. 383 of 2019; and

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

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Commissioner of Planning, be and hereby is authorized to accept and appropriate funds in the amount of \$216,991.00 from the New York State Urban Development Corporation d/b/a Empire State Development for the Census 2020 Complete County Project as indicated above. This request will cancel and replace Resolution No. 383 of 2019.

2. That the 2020 budget for the Department of Planning is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

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

Revenue:

1100	199701	432971	State Aid	-\$433,981.00
1010	802004	430891	Other General Govt.	\$216,991.00

Expenses:

1100	199701	577010	Capital Expense	(\$433,981.00)
1010	802004	571820	Consultant Serv (Non-Medical/Health)	\$162,743.25
1010	802004	576640	Advertising	\$ 43,225.70
1010	802004	576760	Mileage Reimbursement	\$ 172.50
1010	802004	571500	Admin Costs	\$ 10,849.55

Seconded by Mr. Vero.

Mr. Paduch stated that the funding is for the 2020 Census. They all know how important it is and he tried to encourage everyone he sees to do the census. He spoke with Mayor DeStefano and he encouraged everyone to get involved so that everyone in Orange County can get the support they need. If everyone does it maybe they can get the percentage points up higher. You can view this on the census website and view it through each municipality.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

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

Sponsors: Kulisek, Paduch, Benton, Anagnostakis

Co-Sponsors: Tautel, Stegenga

RESOLUTION NO. 191 OF 2020

RESOLUTION ALLOWING THE ORANGE COUNTY BOARD OF ELECTIONS TO ACCEPT REVENUE AND APPLY THE FUNDS TO DEBT SERVICE, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the Orange County Board of Elections received revenues of \$729,362.50 under the 2006 Capital Project No. 147 to purchase voting machines, voting booths, and election day supply carts. Total expenses for the project were \$595,655.43. The Board of Elections is requesting approval to accept the additional state revenue of \$133,707.07 and apply the funds to debt service.

NOW, THEREFORE, it is hereby

RESOLVED, that the 2020 budget for the Orange County Board of Elections is hereby supplemented as indicated above and stated below to accept revenue in the amount of \$133,707.07 for Capital Project No. 147 so the project can be closed, with the funds to be applied to debt service; and it is further

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

Expense:

1100 199701 685250 To 230 Debt Svc Fund \$133,707.07

Expense:

1100 199701 577010 Capital Expense (\$133,707.07)

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

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

JOINT-PHYSICAL SERVICES AND WAYS AND MEANS COMMITTEES:

Sponsors: Bonelli, Paduch, Benton, Minuta, Hines
Co-Sponsors: Tautel, Stegenga

RESOLUTION NO. 192 OF 2020

RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2020 ORANGE COUNTY BUDGET ALLOWING THE ORANGE COUNTY DEPARTMENT OF PUBLIC WORKS TO TRANSFER FUNDS FROM THE BEAVER DAM LAKE OPERATING BUDGET FUND BALANCE TO CAPITAL PROJECT NO. CP 852, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the Orange County Department of Public Works is requesting authorization of the transfer of funds from the Beaver Dam Lake Operating Budget Fund Balance to Capital Project No. CP 852, for the Beaver Dam Lake Protection and Rehabilitation District.

NOW, THEREFORE, it is hereby

RESOLVED, that the 2020 budget for the Orange County Department of Public Works is hereby supplemented as indicated above and stated below to transfer funds from the Beaver Dam Lake Operating Budget Fund Balance to Capital Project No. CP 852, for the Beaver Dam Lake Protection and Rehabilitation District; and it is further

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

Revenue:

3150 874501 415961 Appropriated Surplus BDL \$659,000.00

Expense:

3150	874501	685350	To 110 – Capital Fund	\$659,000.00
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Revenue:

1100	859701	450311	Interfund Transfer IN	\$659,000.00
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Expense:

1100	859701	577010	Capital Budget	\$659,000.00
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Seconded by Mr. Vero.

Mr. Hines asked that everyone support the resolution. It is a big project and his district covers a portion of it. There was a lot of unfounded expenses through this process. They have confirmation in committee from Commissioner Denega that the local governing body is in support of this. Erica Dahl, Chairperson of the Beaver Dam Lake Protection and Rehabilitation Advisory Board has indicated that the entire board is in favor. They need to do this in order to move the project along, it is a safety matter.

The vote resulted as follows:

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

Sponsors: Tuohy, Kulisek, Benton, Paduch

RESOLUTION NO. 193 OF 2020

BOND RESOLUTION DATED SEPTEMBER 3, 2020

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE CONSTRUCTION OF A TRAILER PARKING PAD AT TRANSFER STATION #1, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$180,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$180,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.

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

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to establish a new capital project for the construction of a trailer parking pad at Transfer Station #1, all as more particularly described in the County's 2020 Capital Plan, as amended. The estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$180,000, and said amount is hereby appropriated therefor. The plan of

financing includes the issuance of \$180,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$180,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the class of objects or purposes for which said \$180,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 20(f) of the Law, is ten (10) years.

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

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

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

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

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

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

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

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

Section 9. This Resolution shall take effect immediately.

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, Benton

RESOLUTION NO. 194 OF 2020

BOND RESOLUTION DATED SEPTEMBER 3, 2020

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO THE RUNWAY/TAXIWAY AT THE ORANGE COUNTY AIRPORT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$50,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$50,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.

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

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to establish a new capital project for the construction of improvements to the runway/taxiway of the Orange County Airport, including slurry sealing and related painting, all as more particularly described in the County's 2020 Capital Plan, as amended. The estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$50,000, and said amount is hereby appropriated therefor. The plan of financing includes the

issuance of \$50,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$50,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the class of objects or purposes for which said \$50,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 14 of the Law, is ten (10) years.

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

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

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

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

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

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

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

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

Section 9. This Resolution shall take effect immediately.

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

Sponsors: Tuohy, Kulisek, Benton, Sutherland

Co-Sponsor: Stegenga

RESOLUTION NO. 195 OF 2020

BOND RESOLUTION DATED SEPTEMBER 3, 2020

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO THE TAXIWAYS AT THE ORANGE COUNTY AIRPORT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$50,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$50,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.

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

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to establish a new capital project for the construction of improvements to the taxiways of the Orange County Airport, including pavement rehabilitation, all as more particularly described in the County's 2020 Capital Plan, as amended. The estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$50,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$50,000

bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$50,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the class of objects or purposes for which said \$50,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 14 of the Law, is ten (10) years.

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

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

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

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

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

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

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

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

Section 9. This Resolution shall take effect immediately.

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.

PHYSICAL SERVICES COMMITTEE:

Sponsors: Ruszkiewicz, Kulisek

RESOLUTION NO. 196 OF 2020

RESOLUTION CONFIRMING THE APPOINTMENT BY THE COUNTY EXECUTIVE OF AN "AT-LARGE MEMBER" TO THE BOARD OF DIRECTORS OF THE ORANGE COUNTY SOIL AND WATER CONSERVATION DISTRICT, PURSUANT TO SECTION 18.07 OF THE ORANGE COUNTY CHARTER.

WHEREAS, Honorable Steven M. Neuhaus, County Executive, has notified the County Legislature that he has made the following appointment of an "at-large member" to the Board of Directors of the Orange County Soil and Water Conservation District.

APPOINTMENT:

John Wright
Warwick, New York

TERM EXPIRES:

December 31, 2020

NOW, THEREFORE, it is hereby

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

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, Bonelli

RESOLUTION NO. 197 OF 2020

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 Palm Tree, Section 357, Block 11, Lot 1.-1 (formerly Town of Monroe, Section 62, Block 2, Lot 1.-1), 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 Palm Tree, Section 357, Block 11, Lot 1.-1 (formerly Town of Monroe, Section 62, Block 2, Lot 1.-1), 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 property, and vacating and setting aside the judgment of foreclosure and the deed executed and recorded pursuant to said judgment of foreclosure as to said property. The entry of such Order shall restore all parties, including owner, mortgagees and any and all lienors, receivers and administrators and encumbrancers, to the status they held at the time the County acquired title to said property as if the judgment had never been rendered, and shall render said property liable for all taxes, beneficiaries, management fees and liens, penalties, interest, and other charges which shall accrue 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, Ruszkiewicz, Sassi, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Vero, Brescia

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

Sponsor: Benton

Co-Sponsor: Tautel

RESOLUTION NO. 198 OF 2020

RESOLUTION APPROVING THE APPLICATIONS FOR THE CORRECTION OF CERTAIN ERRORS APPEARING ON THE 2020 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 Highlands 107-3-15	Guy Sharon Marie	550-2(h) Clerical Error School tax bill was paid but not applied correctly. Remove school re-levy from the County and Town tax bill.

	<u>Now Reads</u>	<u>Should Be</u>	<u>Amount of DECREASE</u>
County	251,200 \$ 938.48	251,200 \$ 938.48	\$ 0.00
Town	251,200 \$1,217.19	251,200 \$1,217.19	\$ 0.00
Sch Relevy	\$5,036.43		\$5,036.43
Highland Ambul	251,200 <u>\$ 54.08</u>	251,200 <u>\$ 54.08</u>	<u>\$ 0.00</u>
	\$7,246.18	\$2,209.75	\$5,036.43

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 AND COMMITTEE:

Sponsors: Tuohy, Tautel
Co-Sponsor: Faggione

RESOLUTION NO. 199 OF 2020

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE VALLEY VIEW CENTER FOR NURSING CARE AND REHABILITATION, TO ACCEPT AND APPROPRIATE A DONATION, PURSUANT TO PURSUANT TO SECTION 215 OF THE COUNTY LAW.

WHEREAS, the Valley View Center for Nursing Care and Rehabilitation has been offered a donation of \$3,000.00 from the Michael & Erin Martucci Family Foundation. Said funds will be used toward the purchase of a theater system for the residents of Valley View; and

WHEREAS, this Legislature does wish to accept and appropriate said gift on behalf of the Valley View Center for Nursing Care and Rehabilitation.

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Commissioner of the Valley View Center for Nursing Care and Rehabilitation, be and hereby is authorized to accept and appropriate the donated funds in the amount of \$3,000.00 from the Michael & Erin Martucci Family Foundation as indicated above.

2. That the 2020 budget for the Valley View Center for Nursing Care and Rehabilitation 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 on behalf of the residents and taxpayers of Orange County, this Legislature extends its thanks and appreciation for such donation, and that this Resolution shall be spread in full upon the Minutes of the Orange County Legislature.

Revenue:

1450	453109	427051	Gifts and Donations	\$3,000.00
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Expense:

1450 453109 585113 Audio/visual equipment \$3,000.00

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

Sponsors: Luján, Tautel

Co-Sponsor: Stegenga

RESOLUTION NO. 200 OF 2020

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF HEALTH, TO ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE AMERICAN PUBLIC HEALTH ASSOCIATION, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the American Public Health Association has offered grant funds in the amount of \$100,000.00 for the Healthiest Orange Farm Markets grant. The term of the grant runs from July 1, 2020 through September 30, 2022; 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 American Public Health Association in the amount of \$100,000.00 for the Healthiest Orange Farm Markets grant 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	\$100,000.00
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Expenses:

1010	401018	571500	Employee Chargeback	\$ 15,000.00
1010	401018	573100	Office Supplies	\$ 500.00
1010	401018	571820	Contracted Services – Garnet Health Medical Center	\$ 19,000.00
1010	401018	571820	Contracted Services – St. Anthony Community Hospital	\$ 4,000.00
1010	401018	571820	Contracted Services – Montefiore St. Lukes/Cornwall Hospital	\$ 5,000.00
1010	401018	571820	Contracted Services – Cornerstone Family Health Center	\$ 4,000.00
1010	401018	571820	Contracted Services – Farm Market Sponsors	\$ 45,000.00
1010	401018	573820	Specialty Materials	\$ 6,500.00
1010	401018	576760	Mileage	\$ <u>1,000.00</u>
			Total Healthiest Orange Farm Markets	\$100,000.00

Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

Sponsors: Luján, Tautel

Co-Sponsor: Stegenga

RESOLUTION NO. 201 OF 2020

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

WHEREAS, the New York State Department of Health has offered additional grant funds in the amount of \$72,000.00 for the Public Health Emergency Preparedness Program, to be used for the Opioid Crisis. The term of the grant runs from September 1, 2020 through August 31, 2021; and

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

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Commissioner of Health, be and hereby is authorized to accept and appropriate additional grant funds from the New York State Department of Health in the amount of \$72,000.00 for the Public Health Emergency Preparedness Program, to be used for the Opioid Crisis, 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 – OD2A	\$72,000.00
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Expenses:

1010	401018	560110	Permanent Base Salary	\$25,576.00
			Fringe Benefits	\$18,482.00
1010	401018	586100	Employee Retirement System	\$ 2,359.00
1010	401018	586300	Social Security/FICA	\$ 1,853.00
1010	401018	586400	Worker’s Compensation	\$ 818.00
1010	401018	586500	Unemployment Insurance	\$ 51.00
1010	401018	586600	Hospital Insurance	\$13,140.00
1010	401018	586650	Dental Insurance	\$ 185.00
1010	401018	586660	Vision Insurance	\$ 17.00
1010	401018	586700	Disability Insurance	\$ 52.00
1010	401018	586800	EAP	\$ 7.00
1010	401018	579530	Subcontractor Pymts	\$21,750.00
1010	401018	573100	Office Supplies	\$ 1,000.00
1010	401018	576760	Mileage	\$ 2,000.00
1010	401018	573770	Special Travel	\$ 2,000.00
1010	401018	577080	Printing	\$ 1,192.00
1010	401018	579910	Indirect	\$ -
			Total Overdose Data 2 Action	\$72,000.00

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

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

Ayes 21; Noes 0; Absent 0; ADOPTED.

PUBLIC SAFETY AND EMERGENCY SERVICES COMMITTEE:

Sponsors: Hines, Stegenga, Vero, Faggione, Sierra, Sassi, Luján
Co-Sponsors: Paduch, Tautel, Kulisek

RESOLUTION NO. 202 OF 2020

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

WHEREAS, the United States Department of Homeland Security, Federal Emergency Management Agency (FEMA) has offered funds in the amount of \$81,502.00 for the 2020 Emergency Management Performance Grant COVID-19 Supplemental (EMPG-S) program. Said funds will be used to prevent, prepare for, and respond to the COVID-19 public health emergency. Funding will be utilized to purchase Personal Protective Equipment (PPE) to replenish inventory. Target distribution includes medical care facilities, medical first responders, and public safety first responders; and

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

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Commissioner of Emergency Services, be and hereby is authorized to accept and appropriate funds in the amount of \$81,502.00 from the United States Department of Homeland Security, Federal Emergency Management Agency (FEMA) for the 2020 Emergency Management Performance Grant COVID-19 Supplemental (EMPG-S) program as indicated above.

2. That the 2020 budget for the Department of Emergency Services/Emergency Management is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

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

Revenue:

1010 364001 440891	General Govt. Aid	\$81,502.00
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Expense:

1010 364001 573270 Medical Supplies \$81,502.00

Seconded by Mr. Ruszkiewicz.
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: Stegenga, Vero
Co-Sponsors: Paduch, Kulisek, Luján, Sassi, Tautel

RESOLUTION NO. 203 OF 2020

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF EMERGENCY SERVICES/POLICE SERVICES, TO ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE STATE OF NEW YORK GOVERNOR'S TRAFFIC SAFETY COMMITTEE, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the State of New York Governor's Traffic Safety Committee has offered a grant in the amount of \$65,870.00 for the 2021 Traffic Safety Program for the continuance of providing educational programs to reduce the incidents of fatalities and serious personal injury vehicle accidents; and

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

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Commissioner of Emergency Services, be and hereby is authorized to accept and appropriate grant funds from the State of New York Governor's Traffic Safety Committee in the amount of \$65,870.00 for the 2021 Traffic Safety Program as indicated above.

2. That the 2020 Budget for the Department of Emergency Services is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

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

Revenue:

1010	398903	443891	Other Public Safety	\$65,870.00
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Expenses:

1010	398903	571820	Consultant Services	\$61,215.00
1010	398903	576820	Specialty Payments	\$ 700.00
1010	398903	583800	Hats & Helmets (Safety)	\$ 1,500.00
1010	398903	573820	Specialty Materials	\$ 1,255.00
1010	398903	573100	Office Supplies	\$ 200.00
1010	398903	577080	Printing	<u>\$ 1,000.00</u>
				\$65,870.00

Seconded by Mr. Ruszkiewicz.
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: Tautel, Stegenga

RESOLUTION NO. 204 OF 2020

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF COMMUNITY DEVELOPMENT, TO ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the United States Department of Housing and Urban Development has offered \$1,343,670.00 in Emergency Solutions Grant funding. Said funds will be used to prevent, prepare for, and respond to coronavirus, among individuals and families who are homeless or receiving homeless assistance, and to support additional homeless assistance and homelessness prevention activities to mitigate the impacts created by coronavirus; and

WHEREAS, the Orange County Office of Community Development is entering into an MOU with the Orange County Department of Social Services to implement a homeless prevention program as well as increasing an existing contract with HONORehg to respond to COVID; and

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

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Director of Community Development, be and hereby is authorized to accept and appropriate grant funds from the United States Department of Housing and Urban Development in the amount of \$1,343,670.00 for the Emergency Solutions Grant as indicated above.

2. That the 2020 budget for the Department of Community Development 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:

3310	868601	449101	Community Development Act	\$1,343,670.00
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Expense:

3310	868601	574920	Emergency Aid Families (Non-Medical)	\$1,343,670.00
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Seconded by Mr. Vero.

The vote resulted as follows:

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

Ayes 21;

Noes 0;

Absent 0;

ADOPTED.

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

Sponsors: Stegenga, Luján, Kulisek, Vero

Co-Sponsor: Tautel

AN ACT, BEING ACT NO. 12 OF 2020, ENTITLED, "AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO CREATE 'INDIGENT LEGAL SERVICES COMMUNITY PROGRAM COORDINATOR' AT THE ORANGE COUNTY DEPARTMENT OF LAW, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER."

Seconded by Mr. Ruszkiewicz.

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 ACTS OF ORANGE COUNTY)

CONSENT RESOLUTIONS**MISCELLANEOUS:****Sponsors:** Faggione**Co-Sponsors:** Bonelli, Paduch, Amo, Anagnostakis, Benton, Cheney, Hines, Kulisek, Luján, Minuta, O'Donnell, Ruskiewicz, Sassi, Sierra, Stegenga, Sutherland, Tautel, Tuohy, Vero, Brescia**RESOLUTION NO. 205 OF 2020****RESOLUTION RECOGNIZING SEPTEMBER 15, 2020 THROUGH OCTOBER 15, 2020 AS NATIONAL HISPANIC HERITAGE MONTH.**

WHEREAS, America's cultural diversity has always been a great strength of our nation. Throughout our history, Hispanic Americans have enriched the American way of life and we recognize the millions of Hispanic Americans whose love of family, hard work and community have helped unite us as a people and to sustain us as a nation; and

WHEREAS, in 1968, Congress authorized President Lyndon B. Johnson to proclaim National Hispanic Heritage week. This observance was expanded in 1988 to a month-long celebration to honor this nation's hispanic heritage. During this month, Americans celebrate the traditions, ancestry and unique experiences of those who trace their roots to Spain, Mexico and the countries of Central and South America and the Caribbean. This year's theme, "Hispanics: Be Proud of Your Past and Embrace the Future." The theme invites Hispanics to embrace their backgrounds, to be proud of who they are and where they came from. It encourages members of the Hispanic community to raise their voices to educate others about their cultures and all the contributions Hispanics have made in the past and will continue to make in the future. It is also a reminder that collectively we can all have a brighter future if we embrace inclusion and accept each other regardless of our cultures and various backgrounds. "We have worked hard, our great grandparents, grandparents, and parents: Now it is our turn. The future will be brighter and greater. If we work together, we unite as one. One voice, one group working together for a great future. The nation will hear our voice, our culture and our history. Names such as Gabriel Garcia Marquez, Roberto Clemente and Cesar Chavez will be remembered forever. Others made the way like Rita Moreno, and others are making the way as Jennifer Lopez and Jorge Mario Bergolio. All creating pathways and making our heritage proud." ¹

NOW THEREFORE, BE IT HEREBY

RESOLVED, that the Orange County Legislature recognizes September 15, 2020 through October 15, 2020 as National Hispanic Heritage Month for Orange County; and We commend these

¹ Ms. Aissha Hernández-Ramos, Program Support Assistant from the United States Department of Agriculture in Puerto Rico, submitted the winning theme

sentiments to every citizen of Orange County that all might reflect upon the great accomplishments of Hispanic Americans in our society.

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: Tautel

"RESOLUTION OF THE ORANGE COUNTY LEGISLATURE CALLING ON THE STATE OF NEW YORK AND THE NEW YORK PUBLIC SERVICE COMMISSION TO INVESTIGATE THE ELECTRIC SERVICE PROVIDERS IN ORANGE COUNTY NEW YORK.

Seconded by Mr. Vero.

Mr. Faggione reminded everyone that the power companies have their work cut out for them over the last few weeks as they all know. Just recently he was not too far away from a tornado. As much as the power companies get criticized by the press and the media, they are also working tirelessly. The crews and the workers who are out there when the tree branches are down or when power lines are down or poles are down, they deserve all the credit in the world and he hopes that the resolution helps to find better ways to make what they do and the service they provide more efficient.

Ms. Stegenga agreed with what Mr. Faggione stated. At five o'clock in the morning the power company was out running around and put forth a lot of effort. She hoped that the investigation is more to identify and help to improve the services to move things forward or upgrade so they do not run into this continuously with every storm they have.

Mr. Amo was not sure what the issue is about any negativity. He asked for clarification since it was a consent resolution, he asked for someone to explain the timeliness of the consent resolution and he asked why it did not go through committee.

Ms. Tautel stated that the reason for the expedience of this consent resolution was because she believed that there was discussion in the Senate and Assembly joint hearings on the electric service provider response. Her intent with this resolution is not for the workers who are out there on the ground, they are phenomenal. The problem she ran into was the response from the electric service providers to constituents. One person was comatose and dying of Parkinson Disease and they told the daughter who called that she needed to find an alternate place to take her mother, take her to a hotel because they did not know when they were going to be able to restore her power. They were not able to help her with resourcing a generator or anything. Thankfully, they found someone who had a generator and loaned it to them. There were other people that were trapped for several days because they could not get the powerlines out of the trees so that the local workers could remove them so that people were not trapped on single access roads. The final straw was when she made multiple calls for hours she was on the phone with a constituent service representative from the power company who insisted that the system they were forced to operate on was so cumbersome

that a call that should have taken them thirty to forty minutes tops, it took an hour and a half and many times required a call back because the system froze. This is not about the line crews or the

ground crews, it is about the systems they are forced to work with and about the failure of the power company as a whole to be strong, ready and resilient. She added that the session is going to end soon in Albany and she wanted to be sure this is there before it ends, that is why it was done by consent.

Mr. Amo stated that it seemed to him to call for an investigation has a negative term to it than the issues that Ms. Tautel raised. He felt before they put their name on it, they should make sure it is the right thing to do. He thought they should table it and have it go before the Rules, Enactments and Intergovernmental relations committee.

Mr. Amo request that Agenda Item No. 20, **"Resolution of the Orange County Legislature calling on the State of New York and the New York Public Service Commission to investigate the electric service providers in Orange County New York,"** be tabled for one month and sent back to the Rules, Enactments and Intergovernmental Relations committee, seconded by Ms. Stegenga.

Ms. Tautel stated that she is in a zone where she has no cell service so she has to drive a mile to a mile and a half down the hill from her home, in the horrible weather, just to try and reach out to the power company and then communicate to the people who were sending her messages through social media and leaving messages on her county cell phone. She did not think that this should wait, this should be put forth and supported. She would be willing to testify her experience with the power companies. She did not think this should wait. Last month they had a consent resolution, which could have waited until everyone put their input into it. The timing could not be more crucial on a matter such as this and put it off another month. This is not about the workers, it is about calling on them to make sure that they follow through with what they said, they will investigate the response of the power companies and at their failure to be storm resilient as they reported since 2012 when we were devastated by Hurricane Sandy. She was against the motion to table this because she felt it was necessary to get this out there as soon as possible and to have these hearings and get the answers as to where the failure was. She was addressing the volume of frustration, not just herself but other people she spoke to and the global response they received. There was another woman who was stuck and needed to get out to go get chemotherapy. Her car was trapped at her house, they had to get a wheelchair and lead her through down trees and wires so she could get to chemotherapy. These are things that power companies used to attune to and would escalate the request sometimes for situations like that, but they do not seem to be doing that anymore. All they tell the people is that they need to find an alternate source of living, yet their car is trapped and they are trapped. There are kids that are autistic or are on the spectrum and the noises from the generator were affecting the kids. There was a snowball of things and she did not think they should sit on their hands for this one. It is pretty straightforward and she wants to know why there is such a failure and she wants to call on those people who are responsible for investigating them, to investigate.

Mr. Amo appreciates what Ms. Tautel stated and he understood the emotional concern on individual cases, he just did not clearly see what the resolution was going to do to help solve those problems that she expressed in defense of tabling the resolution.

Mr. Anagnostakis requested Point of Information. He asked if this was a motion to table or a motion to bring back to a specific committee.

Chairman Brescia explained it was a motion to send the resolution to the Rules, Enactments and Intergovernmental Relations Committee, whether it was a table or sending to committee because it has not gone to committee. Either one, the purpose is to do the same thing, sending it to Rules, Enactments and Intergovernmental Relations Committee.

Mr. Paduch commented on Mr. Amo's comment about going through committee, he noted that three days before this meeting, he discussed with Ms. Tautel and with Chairman of the Rules, Enactments and Intergovernmental Relations, Mr. Faggione. At that time, Mr. Faggione had a lot of items on his agenda and he could not put it on. This was asked to go to committee and to be put on the agenda. He further stated that at the Physical Services Committee, they added something fifteen minutes before the meeting. It was asked to be put on the Rules, Enactments and Intergovernmental Relations Committee agenda but it did not make it. The request was made but it was denied by the Chairman of the committee.

Mr. Faggione regarding the motion to table and send to the Rules, Enactments and Intergovernmental Relations Committee, Mr. Paduch did reach out to me and he made it clear to him that the specific role of the committee chair is to set the agenda for the committee. As everyone knows, the development of these agendas, for all of the statutory committees, it is rather detailed and it involves our entire staff, our legal counsel, it also involves experts maybe outside of our departments and even on the executive branch of our government. It is not something he takes lightly and he is committed to the work and the effort of our staff in developing our agendas. He tries to stick to the agenda deadline for that reason. He pointed out that there were two errors on the resolution before them, there is a spelling error and there is an identification error stating that John Flanagan is the Minority Leader of the New York State Senate, and he is not. If we rush to judgement and push things through, these are the issues that may come up. He confirmed that Mr. Paduch was correct, he did ask him to bring forth the resolution on his agenda and he told him that the agenda was already set and if he wanted to bring it through consent, that was his prerogative.

Mr. Luján saw many hard-working people, men and women, coming out in the early morning to late in the evening to make sure they can get energy back for all these families. Something that hit him the most was when he heard from people who recently brought groceries and all their groceries went bad because they had no power. He agreed with Legislator Tautel, this is an important matter. This was also discussed with Commissioner Casey in the Public Safety and Emergency Services Committee and he indicated the outdated equipment that was being used. If we are discussing the workers, we should be addressing the safety of those workers. Families should not be without electricity for days on end. It took over a week to get 100% of electricity in the City of Newburgh and he heard it was worse in other areas. People are already struggling now with Covid-19 but to add to that burden. Parents are home with their kids with no activities to do, no television or video games, it makes things more challenging. He echoed the importance of Legislator Tautel's resolution.

Ms. Bonelli stated that the conversation they were having should have been had at the Rules, Enactments and Intergovernmental Relations Committee meeting. The resolution spoke for itself and she did not think there would be a lot of controversy. She understands why Mr. Amo made the request to table this. She applauds Ms. Stegenga's comments in regard to the workers, because the

way the resolution is written, it gives no recognition to the workers that are out there and them using outdated equipment. If they are going to create a resolution that has substance to it, those things should be included. They should not be crafting a resolution like that on the floor of the full

Legislative Body, it should be done throughout the committee process. She was not faulting anybody, everyone probably thought it was one of those things that was a "no brainer" so lets entertain it and move forward, but the conversations she is listening to now are not that simple. They owe it not only to themselves but their constituents and even the state leaders that they are asking to task them with this.

Mr. Hines wanted to clarify that at the Public Safety and Emergency Services Committee they spoke about Frontier Communications which is a telephone company and this resolution specifically speaks about electric company. The executive branch did file a complaint with the Public Service Commission with respect to Frontier Communications so that has nothing to do with the resolution they are discussing now. He did not know if it was a Central Hudson issue or an Orange and Rockland issue, so they need to clarify that because we are saying electric provider so we might be accusing someone who did not do anything wrong. They need to clarify that in the resolution.

Mr. Anagnostakis stated that he was disheartened over the last few meetings and the way things have been proceeding. The attacks, Legislators on Legislators, and he pointed out that by Point of Order that Legislators should not be referencing other Legislators, but reference comments to the Chairman. He was also disheartened seeing some of the work that is going through. He was happy that agenda item no. 21 was pulled because with a simple thing with three or four WHEREAS' and three out of four had basic errors, it did not make any sense. Although the effort behind is probably the correct efforts but you cannot put something forward when you are naming the wrong Minority Leader, it makes us look bad. For that reason alone it needs to go back to committee.

Chairman Brescia agreed and stated that for that reason he supports this going back to committee. His faith in the utility company was restored last week in Montgomery, post EF1 Tornado which devastated the Village of Montgomery. Thank God nobody was injured but there was a lot of damage and Central Hudson answered the call. The resolution needs to be cleaned up a lot because it does not state what utility company.

Ms. Tautel clarified that in the last paragraph of the resolution where the incorrect Minority Leader was listed, she copied it from the resolution presented last month, "support for federal, state and local law enforcement agencies," so that resolution needs to be amended. She was concerned about liability and specifying one power company. There were other areas in the county that are not serviced by Orange and Rockland, who provides service to her district, there is Central Hudson and a few others and she heard there were issues with them too. This is why she kept it on a broad base liability and because there is more than one electric service provider in the county.

Mr. Paduch agreed 100% with Ms. Tautel and stressed that it is timely. Maybe Mr. Sassi saw the same thing he did, days after the storm, he went by Lybolt Park Road in Crawford, there were fourteen utility bucket trucks just sitting there like they had nothing to do. They need to make sure that all the electric service providers know where their employees are and why they are not doing their job. He was grateful for all the people who were out there. He owns a property in Crawford and they were out for days and that was the same time he drove by to see the utility trucks sitting around. Things need to be addressed before the next storm.

On roll call, Mr. Amo's motion to table the resolution for one month and send it back to the Rules, Enactments and Intergovernmental Relations committee passed by the following vote:

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

Noes: Paduch, Luján, O'Donnell, Sassi, Sierra, Tautel

Ayes 15;

Noes 6;

Absent 0;

ADOPTED.

On motion of Mr. Vero, seconded by Mr. Anagnostakis, the Legislature adjourned at 5:14 p.m.

ADJOURNED.

Jean M. Ramppen, Clerk