

ORANGE COUNTY LEGISLATURE

Committee: Rules, Enactments and Intergovernmental Relations
Sponsors: Bonelli, Hines
Co-Sponsor: Kemnitz

Agenda No. 1

RESOLUTION NO. OF 2012

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE GIVING NOTICE OF INTENT TO ASSUME LEAD AGENCY STATUS UNDER STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH RESPECT TO THE ACQUISITION FOR FEE TITLE OF THE SPARROWBUSH RIVER ACCESS PROPERTY IN THE TOWN OF DEERPARK AND DECLARING THE ACTION AS A TYPE I UNDER SEQRA.

WHEREAS, the County of Orange, in partnership with the Orange County Land Trust and the Town of Deerpark, proposes to acquire a series of three (3) parcels, currently in private ownership, totaling approximately 17.32 acres, for the permanent protection and use for river access to the Delaware River; and

WHEREAS, in compliance with the State Environmental Quality Review Act (SEQRA), the Legislature of Orange County intends to assume Lead Agency status based on a review of Part I of the Environmental Assessment Form ("EAF"), and has classified the proposed action as a Type I action.

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the Orange County Legislature declares its intention to assume Lead Agency status concerning the acquisition of three (3) parcels of the Sparrowbush River Access property in the Town of Deerpark; and
2. Classifies this action as a Type I action.

ORANGE COUNTY LEGISLATURE

Committee: Rules, Enactments and Intergovernmental Relations
Sponsors: Berkman, Bonacic
Co-Sponsors: Simmons, Kemnitz

Agenda No. 2

RESOLUTION NO. OF 2012

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE DEPARTMENT OF PLANNING, TO SUBMIT AN APPLICATION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR FUNDS FOR

THE ACQUISITION OF THE SPARROWBUSH RIVER ACCESS PROPERTY IN THE TOWN OF DEERPARK.

WHEREAS, the Orange County Department of Planning has requested that the County Executive be authorized to submit an application to the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$250,000.00, and upon approval of said request, to enter into and execute a Project Agreement with the State for such financial assistance to the County for acquisition of fee title of the Sparrowbush River access property, Delaware River front in the Town of Deerpark, and if appropriate, a Conservation Easement Covenant to the Deed of the assisted property; and

NOW, THEREFORE, it is hereby

RESOLVED, that the County Executive is hereby authorized to submit an application to the New York State Office of Parks, Recreation and Historic Preservation for funds not to exceed \$250,000.00 for the acquisition of the Sparrowbush River Access Property in the Town of Deerpark; and it is further

RESOLVED, 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.

ORANGE COUNTY LEGISLATURE

Committees: Rules, Enactments and Intergovernmental Relations; Ways and Means
Sponsor: Hines
Co-Sponsor:

Agenda No. 4

RESOLUTION NO. OF 2012

RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION TO THE 2012 ORANGE COUNTY BUDGET FOR THE ORANGE COUNTY LEGISLATURE, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, this Legislature does wish to provide additional funds to the 2012 budget of the Orange County Legislature in the amount of \$50,000.00 for outside legal fees and disbursements for each of the Special Legislative Committees created to study and report on the future of the Valley View Nursing Home and Rehabilitation Center and the Orange County Government Center, and in order to accomplish said purposes does wish to supplement the 2012 budget for the Legislature Board.

NOW, THEREFORE, it is hereby

RESOLVED, that the 2012 budget for the Orange County Legislature Board is hereby supplemented as indicated below, representing an allocation of an additional \$50,000.00 for legal services and disbursements for each of the Special Legislative Committees created to study and

report on the future of the Valley View Nursing Home and Rehabilitation Center and the Orange County Government Center, and it is further

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

Schedule A

Revenue:

1010	199001	410011	Real Property Tax	(\$100,000.00)
1010	196001	579880	Transfer from General Contingencies	\$100,000.00

Expense:

1010	199001	579880	Prov. for General Contingencies	(\$100,000.00)
1010	196401	571820	Cons. Services (Non-Medical Health)	\$100,000.00

ORANGE COUNTY LEGISLATURE

Committee: Physical Services; Ways and Means
Sponsors: Amo, Hines, Simmons
Co-Sponsor: Eachus

Agenda No. 5

RESOLUTION NO. OF 2012

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE ASSUMING LEAD AGENCY STATUS UNDER STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH RESPECT TO THE REPLACEMENT OF THE TAYLOR ROAD BRIDGE AND CLASSIFYING THE ACTION AS UNLISTED WITH NO FURTHER ACTION REQUIRED.

WHEREAS, Orange County intends to replace the Taylor Road Bridge over the Woodbury Creek; and

WHEREAS, an environmental assessment has been completed pursuant to the State Environmental Quality Review Act (SEQRA), and the assessment indicates that the project is declared as an Unlisted Action and that the project will not result in any significant adverse environmental impact and no further action is required.

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the Orange County Legislature hereby establishes itself as lead agency for the environmental review of the action to replace the Taylor Road Bridge over the Woodbury Creek; and
2. Classifies the action as Unlisted, and that the project will not result in any significant adverse environmental impact and that no further action is required.

ORANGE COUNTY LEGISLATURE

Committees: Physical Services; Ways and Means
Sponsors: Amo, Brescia, Hines
Co-Sponsor: Eachus

Agenda No. 6

RESOLUTION NO. OF 2012

BOND RESOLUTION DATED AUGUST 2, 2012

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING REPLACEMENT OF THE TAYLOR ROAD BRIDGE LOCATED IN THE TOWN OF CORNWALL, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$951,000; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPLICATION OF \$124,000 PREVIOUSLY APPROPRIATED; AUTHORIZING THE ISSUANCE OF \$41,350 BONDS OF THE COUNTY TO FINANCE A PORTION OF SAID APPROPRIATION; AND AUTHORIZING THE EXPENDITURE OF \$124,050 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK AND \$661,600 EXPECTED TO BE RECEIVED FROM THE UNITED STATES OF AMERICA TOWARDS THE COST THEREOF.

(Introduced) August 2, 2012

(Adopted) August 2, 2012

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

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to continue Capital Project No. 406 for the Department of Public Works consisting of the replacement of Taylor Road Bridge located in the Town of Cornwall, all as more particularly described in the County's 2012 Capital Plan, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$951,000, and said amount is hereby appropriated therefor, including the application of \$124,000 previously appropriated. The plan of financing includes the expenditure of said \$124,000, the issuance of \$41,350 bonds of the County herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds to finance a portion of 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, application of \$124,050 expected to be received from the State of New York and \$661,600 expected to be received from the United States of America to be expended towards the cost thereof or redemption of the bonds or notes issued therefor or to be budgeted as an offset to the taxes for the payment of principal and interest on said bonds or notes.

Section 2. Bonds of the County in the principal amount of \$41,350 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 said specific object or purpose for which said \$41,350 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 10 of the Law, is twenty (20) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the specific object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the 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 Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Orange, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. 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 7. The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in the Hudson Valley Press, Newburgh, NY; Times Community Newspapers, Newburgh, NY; The Sentinel, Vails Gate, NY; Straus Newspapers, Chester, NY, News of the Highlands, Inc., Cornwall, NY and The Gazette, Middletown, 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 8. This Resolution shall take effect immediately.

ORANGE COUNTY LEGISLATURE

Committees: Physical Services; Rules, Enactments and Intergovernmental Relations
Sponsors: Amo, Brescia, Pahucki, Simmons
Co-Sponsors: Bonacic, Anagnostakis, Benton, Berardinelli, Bonelli, Buckbee, Castricone, Hines, Smith, Berkman, Burger, Donnery, Eachus, Kemnitz, Paduch, Turnbull, Pillmeier

Agenda No. 7

RESOLUTION NO. OF 2012

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE URGING THE GOVERNOR OF THE STATE OF NEW YORK TO SIGN NEW YORK STATE LEGISLATIVE BILL NOS. S6615/A9464 TO AMEND THE SOIL AND WATER CONSERVATION DISTRICTS LAW SECTION 11-a IN RELATION TO INCREASING THE STATE REIMBURSEMENT CAP FOR LOCAL CONSERVATION DISTRICTS.

WHEREAS, New York State Soil and Water Conservation Districts Law Section 11-a provides state reimbursement to local Soil and Water Conservation Districts for performing functions for New York State agencies; and

WHEREAS, currently the State reimburses local districts at 1981 levels of \$30,000.00 per year. The New York State Legislature has re-examined the actual costs related to operating local districts and has determined that due to inflation costs and increased costs of doing business, the reimbursement rate should be increased to \$60,000.00 to allow Soil and Water Conservation Districts to fulfill their statutory and regulatory missions.

NOW, THEREFORE, it is hereby

RESOLVED, the Orange County Legislature hereby requests the Honorable Andrew M. Cuomo, Governor of the State of New York to sign Senate Bill S6615 and Assembly Bill A9464 amending the New York State Soil and Water Conservation Districts Law Section 11-a to increase reimbursement to local districts at the rate of \$60,000.00 per annum, and be it further

RESOLVED, that the Clerk of the Legislature is hereby authorized to forward certified copies of this resolution to the Honorable Andrew M. Cuomo, State Senate Majority Leader Dean Skelos, Speaker of the Assembly Sheldon Silver, to each member of the State Senate and Assembly whose districts include all or part of Orange County and to Kevin Sumner, Orange County Soil and Water Conservation District Manager.

ORANGE COUNTY LEGISLATURE

Committee: Physical Services
Sponsor: Bonelli
Co-Sponsors: Hines, Turnbull

Agenda No. 8

RESOLUTION NO. OF 2012

RESOLUTION DEEMING THE DRAFT BEAVER DAM LAKE ENVIRONMENTAL IMPACT STATEMENT COMPLETE AND ADEQUATE FOR PUBLIC REVIEW AND COMMENT AND ISSUING A NOTICE OF COMPLETION FOR SAID PROJECT.

WHEREAS, the Orange County Department of Public Works requests that this Legislature deem the Draft Beaver Dam Lake Environmental Impact Statement complete and adequate for public review and comment; and

WHEREAS, it is also requested that this Legislature issue a Notice of Completion and invite public comments for a thirty (30) day period.

NOW, THEREFORE, it is hereby

RESOLVED, that the Orange County Legislature hereby deems the Draft Beaver Dam Lake Environmental Impact Statement complete and adequate for public review and comment; and it is further

RESOLVED, that the Legislature will issue a Notice of Completion and invite public comments for a thirty (30) day period.

ORANGE COUNTY LEGISLATURE

Committee: Physical Services
Sponsors: Amo, Hines
Co-Sponsors: Eachus, Turnbull, Berardinelli

Agenda No. 9

RESOLUTION NO. OF 2012

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE IMPLEMENTATION, FUNDING AND APPROPRIATION OF FUNDS FOR THE EMERGENCY REPAIRS AND PERMANENT RESTORATION TO THE FORGE HILL BRIDGE IN THE TOWN OF NEW WINDSOR.

WHEREAS, a Project for the emergency repairs and permanent restoration to the Forge Hill Bridge (BIN 3345020) in the Town of New Windsor, Orange County as a result of Hurricane Irene on August 26, 2011, PIN 8701.70 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of the emergency repairs to be borne at the ratio of 100% federal funds and 0% non-federal funds and permanent restoration to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, Orange County desires to advance the Project by making a commitment of 100% of the non-federal share of the preliminary engineering, construction and construction inspection costs thereof.

NOW, THEREFORE, it is hereby

RESOLVED, that the Orange County Legislature hereby approves the above-subject project; and it is further

RESOLVED, that the Orange County Legislature hereby authorizes Orange County to pay in the first instance 100% of the federal and non-federal share of the cost of preliminary engineering, construction and construction inspection work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$1,994,248.00 is hereby appropriated from the existing Capital Project No. 223 for storm damage and made available to cover the cost of participation in the above phase for the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriate above, the Orange County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the Orange County Executive is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Orange County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs

and permanent funding of the local share of federal aid and state aid eligible Project costs and all Project costs within appropriations therefor, that are not so eligible, and it is further

RESOLVED, that in addition to the County Executive, the Commissioner of Public Works is also hereby authorized to execute any necessary Agreements or Certifications on behalf of the Municipality, with NYSDOT in connection with the advancement or approval of the Project identified in the State/Local Agreement; and it is further

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

RESOLVED, that this Resolution shall take effect immediately.

ORANGE COUNTY LEGISLATURE

Committee: Ways and Means
Sponsors: Hines, Paduch

RESOLUTION NO. OF 2012

BOND RESOLUTION DATED AUGUST 2, 2012

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING ACQUISITION OF TAX COLLECTION SOFTWARE SYSTEM PHASE III FOR THE DEPARTMENT OF REAL PROPERTY TAX SERVICE, STATING THE ESTIMATED MAXIMUM COST OF SUCH PROJECT IS \$350,000, APPROPRIATING \$100,000 THEREFOR, IN ADDITION TO THE \$250,000 PREVIOUSLY APPROPRIATED; AND AUTHORIZING THE ISSUANCE OF \$100,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.

(Introduced) August 2, 2012
(Adopted) August 2, 2012

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

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to continue Capital Project No.109 for the Department of Real Property Tax Service consisting of acquisition of Tax Collection Software System Phase III, all as more particularly described in the County's 2012 Capital Plan, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$350,000, and \$250,000 is hereby appropriated therefor, in addition to the \$50,000 previously appropriated pursuant to Resolution No. 32 of 2011 and \$200,000 previously appropriated pursuant to Resolution No. 186 of 2010 (the "Previously Appropriated Funds"). The plan of financing includes the expenditure of the Previously Appropriated Funds and the issuance of \$100,000 bonds of the County herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$100,000 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 said specific object or purpose for which said \$100,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the specific object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are

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

Section 6. 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 7. The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in the Hudson Valley Press, Newburgh, NY; Times Community Newspapers, Newburgh, NY; The Sentinel, Vails Gate, NY; Straus Newspapers, Chester, NY, News of the Highlands, Inc., Cornwall, NY and The Gazette, Middletown, 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 8. This Resolution shall take effect immediately.

ORANGE COUNTY LEGISLATURE

Committee: Ways and Means
Sponsors: Castricone, Paduch
Co-Sponsor:

Agenda No. 11

RESOLUTION NO. OF 2012

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., September 17, 2012, 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>
Wallkill 46-1-19 and 20	Mariusz Kurylo 5568 61 st Street, Apt. #2 Maspeth, NY 11378-2411	\$1,000.00
Warwick 51-1-22.22	Scott Wintrow 201 E. 30 th Street #49 New York, NY 10016	\$6,250.00

ORANGE COUNTY LEGISLATURE

Committee: Ways and Means
Sponsors: Castricone, Paduch
Co-Sponsor:

RESOLUTION NO. OF 2012

RESOLUTION APPROVING APPLICATIONS FOR THE CORRECTION OF CERTAIN ERRORS APPEARING ON THE 2012 TAX ROLLS FOR CERTAIN TOWNS AND DISTRICTS AND ORDERING THE CORRECTION OF SAID ERRORS, PURSUANT TO SECTION 556 OF THE REAL PROPERTY TAX LAW.

WHEREAS, the County Director of the Real Property Tax Service Agency has transmitted his reports to the County Legislature on certain applications for correction of clerical errors appearing in the 2012 tax rolls for certain towns and districts together with his recommendations thereon, all as required by Section 556 of the Real Property Tax Law as summarized below.

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

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

FOR THE YEAR 2012

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Chester 118-1-2.21	Pierce Leahy Corp. Iron Mountain Records Mgmt.	Clerical Error Assessment not reflecting reduction ordered by Court
	<u>Assessment Now Reads</u>	<u>Assessment Should Read</u>
		<u>Amount Requested to Be Refunded</u>
County	\$3,038,900	\$16,804.51
Town	\$3,038,900	\$2,370,000
Chester Fire	\$3,038,900	\$13,105.63
	\$ 4,355.96	\$3,698.88
	\$35,812.83	\$11,427.19
		\$ 3,397.16
		\$ 958.80
		\$27,929.98
		\$7,882.85

ORANGE COUNTY LEGISLATURE

Committee: Public Safety and Emergency Services
Sponsors: Bonacic, Eachus
Co-Sponsors: Simmons, Berardinelli, Brescia, Castricone, Donnery, Smith

RESOLUTION NO. OF 2012

RESOLUTION APPROVING THE ALTERNATIVE TO INCARCERATION (ATI) SERVICE PLAN FOR THE MISDEMEANOR ALTERNATIVE SENTENCING PROGRAM AND TREATMENT ALTERNATIVES FOR SAFER COMMUNITIES FOR THE DEPARTMENT OF PROBATION.

WHEREAS, the Orange County Department of Probation has requested that this Legislature approve the Alternatives to Incarceration (ATI) Service Plan for Misdemeanor Alternative Sentencing Program (MASP) and Treatment Alternatives for Safer Communities (TASC).

NOW, THEREFORE, it is hereby

RESOLVED, that this Legislature hereby approves the Alternatives to Incarceration (ATI) Service Plan for Misdemeanor Alternative Sentencing Program (MASP) and Treatment Alternatives for Safer Communities (TASC) for the Orange County Department of Probation.

ORANGE COUNTY LEGISLATURE

Committee: Public Safety and Emergency Services
Sponsors: Berkman, Brescia
Co-Sponsor: Berardinelli

RESOLUTION NO. OF 2012

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY SHERIFF'S OFFICE, TO ACCEPT AND APPROPRIATE FUNDS FROM THE NEW YORK STATE OFFICE OF THE ATTORNEY GENERAL, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the New York State Office of the Attorney General has offered funds in the amount of \$4,651.11 in order to procure equipment to perform the duties of the Sheriff's office, namely, additional computer equipment for the Child Safe Program; and

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

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Orange County Sheriff, be and hereby is authorized to accept and appropriate funds from the New York State Office of the Attorney General in the amount of \$4,651.11 as indicated above.

2. That the 2012 budget for the Orange County Sheriff's Office is hereby amended and supplemented as shown below, and the Commissioner of Finance, together with the Director of Budget, be and hereby is authorized to make such amendment and supplementation forthwith.

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

Revenue:

1010	311025	430891	Other Public Safety	\$4,651.11
------	--------	--------	---------------------	------------

Expense:

1010	311025	585015	Inv. Computer Equipment	\$4,651.11
------	--------	--------	-------------------------	------------

ORANGE COUNTY LEGISLATURE

Committees: Public Safety and Emergency Services; Ways and Means

Sponsors: Amo, Castricone, Simmons

Co-Sponsor:

Agenda No. 15

RESOLUTION NO. OF 2012

BOND RESOLUTION DATED AUGUST 2, 2012

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING PURCHASE OF CASELOAD SOFTWARE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$125,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$125,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Introduced) August 2, 2012

(Adopted) August 2, 2012

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

Section 1. The County of Orange, New York (herein called "County"), is hereby authorized to establish a new capital project for the Department of Probation consisting of the purchase of caseload software, all as more particularly described in the County's 2012 Capital Plan, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$125,000, and said amount is hereby appropriated

therefor. The plan of financing includes the issuance of \$125,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$125,000 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 said specific object or purpose for which said \$125,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the specific object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the 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 Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Orange, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. 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 7. The Clerk of the Orange County Legislature is hereby directed to publish the foregoing bond resolution in summary, in the Hudson Valley Press, Newburgh, NY; Times Community

Newspapers, Newburgh, NY; The Sentinel, Vails Gate, NY; Straus Newspapers, Chester, NY, News of the Highlands, Inc., Cornwall, NY and The Gazette, Middletown, 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 8. This Resolution shall take effect immediately.

ORANGE COUNTY LEGISLATURE

Committee: Health and Mental Health
Sponsors: Bonacic, Donnery
Co-Sponsor:

Agenda No. 16

RESOLUTION NO. OF 2012

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF HEALTH/HEALTH RESEARCH, INC., TO ACCEPT 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/Health Research, Inc., has offered a grant in the amount of \$186,461.00 for the Public Health Emergency Preparedness Program in order to provide funds for activities relating to the preparedness and response to a public health emergency. The term of the grant runs from July 1, 2012 through June 30, 2013; and

WHEREAS, this Legislature does wish to accept said grant 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 a grant from the New York State Department of Health in the amount of \$186,461.00 for the Public Health Emergency Preparedness Program as indicated above.
2. That in furtherance of this resolution, the acceptance of said funds is contingent upon the County's right to review the status and the results to date of the program at all reasonable times.
3. That the retention of services to be provided by Orange County and funded by this subject grant shall terminate absolutely upon the exhaustion of the availability of said grant monies, and that no additional obligation to provide for employment or for the continuance of said services at the expense of the County shall be implicitly or explicitly required.

4. That acceptance of said state aid is contingent upon the County's right to withdraw from the program should the County be dissatisfied with its results.

5. That the 2012 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.

6. 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	State Aid Public Health Emergency Preparedness Program	\$186,461.00
------	--------	--------	--	--------------

Expenses:

1010.401018.560110	Permanent Base Salary	\$ 44,500.00
	Fringe Benefits	\$ 27,224.00
1010.401018.586100	Employee Retirement Sys.	\$ 8,142.00
1010.401018.586300	Social Security/FICA	\$ 3,342.00
1010.401018.586400	Workers' Comp.	\$ 2,209.00
1010.401018.586500	Unemploy. Insurance	\$ 89.00
1010.401018.586600	Hospital Insurance	\$12,977.00
1010.401018.586650	Dental Insurance	\$ 368.00
1010.401018.586660	Vision Insurance	\$ 27.00
1010.401018.586720	Emerg. Mgmt. Disability Cont.	\$ 58.00
1010.401018.586800	EAP	\$ 12.00
1010.401018.571820	Contracted Services	\$ 73,950.00
1010.401018.576340	Telephone	\$ 30,000.00
1010.401018.573100	Office Supplies	\$ 2,000.00
1010.401018.576770	Special Travel	\$ 750.00
1010.401018.585015	Inventoried Computer Equipment	\$ 2,000.00
1010.401018.573130	Books/Pamphlets	\$ 2,000.00
1010.401018.573240	Food/Groceries Prepared	\$ 900.00
1010.401018.573790	Software	\$ 800.00
1010.401018.573820	Specialty Materials	\$ 300.00
1010.401018.585013	Inventoried Audio/Visual Equipment	\$ 1,000.00
1010.401018.573220	Clothing	\$ 1,037.00
		<u>\$186,461.00</u>

ORANGE COUNTY LEGISLATURE

Committee: Health and Mental Health

Sponsors: Bonacic, Buckbee

RESOLUTION NO. OF 2012

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF HEALTH, TO ACCEPT GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH, 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 a grant in the amount of \$103,160.00 for the Community Health Worker Program in order to provide funding for conducting outreach education, referral and case management activities in the 12550 zip code. The term of the grant runs from July 1, 2012 to December 31, 2012; and

WHEREAS, this Legislature does wish to accept said grant 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 a grant from the New York State Department of Health in the amount of \$103,160.00 for the Community Health Worker Program as indicated above.
2. That in furtherance of this resolution, the acceptance of said funds is contingent upon the County's right to review the status and the results to date of the program at all reasonable times.
3. That the retention of services to be provided by Orange County and funded by this subject grant shall terminate absolutely upon the exhaustion of the availability of said grant monies, and that no additional obligation to provide for employment or for the continuance of said services at the expense of the County shall be implicitly or explicitly required.
4. That acceptance of said state aid is contingent upon the County's right to withdraw from the program should the County be dissatisfied with its results.
5. That the 2012 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.
6. 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 State Aid Comm. Health Worker Program \$103,160.00

Expenses:

1010.401018.560110	Permanent Base Salary		\$ 61,772.00
	Fringe Benefits		\$ 33,904.00
1010.401018.586100	Employee Retire. System	\$10,544.00	
1010.401018.586300	Social Sec./FICA	\$ 4,573.00	
1010.401018.586400	Workers' Comp.	\$ 3,074.00	
1010.401018.586500	Unemploy. Ins.	\$ 123.00	
1010.401018.586600	Hospital Ins.	\$14,583.00	
1010.401018.586650	Dental Ins.	\$ 780.00	
1010.401018.586660	Vision Ins.	\$ 57.00	
1010.401018.586700	Disability Ins.	\$ 146.00	
1010.401018.586800	EAP	\$ 24.00	
1010.401018.573100	Office Supplies		\$ 1,260.00
1010.401018.573140	Postage		\$ 225.00
1010.401018.576760	Mileage Reimb. County Employee		\$ 3,500.00
1010.401018.576770	Special Travel		\$ 520.00
1010.401018.575180	Equipment Lease		\$ 195.00
1010.401018.576340	Telephone		\$ 1,784.00
			<u>\$103,160.00</u>

ORANGE COUNTY LEGISLATURE

Committee: Education and Economic Development
Sponsor: Smith
Co-Sponsor: Simmons

Agenda No. 18

RESOLUTION NO. OF 2012

RESOLUTION DESIGNATING THE ORANGE COUNTY DEPARTMENT OF PLANNING AND DEVELOPMENT AS THE STATE TOURISM PROMOTION AGENCY OF ORANGE COUNTY, PURSUANT TO SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, this Legislature has heretofore designated the Orange County Department of Planning and Development as the Tourism Promotion Agency of Orange County; and

WHEREAS, a prerequisite for Orange County's participation in New York State 2012-2013 Tourism Matching Funds Program is the designation of the Department of Planning and Development as the County's "Tourism Promotion Agency."

NOW, THEREFORE, it is hereby

RESOLVED, that the Orange County Department of Planning and Development shall continue to be charged with the duty of promoting tourism in Orange County and designated as Orange County's "Tourism Promotion Agency," and shall authorize the Tourism Department to administer funding.

ORANGE COUNTY LEGISLATURE

Committee: Education and Economic Development

Sponsor: Simmons

Co-Sponsors: Castricone, Berardinelli

Agenda No. 19

RESOLUTION NO. OF 2012

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE APPOINTING RUSSELL O. VERNON TO FILL A VACANCY IN THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY, PURSUANT TO SECTIONS 856 AND 912 OF THE GENERAL MUNICIPAL LAW.

WHEREAS, there is a vacancy on the Board of the Orange County Industrial Development Agency as a result of the resignation of James R. Petro, Jr.

NOW, THEREFORE, it is hereby

RESOLVED, that Russell O. Vernon of Tuxedo Park, New York 10987 be and he hereby is appointed a member of the Orange County Industrial Development Agency to serve out the term of James R. Petro, Jr., such term expiring on December 31, 2016; and it is

FURTHER RESOLVED, that, in accordance with Section 856, subdivision 2, of the General Municipal Law, the Clerk of the County Legislature is directed to transmit a certificate of the appointment of the said Russell O. Vernon to the Secretary of State together with a certified copy of this Resolution.

ORANGE COUNTY LEGISLATURE

Committee: Education and Economic Development

Sponsor: Buckbee

Co-Sponsors: Bonelli, Brescia

Agenda No. 20

RESOLUTION NO. OF 2012

RESOLUTION CONFIRMING THE REAPPOINTMENT BY THE COUNTY EXECUTIVE, TO THE ORANGE COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES, PURSUANT TO SECTION 18.07 OF THE ORANGE COUNTY CHARTER.

WHEREAS, Honorable Edward A. Diana, County Executive, has notified the County Legislature that he has made the following reappointment to the Orange County Community College Board of Trustees, which terms will expire on June 30, 2018, subject to the confirmation of the Orange County Legislature:

Reappointment:

Arthur C. Anthonisen, Montgomery, NY 12549

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

ORANGE COUNTY LEGISLATURE

Committees: Personnel and Compensation; Health and Mental Health
Sponsors: Bonacic, Donnery, Smith, Turnbull
Co-Sponsors:

Agenda No. 21

ACT NO. OF 2012

AN ACT AMENDING ACT NO. 8 OF 2012 AT THE ORANGE COUNTY DEPARTMENT OF HEALTH, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER.

Section 1. Act No. 22 of 1971, an Act approving Orange County title and grade listing, alphabetical title, grade and jurisdictional listing; and allocation listing, as last amended by Act No. 1 of 2009, is hereby further amended as follows:

Section 2: Remove the grant funding stipulation from the newly created position of Receptionist (Spanish/English Speaking) as stated in Act No. 8 of 2012.

Section 3: This amendment shall take effect immediately and the created position shall take effect August 11, 2012.

ORANGE COUNTY LEGISLATURE

Committees: Personnel and Compensation; Health and Mental Health
Sponsors: Bonacic, Anagnostakis, Donnery, Paduch
Co-Sponsor:

Agenda No. 22

ACT NO. OF 2012

AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO ABOLISH THE POSITION OF "PUBLIC HEALTH NURSE" AND ONE "HOME HEALTH

AIDE" AND CREATE THE POSITION OF "SUPERVISING PUBLIC HEALTH NURSE" AT THE ORANGE COUNTY DEPARTMENT OF HEALTH, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER.

Section 1. Act No. 22 of 1971, an Act approving Orange County title and grade listing, alphabetical title, grade and jurisdictional listing; and allocation listing, as last amended by Act No. 1 of 2009, is hereby further amended as follows:

Add to Allocation Listing for Orange County Department of Health:

Supervising Public Health Nurse, Grade 16

Delete from said Listing:

Public Health Nurse, Grade 15 (#26658)
Home Health Aide, Grade 06 (#27284)

Section 2: This Act shall take effect August 11, 2012.

ORANGE COUNTY LEGISLATURE

Committees: Personnel and Compensation; Health and Mental Health
Sponsors: Bonacic, Paduch, Smith
Co-Sponsor: Amo

Agenda No. 23

ACT NO. OF 2012

AN ACT AMENDING THE APPROPRIATE ORANGE COUNTY EMPLOYMENT SCHEDULES TO ABOLISH THE POSITION OF "DIRECTOR OF ENVIRONMENTAL HEALTH SERVICES" AND CREATE THE POSITION OF "DEPUTY COMMISSIONER OF HEALTH" AT THE ORANGE COUNTY DEPARTMENT OF HEALTH, PURSUANT TO SECTION 2.02(I) OF THE ORANGE COUNTY CHARTER.

Section 1. Act No. 22 of 1971, an Act approving Orange County title and grade listing, alphabetical title, grade and jurisdictional listing; and allocation listing, as last amended by Act No. 21 of 2004, is hereby further amended as follows:

Delete from Orange County title and Grade Listing at Grade:

Grade 25, Director of Environmental Health Services

Delete from Alphabetical Title, Grade and Jurisdictional Listing:

Director of Environmental Health Services, Grade 25

Add to Allocation Listing for Orange County Department of Health:

Deputy Commissioner of Health, Grade 26

Delete from said Listing:

Director of Environmental Health Services, Grade 25 (#26336)

Section 2: This Act shall take effect August 11, 2012.

ORANGE COUNTY LEGISLATURE

Committees: Personnel and Compensation; Public Safety and Emergency Services;
Labor Relations Advisory

Sponsors: Bonacic, Paduch, Simmons, Turnbull

Co-Sponsors: Brescia, Castricone, Eachus, Kemnitz

Agenda No. 24

RESOLUTION NO. OF 2012

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE PROPOSED CONTRACT WITH THE DEPUTY SHERIFF'S POLICE BENEVOLENT ASSOCIATION, (DSPBA)

WHEREAS, the County of Orange, the Sheriff of Orange County and the Orange County Deputy Sheriffs' Police Benevolent Association have reached a tentative Successor Agreement to an Agreement that covered the period of January 1, 2003 to December 31, 2006, as modified by an Interest Arbitration Decision covering the period of January 1, 2007 to December 31, 2008; and

WHEREAS, the County Attorney for Orange County was heretofore engaged by the County of Orange for the purpose of conducting collective bargaining negotiations on behalf of the County and the Sheriff with the Orange County Deputy Sheriffs' Police Benevolent Association in relation to the terms and conditions of employment of those employees; and

WHEREAS, said negotiating parties have reported that they have negotiated a proposed Agreement with the Orange County Deputy Sheriffs' Police Benevolent Association in relation to the terms and conditions of employment of said employees covering the period January 1, 2009 to December 31, 2013, the form of said Agreement being on file with the Clerk of the County Legislature; and

WHEREAS, the County Attorney, the Sheriff of Orange County and the Deputy Sheriffs' Police Benevolent Association have approved said Agreement and recommended its approval by the County Legislature.

NOW, THEREFORE, it is hereby

RESOLVED, that the aforesaid recommendations are approved, and that the County Executive of Orange County, the Sheriff of Orange County and the Deputy Sheriffs' Police Benevolent

Association, are authorized and directed to execute and deliver said Agreement on behalf of the County of Orange.

DRAFT