

ORANGE COUNTY LEGISLATURE

Committee: Miscellaneous

Sponsor:

Co-Sponsors:

Agenda No. 1

RESOLUTION NO. OF 2014

RESOLUTION OF THE LEGISLATURE OF THE COUNTY OF ORANGE HONORING THE MEMORY OF VINCENT M. BROWN, JR., OUTSTANDING CITIZEN, DEDICATED PUBLIC SERVANT, FARMER AND COUNTY LEGISLATOR FOR THE THIRD LEGISLATIVE DISTRICT.

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

WHEREAS, VINCENT M. BROWN, JR., held a prominent place in the local community having served as a Warwick Town Supervisor, a member of the Board of Directors of the Federal Land Bank and a member of the Florida Lions Club; and

WHEREAS, VINCENT M. BROWN, JR., influenced every important public policy decision made during his outstanding thirteen-year Legislative career. He was a pioneer and instrumental in preserving lands for future reservoirs and water resources for the County of Orange. During his tenure he served on and chaired numerous Legislative committees beginning in 1970 where he served on the Protective and Educational Services Committee (1970-1983), the Finance and Administration Committee (1974-1982), the Land Acquisition Committee (1970-1983), and was Chairman of that committee (1972-1982), the Physical Services Committee (1982-1983), and was Chairman of that committee for both years, and served on the Labor Relations Advisory Committee in 1980; and

WHEREAS, The life of **VINCENT M. BROWN, JR.**, demonstrates that love of his family and community, and a personal conviction to work hard and strive for excellence are key to a life of fulfillment; and

WHEREAS, VINCENT M. BROWN, JR'S., service to the County of Orange is most deeply appreciated.

NOW, THEREFORE, it is hereby

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

IT IS FURTHER

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

ORANGE COUNTY LEGISLATURE

Committees: Personnel and Compensation and Ways and Means

Sponsors:

Co-Sponsors:

Agenda No. 1-A

RESOLUTION NO. OF 2014

RESOLUTION CREATING A RETIREMENT INCENTIVE FOR ORANGE COUNTY EMPLOYEES.

WHEREAS, Orange County government offers many necessary services that may not be reduced; and

WHEREAS, other services, while offering positive benefits to residents, and while desirable, are presently unaffordable given the anticipated 2015 budget gap; and

WHEREAS, the Orange County Legislature hereby declares that prudent fiscal management is the responsibility of the elected officials of Orange County and it is the duty of public officials to enact and implement responsible financial policies; and

WHEREAS, responsible governing does not permit for deficit financing to pay operating expenses; and

WHEREAS, the Orange County Legislature has utilized approximately \$40 million for 2012, and again in 2013, and again in 2014 from its unassigned fund balance to balance the County's budget; and

WHEREAS, that funding at these levels is simply no longer available and has not been replenished; and

WHEREAS, this Legislative body is considering budget analysis and workforce reductions determined to be necessary as a means to close the budget gap; and

WHEREAS, hard decisions must be made to reduce the 2015 budget gap; now, therefore, be it

RESOLVED, that this Legislative body supports and hereby authorizes the development of a retirement incentive (a payment to employees) with the following parameters:

- A full-time Orange County employee, other than an employee at Orange County Community College, with a minimum of 10 years of service to Orange County, shall notify the Commissioner of the Department of Human Resources of their interest in taking advantage of the retirement incentive as provided for herein:

- The retirement incentive shall be \$12,000 for every employee utilizing this incentive up to 100 employees and \$15,000 per employee if more than 100 employees utilize this incentive program;
- A requirement that the retirement incentive accepted by an employee benefits the county in savings of at least \$30,000 in County Taxation for 2015 (revenue generated by other than State and Federal aid such as reimbursement or grant programs from the State or Federal government as determined by the Commissioner of Human Resources in consultation with the Budget Director);
- Nothing shall preclude, upon the employee's request, and upon the approval of an employee's bargaining unit, if any, such payment being made in the unit member's 457(b) plan, if such unit member has such a plan. Such payment shall be made, as agreed upon by the union and the Commissioner of Human Resources.
- A requirement that a Department Head approve the utilization of the retirement incentive by an employee desirous of taking advantage of the same if the employee is covered by a collective bargaining agreement, or if the County Executive otherwise approves such employee's taking advantage of it if the employee is not covered by a collective bargaining agreement (any such approving Department Head shall report his or her recommendation to the County Executive in writing that, after consulting with the Commissioner of Human Resources, the savings sought to be achieved herein for 2015 is achievable); and be it further

RESOLVED, that except as otherwise provided for herein (specifically, in relation to such payment being made in the unit member's 457(b) plan), the amount of the retirement incentive payment shall be subject to all usual and customary taxes and withholdings. Such amount shall not, however, under any circumstances, be used in the calculation of any retirement benefit calculated by the new York State Employees' Retirement System or other applicable retirement system; and be it further

RESOLVED, that this agreement shall take effect after both parties, the County and any applicable negotiating unit, have agreed to the terms and conditions as required by law and as otherwise provided for herein; and be it further

RESOLVED, that County Officers and Employees may take such actions as are necessary to implement this Resolution; and, be it further

RESOLVED, inasmuch as it is the intent of this Legislative body to cause payments to be made to persons accepting this incentive during this calendar year (so as to be able to fund it from the 2014 adopted budget); that any person wishing to take advantage of this incentive shall notify the Commissioner of Human Resources in writing of their interest in taking advantage of this incentive not later than 5:00 PM on September 29, 2014 and shall retire pursuant to the rules and regulations of the retirement system they are a Member of by November 1, 2014; and be it further

RESOLVED, that the Commissioner of Human Resources is directed to meet with the Department Heads of affected employees and Department Heads are required to approve such

participation by the proposed participating employee not later than 5:00 PM on September 30, 2014 by notifying the Commissioner of Human Resources of such approval; and, be it further

RESOLVED, that Department Heads are hereby encouraged to permit participation in this incentive provided necessary minimum staffing levels to perform essential functions can be performed in relation to the health, safety, and welfare of the people of Orange County; and be it further;

RESOLVED, the Budget Director and any other officers or employees of the County is/are authorized within each Department, to cause such steps as may be necessary to pay for this incentive and make such transfers as are necessary to effectuate this purpose; and be it further

RESOLVED, that payment under this resolution shall be made within thirty days of the person who utilizes this incentive's retiring and after the execution of necessary documents under applicable law to protect the County against claims for the acceptance of this retirement incentive by the employee, as determined by the Commissioner of Human Resources in consultation with the County

ORANGE COUNTY LEGISLATURE

Committee: Physical Services

Sponsors:

Co-Sponsors:

Agenda No. 2

RESOLUTION NO. OF 2014

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 REPLACEMENT OF THE RUTGERS GLEN BRIDGE IN THE TOWN OF MINISINK AND RECOMMENDING THIS PROJECT TO BE AN UNLISTED ACTION.

WHEREAS, Orange County intends to replace the Rutgers Glen Bridge on Waterloo Road over the Rutgers Creek in the Town of Minisink; 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 made a preliminary determination that the above proposed action is an Unlisted 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 replacement of the Rutgers Glen Bridge in the Town of Minisink; and

2. Makes a preliminary determination, pursuant to 6 NYCRR Section 617.6, that the proposed action is an Unlisted Action.

ORANGE COUNTY LEGISLATURE

Committee: Physical Services

Sponsors:

Co-Sponsors:

Agenda No. 3

RESOLUTION NO. OF 2014

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 REPLACEMENT OF THE FORD BRIDGE IN THE TOWN OF MINISINK AND RECOMMENDING THIS PROJECT TO BE AN UNLISTED ACTION.

WHEREAS, Orange County intends to replace the Ford Bridge on Ford Lea Road over the Rutgers Creek in the Town of Minisink; 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 made a preliminary determination that the above proposed action is an Unlisted 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 replacement of the Ford Bridge in the Town of Minisink; and
2. Makes a preliminary determination, pursuant to 6 NYCRR Section 617.6, that the proposed action is an Unlisted Action.

ORANGE COUNTY LEGISLATURE

Committee: Physical Services

Sponsor:

Co-Sponsor:

Agenda No. 4

RESOLUTION NO. OF 2014

BOND RESOLUTION DATED AUGUST 7, 2014

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING CONSTRUCTION OF AN EXTENSION TO THE POLICE DRIVE WATER MAIN TO PROVIDE BACK-UP WATER SUPPLY TO THE ORANGE COUNTY JAIL, IN THE TOWN OF GOSHEN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$350,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$350,000 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 Department of Public Works, consisting of construction of an extension to the Police Drive water main located in the Town of Goshen, to provide a back-up water supply to the Orange County Jail; all as more particularly described in the County's 2014 proposed 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 said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$350,000 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 \$350,000 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 applicable to the specific object or purpose for which said \$350,000 bonds authorized are to be issued within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the class of objects or purposes described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the 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 Sentinel, Vails Gate, New York; Warwick Advertiser-Photo News, Chester, New York; News of the Highlands, Inc., Cornwall, New York; The Gazette, Middletown, New York; Times Community Newspapers, Newburgh, New York; and the Hudson Valley Press, Newburgh, New York; the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 8. This Resolution shall take effect immediately.

ORANGE COUNTY LEGISLATURE

Committee: Ways and Means

Sponsor:

Co-Sponsors:

Agenda No. 5

RESOLUTION NO. OF 2014

RESOLUTION APPROVING THE TRANSFER OF ORANGE COUNTY WATER AUTHORITY RESERVE FUNDS TO THE 2014 BUDGET FOR THE DEPARTMENT OF PUBLIC WORKS TO FINANCE A WATER MAIN PIPELINE CAPITAL PROJECT ALONG POLICE DRIVE IN THE TOWN OF GOSHEN

WHEREAS, the Orange County Attorney has requested that this Legislature approve funding for the design and construction of a water main pipeline of approximately 1640 feet along Police Drive in the Town of Goshen; and

WHEREAS, the Orange County Water Authority Master Plan has identified this portion of the Town of Goshen as part of an "interconnection"; and

WHEREAS, this Legislature wishes to approve the undesignation and transfer of Orange County Water Authority fund balance to the 2014 budget for the Orange County Department of Public Works in order to establish a Capital Project in the amounts specified below; and

WHEREAS, a Capital Project needs to be established.

NOW, THEREFORE, it is hereby

RESOLVED, that this Legislature hereby approves the undesignation and transfer of Orange County Water Authority fund balance to the 2014 budget for the Orange County Department of Public Works, as specified below, and establishes a capital project for the design and construction of a water main pipeline of approximately 1640 feet along Police Drive in the Town of Goshen, New York.

FUNDING	FUND	ORG.	ACCOUNT	DESCRIPTION	AMOUNT
REVENUE	1040	995001	159601	APPROPRIATED SURPLUS	\$300,000
EXPENSE	1040	995001	685350	TRANSFER OUT TO CAPITAL	\$300,000
REVENUE	1100	519701	450311	TRANSFER IN TO CAPITAL	\$300,000
EXPENSE	1100	519701	577010	CAPITAL BUDGET	\$300,000

ORANGE COUNTY LEGISLATURE

Committee: Ways and Means
Sponsor:
Co-Sponsors:

Agenda No. 6

RESOLUTION NO. OF 2014

RESOLUTION PURSUANT TO REAL PROPERTY TAX LAW SECTION 558 DIRECTING THE CANCELLATION OF CERTAIN TAXES WHICH HAVE BEEN RENDERED UNENFORCEABLE.

WHEREAS, it has been brought to the attention of the Commissioner of Finance that the lien for certain taxes extended on the tax rolls for the municipality listed is rendered permanently unenforceable by reason of law.

NOW, THEREFORE, it is hereby

RESOLVED, that the delinquent taxes for the lands listed below be cancelled and charged back to the affected municipality.

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Warwick 219-1-2.1	Warwick Commons LLC	Property is a green area

FOR THE YEAR 2011

County	\$ 336.35
Town	\$ 88.50
Open Space - PDR	\$ 19.25
Gen Police Svc	\$ 166.84
AM005 Warwick Ambul	\$ 17.96
FD043 Warwick Fire	\$ 51.95
Warwick CSD	\$1,941.50
7% relevy penalty	\$ 135.91
5% penalty	\$ 137.91
Town mail fee	\$ 2.00
	\$2,898.17

PROPERTY

OWNER

REASON

Town of Warwick
219-1-2.1

Warwick Commons LLC

Property is a green area

FOR THE YEAR 2012

County	\$ 334.09
Town	\$ 94.55
Open Space - PDR	\$ 19.25
Gen Police Svc	\$ 172.40
AM005 Warwick Ambul	\$ 18.08
FD043 Warwick Fire	\$ 52.24
Warwick CSD	\$2,017.46
7% relevy penalty	\$ 141.22
Village of Warwick	\$ 669.61
Interest	\$ 60.26
7% relevy penalty	\$ 51.09
5% penalty	\$ 181.51
Town mail fee	\$ 2.00
	\$3,813.76

PROPERTY

OWNER

REASON

Town of Warwick
219-1-2.1

Warwick Commons LLC

Property is a green area

FOR THE YEAR 2013

County	\$ 333.89
Town	\$ 97.82
Open Space - PDR	\$ 17.76
Gen Police Svc	\$ 183.54
AM005 Warwick Ambul	\$ 18.32

FD043 Warwick Fire	\$ 52.83
Warwick CSD	\$2,060.82
7% relevy penalty	\$ 144.26
Village of Warwick	\$ 674.31
Interest	\$ 60.69
7% relevy penalty	\$ 51.45
5% penalty	\$ 184.78
Town mail fee	\$ 2.00
	<u>\$3,882.47</u>

<u>PROPERTY</u>	<u>OWNER</u>	<u>REASON</u>
Town of Warwick 219-1-2.1 <u>FOR THE YEAR 2014</u>	Warwick Commons LLC	Property is a green area

County	\$ 352.79
Town	\$ 95.62
Open Space - PDR	\$ 18.83
Gen Police Svc	\$ 193.56
AM005 Warwick Ambul	\$ 18.65
FD043 Warwick Fire	\$ 53.70
Warwick CSD	\$2,128.51
7% relevy penalty	\$ 149.00
Village of Warwick	\$ 682.56
Interest	\$ 61.43
7% relevy penalty	\$ 52.08
5% penalty	\$ 190.34
Town mail fee	\$ 2.00
	<u>\$3,999.07</u>

ORANGE COUNTY LEGISLATURE

Committee: Ways and Means
Sponsors:
Co-Sponsors:

Agenda No. 7

RESOLUTION NO. OF 2014

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 8, 2014, 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>
Deerpark 33-1-15	Elizabeth Tisdale 473 FDR Drive, Apt. K1401 New York, NY 10002	\$ 1,600.00
Monroe 15-6-3	Elky Rubin 11 Mordche Scher #304 Monroe, NY 10950	\$ 750.00
Warwick 21-4-1.1 & 4 21-5-7 & 8 21-5-5 thru 9	U.S. Bank National Association c/o Ocwen Loan Servicing 1661 Worthington Road, Suite 100 West Palm Beach, FL 33409	\$30,000.00
Warwick 47-1-125	Robert Strang 66 Strang Lane Warwick, NY 10990	\$ 500.00
Warwick 58-1-21.2	Jeff Sapanaro 15 Entin Terrace Warwick, NY 10990	\$ 500.00
Warwick 58-1-21.31	Jeff Sapanaro 15 Entin Terrace Warwick, NY 10990	\$ 1,000.00

ORANGE COUNTY LEGISLATURE

Committees: Physical Services; Ways and Means
Sponsors:
Co-Sponsors:

Agenda No. 8

RESOLUTION NO. OF 2014

RESOLUTION AMENDING RESOLUTION NO. 348 OF 2012 TO REFLECT A CHANGE IN LANGUAGE TO PROVIDE AN APPROPRIATION TO RETAIN CONSULTING SERVICES FOR THE DEVELOPMENT OF AN ENGINEERING FACILITY PLAN FOR ORANGE COUNTY SEWER DISTRICT NO.1.

WHEREAS, this Legislature did, on December 20, 2012, approve Resolution No. 348 of 2012, which provided funds to the Orange County Department of Public Works in the amount of \$925,000.00 to retain a consultant to develop an engineering facility plan to increase the treatment capacity of the Harriman Waste Water Treatment Facility by an expansion or retrofit; and

WHEREAS, the Department of Public Works wishes to amend Resolution No. 348 of 2012 to delete the following language, "Harriman Waste Water Treatment Facility by an expansion or retrofit" and insert in its place "Orange County Sewer District #1".

NOW, THEREFORE, it is hereby

RESOLVED, that Resolution No. 348 of 2012 is amended to reflect that the following language, "Harriman Waste Water Treatment Facility by an expansion or retrofit" is now replaced by "Orange County Sewer District #1".

ORANGE COUNTY LEGISLATURE

Committees: Health and Mental Health; Ways and Means
Sponsors:
Co-Sponsors:

Agenda No. 9

RESOLUTION NO. OF 2014

BOND RESOLUTION DATED AUGUST 7, 2014

BOND RESOLUTION OF THE COUNTY OF ORANGE, NEW YORK, AUTHORIZING ACQUISITION OF EQUIPMENT FOR THE VALLEY VIEW CENTER SEWER PLANT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$65,540; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$65,540 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 Valley View Center for Nursing Care and Rehabilitation, consisting of acquisition of equipment for the sewer plant, including replacement of the trickling filter rotary distributor, all as more particularly described in the County's 2014 proposed 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 \$65,540, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$65,540 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 \$65,540 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 specific object or purpose for which said \$65,540 bonds herein authorized are to be issued, within the limitations of §11.00 a. 4 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 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, August 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 Sentinel, Vails Gate, New York; Warwick Advertiser-Photo News, Chester, New York; News of the Highlands, Inc., Cornwall, New York; The Gazette, Middletown, New York; Times Community Newspapers, Newburgh, New York; and the Hudson Valley Press, Newburgh, New York; the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 8. This Resolution shall take effect immediately.

ORANGE COUNTY LEGISLATURE

Committee: Health and Mental Health
Sponsors:
Co-Sponsors:

Agenda No. 10

RESOLUTION NO. OF 2014

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF MENTAL HEALTH, TO ACCEPT AND APPROPRIATE FUNDS FROM THE NEW YORK STATE OFFICE OF MENTAL 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 Office of Mental Health (OMH) has offered funds in the amount of \$38,649.00 effective July 1, 2014 for six (6) new Long Stay Supported Housing Units for the purpose of developing and operating Supported Housing for persons residing in OMH psychiatric centers, Residential Treatment Facility (RTF), or OMH transitional housing programs serving Orange County residents; and

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

NOW, THEREFORE, it is hereby

RESOLVED, that the 2014 budget for the Orange County Department of Mental Health is hereby supplemented as stated below, which funds are from the New York State Office of Mental Health in the amount of \$38,649.00 as indicated above; and it is further

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

Revenue:

1010 432201 434901 State Aid \$38,649.00

Expense:

1010 432201 573990 Agency(s) to be determined
via RFP (6 units 7/1/14) \$38,649.00

ORANGE COUNTY LEGISLATURE

Committee: Public Safety and Emergency Services

Sponsors:

Co-Sponsors:

Agenda No. 11

RESOLUTION NO. OF 2014

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE EXPRESSING CONCERNS ABOUT TRANSPORTING CRUDE OIL BY RAIL, BARGE AND SHIP AND CALLING UPON FEDERAL AND STATE AGENCIES TO ENACT STRINGENT RULES AND REGULATIONS FOR SUCH TRANSPORT AND TO URGE AND ENCOURAGE THE EXPLORATION OF ALTERNATIVE MEANS FOR THE TRANSPORTATION AND DISTRIBUTION OF CRUDE OIL.

WHEREAS, crude oil is increasingly being transported along railroads from production fields in the west (particularly from the Bakken shale oil formation of North Dakota and heavy tar sands oil fields of Alberta, Canada) to ports including Albany, New York for transfer to barges and ships to be transported on the Hudson River to East Coast refineries; and

WHEREAS, the nationwide volume of crude oil transported by rail has increased to more than 400,000 carloads in 2013 compared to 9,500 carloads in 2008, a more than 40-fold increase, and as much as 20% of the volatile crude oil extracted from the Bakken formation is transported through New York State communities and ecosystems; and

WHEREAS, crude oil from the Bakken shale deposits has been proven to be more explosive and more corrosive than typical crude oils, and heavy, sinking oils from tar sands formations have been found to be more viscous than typical crude oils, making the protection of public safety and environmental health from these particular types of oils, as well as spill response and remediation, more difficult and more dangerous; and

WHEREAS, crude oil is mainly transported in class DOT-111 rail tank cars designed for general purpose liquid transport, not for hazardous cargos, despite the fact that these railcars lack even the most basic safety measures (such as shields, pressure vents, or double hulls) despite repeated recommendations from the National Transportation Safety Board over the past thirty years (most recently in March 2012 and January 2014) that they not be used for crude oil transport; and

WHEREAS, class DOT-111 railcars are unacceptably dangerous, particularly in light of the state of railroad enforcement, inspection, oversight, and safety, highlighted by the testimony of the Chair of the Surface Transportation Board who testified in April, 2014, that “no community is prepared for a worst-case scenario” for crude oil-by-rail disasters; and

WHEREAS, there have been a series of crude oil train derailments in the United States and Canada that have led to loss of life, loss of property, and significant economic and environmental damage, including the loss of 47 lives in Lac-Megantic, Quebec, in July 2013; and

WHEREAS, there have been at least five oil train derailments with railroad cars carrying Bakken oil in New York State since December 2013, including those in West Nyack, Town of Ulster, Selkirk, Cheektowaga and Albany; and

WHEREAS, CSX Corporation was fined \$10,000 for failing to timely report its two February 2014 oil train derailments in Ulster and Selkirk, New York; and

WHEREAS, a train carrying crude oil blocked access to about 60 homes in the Town of Saugerties on March 31, 2014, for approximately 90 minutes without notifying local emergency responders; and

WHEREAS, joint state-federal “inspection blitzes” have identified dozens of train and rail car safety defects requiring corrective action in rail yards in Albany and Buffalo, highlighting the risks facing our communities and environment, but no such inspections have been performed on tracks in Orange County; and

WHEREAS, the *Stena Primorsk*, the first tanker carrying crude oil on the Hudson River, ran aground and pierced its outer hull just six miles downstream of the Port of Albany in December 2012, though none of the 12 million gallons of oil it carried were spilled; and

WHEREAS, recent barge accidents resulting in petroleum spills in the Mississippi River and Galveston Bay have shown that even double-hulled vessels are sometimes not protective in the case of vessel collisions as opposed to groundings; and

WHEREAS, approximately two crude oil unit trains per day currently travel through Orange County, including the City of Newburgh, and the towns of Newburgh, New Windsor and Cornwall; and near critical public infrastructure including hospitals, municipal buildings, water and sewer treatment plants, and private businesses;

WHEREAS, approximately one articulated barge per day carrying 4 million gallons and one tanker per week carrying 7 million gallons currently pass Orange County on the Hudson River; and

NOW, THEREFORE, BE IT

RESOLVED, that the Orange County Legislature recognizes that the transport of crude oil, especially Bakken and heavy crudes, by rail and marine vessel through our community presents an immediate, significant risk for people, economy and environment of our region; and be it further

RESOLVED, that the Orange County Legislature calls upon the United States Department of Transportation, the United State Environmental Protection Agency, the New York State Departments of Transportation ("DOT") and Environmental Conservation ("DEC") to: (i) immediately order a full environmental impact study of the potential impacts of increased crude oil transport by train, barge, or ship through Orange County, and, (ii) to enact stringent rules and regulations for the transportation of crude oil, and be it further

RESOLVED, that this Legislature urges and encourages federal and state agencies to explore and develop alternative means for the distribution and transportation of crude oil; and be it further

RESOLVED, the Clerk of the Orange County Legislature is hereby authorized and directed to send copies of this resolution to the United States Department of Transportation, the United State Environmental Protection Agency; U.S. Senator Charles E. Schumer, U.S. Senator Kristen E. Gillibrand, U.S. Congressman Sean Patrick Mahoney; New York State Governor Andrew Cuomo; New York State Department of Environmental Conservation (DEC) Commissioner Joe Martens; New York State Senators John Bonacic and William Larkin; and New York State Assembly Members Aileen Gunther, James Skoufis, Frank Skartados and Claudia Tenney.

ORANGE COUNTY LEGISLATURE

Committee: Public Safety and Emergency Services

Sponsors:

Co-Sponsors:

Agenda No. 12

RESOLUTION NO. OF 2014

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY DEPARTMENT OF EMERGENCY SERVICES, TO ACCEPT GRANT FUNDS FROM THE UNITED STATES BUREAU OF JUSTICE ADMINISTRATION, PURSUANT TO SECTION 99-h OF THE GENERAL MUNICIPAL LAW AND SECTION 4.09 OF THE ORANGE COUNTY CHARTER.

WHEREAS, the Department of Emergency Services/Police Services has been offered the 2014 Edward Byrne Memorial Justice Assistance Grant - Local Solicitation from the United States Bureau of Justice Administration in the amount of \$61,563.00 for the County-Wide AVL System, which is to be shared by the Cities of Newburgh and Middletown to be utilized for the purchase and installation of cameras and for a License Plate Reader; and

WHEREAS, this Legislature does wish to accept 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 a grant from the United States Bureau of Justice Administration in the amount of \$61,563.00 for the 2014 Edward Byrne Memorial Justice Assistance Grant - Local Solicitation as indicated above.

2. That the 2014 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 \$61,563.00

Expenses:

1010 398903 576340 Telephone \$30,563.00
1010 398903 575100 Municipalities \$31,000.00

ORANGE COUNTY LEGISLATURE

Committee: Rules, Enactments and Intergovernmental Relations

Sponsors:

Co-Sponsor:

Agenda No. 13

RESOLUTION NO. OF 2014

RESOLUTION AMENDING RESOLUTION NO. 99 OF 2014 FOR THE PURPOSE OF REMOVING A MEMBER APPOINTED TO THE ORANGE COUNTY ECONOMIC DEVELOPMENT GAMING COMMITTEE, PURSUANT TO ARTICLE IV, SECTION G, OF THE LEGISLATIVE MANUAL.

WHEREAS, Resolution No. 99 of 2014, added four additional members to the Orange County Economic Development Gaming Committee; and

WHEREAS, Honorable Curlie W. Dillard has notified the Chairman of the Legislature that he no longer wishes to serve on this special committee.

NOW, THEREFORE, BE IT

RESOLVED, that the Honorable Curlie W. Dillard is hereby removed as a member of the Orange County Economic Development Gaming Committee.

ORANGE COUNTY LEGISLATURE

Committee: Rules, Enactment and Intergovernmental Relations
Sponsors:
Co-Sponsors:

Agenda No. 14

RESOLUTION NO. OF 2014

RESOLUTION CONFIRMING THE APPOINTMENTS BY THE COUNTY EXECUTIVE TO THE ORANGE COUNTY SCHOOL SAFETY ASSESSMENT GRANT EVALUATION ("S.A.G.E.") ADVISORY BOARD.

WHEREAS, Honorable Steven M. Neuhaus, County Executive, has notified the County Legislature that he has made the following appointments to the Orange County School Safety Assessment Grant Evaluation ("S.A.G.E.") Advisory Board.

Wayne C. Booth, Orange County Deputy County Executive
L. Stephen Brescia, Orange County Legislative Chairman
Melissa Bonacic, Orange County Legislative Majority Leader
Jeffrey D. Berkman, Orange County Legislative Minority Leader
Major Patrick J. Regan, Law Enforcement Official and/or Community member at large
Chief Dan Dolinger, Law Enforcement Official and/or Community member at large
William Hecht, Superintendent of Orange County Ulster BOCES
Joe DiLorenzo, Superintendent or Former Superintendent of Orange County Public School District
Nolly Climes, Mental Health Professional

NOW, THEREFORE, it is hereby

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

ORANGE COUNTY LEGISLATURE

Committees: Education and Economic Development; Rules, Enactments and Intergovernmental Relations

Sponsors:
Co-Sponsor:

Agenda No. 15

RESOLUTION NO. OF 2014

RESOLUTION OF THE ORANGE COUNTY LEGISLATURE AUTHORIZING THE INCLUSION OF CERTAIN REAL PROPERTY IN ORANGE COUNTY AGRICULTURAL DISTRICTS NOS. 1 AND 2, PURSUANT TO NEW YORK STATE AGRICULTURE AND MARKETS LAW SECTION 303-b.

WHEREAS, by Chapter 687 of the Laws of 2002 of the State of New York, the New York State Legislature amended Agriculture and Markets Law ("AML") Section 303, relating to the creation of

agricultural districts so as to allow landowners to submit proposals for the inclusion of viable agricultural land within an existing certified agricultural district prior to the County established review period.

WHEREAS, from March 1, 2014 through March 31, 2014, landowners submitted applications to the Orange County Planning Department requesting their lands to be included in Orange County Agricultural Districts Nos. 1 and 2; and

WHEREAS, agricultural district review environmental assessment forms have been prepared and no significant adverse environmental impacts shall result from this action; and

WHEREAS, the Orange County Agricultural and Farmland Protection Board reviewed the proposals and have recommended to this Legislature that the lands set forth in Schedule "A" be included in the respective Orange County Agricultural Districts; and

WHEREAS, the Clerk of the Legislature caused a notice to be published seeking public comment on the inclusion of such lands into Agricultural Districts Nos. 1 and 2 in the July 2, 2014 issues of the Hudson Valley Press, Walkkill Valley and Mid-Hudson Times; and the June 27, 2014 issues of News of the Highlands, Straus Newspapers, The Sentinel and The Gazette, and a public hearing was held on July 2, 2014 at 6:45 p.m. in the Auditorium of the Orange County Emergency Services Building located at 22 Wells Farm Road, Goshen, New York 10924.

NOW THEREFORE, BE IT

RESOLVED, that this Legislature finds that the lands set forth in Schedule "A" are viable agricultural lands and shall be included in the respective certified Agricultural Districts of Orange County; and be it further

RESOLVED, that the Clerk of the Legislature shall forward a certified copy of this Resolution to the landowners of such lands and to the New York State Commissioner of Agriculture and Markets. The Commissioner shall also receive a transcript of the public hearing and other ancillary reports and documents as required by law.

SCHEDULE "A"

Agricultural District No. 1

Hartmann Inn, LLC

T/O Cornwall Section 30-2-6.1

7.17 acres

Agricultural District No. 2

Christopher & Delia Ruckdeschel

T/O Mount Hope Section 12-1-36.12

9.7 acres

ORANGE COUNTY LEGISLATURE

Committee: Education and Economic Development

Sponsors:

Co-Sponsors:

RESOLUTION NO. OF 2014

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, IN CONJUNCTION WITH THE ORANGE COUNTY YOUTH BUREAU, TO ACCEPT ADDITIONAL FUNDING FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES, 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 Children and Family Services has offered additional funding in the amount of \$29,371.00 for the 2014 year. This additional funding is due to the restructuring of the Youth Development funding from the New York State Office of Children and Family Services. Some funds will be allocated through an RFP process and other funds will be allocated to the Youth Bureau for direct services to offset county taxation for the 2014 year. A sum of \$3,707.00 will be allocated to the Runaway and Homeless Youth Act shelter. The term of funding is from January 1, 2014 through December 31, 2014; and

WHEREAS, this Legislature does wish to accept said additional funds for the Youth Bureau as indicated above.

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

1. That the County Executive, in conjunction with the Director of the Youth Bureau, be and hereby is authorized to accept additional funds from the New York State Office of Children and Family Services in the amount of \$29,371.00 as indicated above.
2. That the 2014 budget for the Youth Bureau 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	731002	438201	State Aid - Youth Programs	\$18,751.00
1010	731001	438201	State Aid - Youth Programs	<u>\$10,620.00</u>
				\$29,371.00

Expenses:

1010	731002	574150	YDDP Program Payment	\$15,044.00
1010	731002	574420	RHYA Shelter Payment	\$ 3,707.00
1010	731001	576820	Specialty Payments	\$ 6,656.00
1010	731001	571820	Contracted Services	\$ 2,900.00
1010	731001	575750	Motor Pool	\$ 100.00
1010	731001	573100	Office Supplies	\$ 584.00
1010	731001	576810	Repro Services	<u>\$ 380.00</u>
				\$29,371.00