



# COUNTY OF ORANGE EXECUTIVE ORDER No. 1 of 2018

**I, STEFAN “STEVEN” NEUHAUS**, County Executive of the County of Orange, State of New York, do hereby declare as an Executive Order the following:

**WHEREAS**, pursuant to Section 3.02 (q) of the Orange County Charter, conditions exist in Orange County affecting public buildings, public property or the life, health and/or safety of the employees and residents of the County and therefore immediate attention is required; and

**WHEREAS**, such conditions were caused by an accident affecting public buildings (the Government Center) wherein water and electrical and computer related and other damage occurred; and

**WHEREAS**, the immediate repair and restoration of such places or properties is essential to protection of Government property and government buildings to provide services to the public; and

**WHEREAS**, subdivision 4 of Section 103 of the General Municipal Law (GML) provides as follows:

“4. Notwithstanding the provisions of subdivision one of this section, in the case of a public emergency arising out of an accident or other unforeseen occurrence or condition whereby circumstances affecting public buildings, public property or the life, health, safety or property of the inhabitants of a political subdivision or district therein, require immediate action which cannot await competitive bidding or competitive offering, contracts for public work or the purchase of supplies, material or equipment may be let by the appropriate officer, board or agency of a political subdivision or district therein.” and;

**WHEREAS**, I hereby declare that due to the accident on March 16, 2018, which caused water and other damage to the Government Center building and property therein, the provisions of subdivision 4 of Section 103 of the GML are hereby required to be implemented to safeguard and/or repair public buildings or public property without being able to wait for competitive bidding; and

**WHEREAS**, certain goods and services were procured by the County on an emergency basis on March 16, 2018 through March 22, 2018 to ensure that services operating at the Government Center can continue to operate.

**NOW THEREFORE**, I do hereby find and declare as follows:

1. Subject to the approval of the County Executive or Deputy County Executive, on a case-by-case basis, all County Department or Public Office heads or their designees are authorized to procure goods and services without competitive bidding where the need for such procurement is immediately necessary to protect the public health, safety and welfare or to provide vital and necessary services of the Orange County Government at

the Government Center located at 255-275 Main Street, Goshen, NY which are needed as a result of the property damage stemming from the contractor error.

2. Where a County Department head/Public Office head or designee makes such a determination, he or she shall forward to the County Executive a summary of the nature of exigent circumstances or conditions that require the immediate procurement of goods or services and why the procurement cannot await the competitive bidding process; a description of the goods and services that are required to address the immediate need; and, where practicable, two or three written quotes from vendors for all such goods and services. Upon written or verbal approval from the County Executive or Deputy County Executive, the Department head/Public Office head or designee may procure such goods and services without competitive bidding.
3. I hereby ratify the procurement of goods and services made on an emergency basis on March 16, 2018 through March 22, 2018 preceding my issuance of this Executive Order.
4. In all other respects, the procurement of goods and services shall be made in accordance with applicable laws and County policies and procedures, including the County Procurement Policy.
5. In addition, I found that an emergency situation existed, also requiring the dismissal of County employees who were currently working at the Government Center.

This Executive Order shall take effect immediately and shall continue until rescinded by superseding Executive Order.

**ORDERED** this 19<sup>th</sup> day of March, 2018

  
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**STEFAN "STEVEN" NEUHAUS**  
**COUNTY EXECUTIVE**