



# TOWN OF DEERPARK

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**KARL A. BRABENEC, SUPERVISOR**  
**GARY SPEARS, COUNCILMAN**  
**ARTHUR T. TROVEI, COUNCILMAN**  
**DAVID M. DEAN, COUNCILMAN**

Resolution 26-2014

Support of the Operation of the Valley View Nursing Home as a Private Entity

RESOLUTION IN SUPPORT OF THE OPERATION OF THE VALLEY VIEW NURSING HOME AS A PRIVATE ENTITY WHICH ENSURES THE CONTINUED ACCEPTANCE OF PERSONS REGARDLESS OF ABILITY TO PAY

WHEREAS, there are ten Skilled Nursing Facilities operated in Orange County; and

WHEREAS, only one of those ten receives property and sales tax subsidies; and

WHEREAS, there is no demonstrated linkage between higher quality care and the fact that a nursing home is owned and operated by the public sector; and

WHEREAS, the ownership and/or operation of a public sector skilled nursing facility is not a mandated service; and

WHEREAS, many localities, including Rockland County and Ulster County have made the choice to allow their previously publicly operated skilled nursing facilities to become operated by the private sector; and

WHEREAS, in the past year, and for no reason other than a failure in 2011, 2012, and 2013 to take necessary actions, Orange County's bond rating has twice been reduced by the Moody's credit rating agency; and

WHEREAS, this reduction in credit rating could have been avoided had Orange County government, during the post 2008 recession, made warranted adjustments to personnel and expenditures, as this community (and many other public sector entities) have done; and

WHEREAS, the Orange Valley View Development Corporation has solicited offers from various potential bidders for the Valley View nursing home; and

WHEREAS, those offer, several of which are available online at: the below link, demonstrate quality of care capacity; and

[http://orangecountygov.com/filestorage/1140/17716/Valley\\_View\\_Proposers'\\_Responses\\_9-29-14.PDF](http://orangecountygov.com/filestorage/1140/17716/Valley_View_Proposers'_Responses_9-29-14.PDF)

WHEREAS, one offer, for example, has proposed an innovative partnership with Touro College in Middletown; and

WHEREAS, the Orange County Executive has proposed a 2015 budget which stays within the State Tax Cap Law; and

WHEREAS, in order to go beyond such tax cap law, the Orange County Legislature must pass a local law authorizing the same; and

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WHEREAS, not a single member of the Orange County Legislature has proposed such a law; and

WHEREAS, in order to stay within the required tax cap law, the Orange County Executive has proposed transferring the Valley View skilled nursing facility to the ownership of the Orange Valley View Development Corporation, which would then have the option of transferring it to a private sector operator; and

WHEREAS, the County Executive has proposed mandate relief to the extent that he is seeking to take over the costs of elections now paid for by municipalities and to also address numerous critical services such as flood control, feeding hungry children, maintaining the Sheriff's office; and

WHEREAS, since Orange County is required to balance its budget, alternatives to the transfer of Valley View to a private entity include layoffs of hundreds of Orange County employees in other departments; and

WHEREAS, as there are ten nursing homes in Orange County, nine of which are operated by the private sector, it is evident that property tax dollars are not necessary for the operation of a nursing home, except in the case of Valley View; now therefore be it

RESOLVED, that this Legislative body pause in its deliberations to endorse the Orange County Executive's proposal to transfer Valley View to the Orange Valley View Development Corporation (the LDC) for the purpose of evaluating all ownership options while maintaining quality of care and to take such actions as the LDC shall recommend to maintain quality care; and be it further

RESOLVED, that this endorsement is contingent upon any potential purchaser agreeing to accept Medicaid residents so that persons may continue to reside in Valley View regardless of ability to pay; and be it further

RESOLVED, that this Legislative body finds the innovative proposals made by those interested in purchasing Valley View to be merit-worthy to the extent that the proposals pledge to maintain and increase employment capacity and offer new services for the elderly across Orange County; and be it further

RESOLVED, that this Legislative body urges the representatives of the Orange County Legislature to support the County Executive's proposed 2015 Orange County budget and to transfer the operation of the Valley View nursing home to the Orange Valley View Development Corporation; and be it further

RESOLVED, that a copy of this resolution shall be transmitted to the Orange County Legislature and to the Orange County Executive.

Dated: November 3, 2014

Motion by Karl Brabenec 2nd by Art Trovei

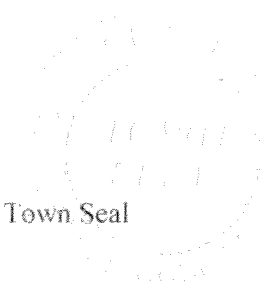
Roll Call: 5 Ayes:

Councilman: Gary Spears  
Councilman: David Dean  
Supervisor: Karl Brabenec

Councilman: Art Trovei  
Councilman: Ken Smith

MOTION CARRIED

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Deerpark this  
3rd day of November 2014.

A handwritten signature in black ink, which appears to read "Florence T. Santini". The signature is written over a horizontal line.

Florence T. Santini, Town Clerk