Organizational Meeting Of the Putnam County Legislature Held in the Historic Courthouse Carmel, New York 10512

Tuesday January 8, 2013 7:00 P.M.

County Clerk Dennis Sant stated that he wanted to say a few words before the meeting began. He wanted to express his sincere gratitude to the entire Board, friends and colleagues for their non-partison, 100% support of him, as County Clerk, in protecting our citizen's safety and privacy with the denial of the FOIL request asking for the names and addresses of gun permit owners. He also extended his gratitude to District Attorney Adam Levy and Sheriff Donald B. Smith who were not present for this meeting. He also thanked County Executive Odell for her support in standing shoulder to shoulder with him during this issue.

The meeting was called to order at 7:08 P.M. by County Clerk Dennis Sant who led in the Pledge of Allegiance. Upon roll call, Legislators Scuccimarra, Oliverio, Othmer, Nacerino, Albano, Gross, Castellano, LoBue and DiCarlo. Also present was Legislative Counsel Van Ross.

Item #3 – Appointment/Chair/Putnam County Legislature was called first. County Clerk Sant requested nominations from the floor for Chair of the Legislature.

Legislator Albano made a motion to nominate Legislator Othmer for Chair; seconded by Legislators Scuccimarra and Nacerino.

Legislator Albano stated that Legislator Othmer was a friend of his and has known him for over forty years. He is a person who wears many hats. He is a veteran and a retired New York City fireman. He is self-employed and very knowledgeable.

Legislator DiCarlo made a motion to nominate Legislator LoBue for Chair; seconded by Legislator Oliverio.

County Clerk Sant requested a roll call vote on the first nomination.

RESOLUTION #1

APPOINTMENT/CHAIR/PUTNAM COUNTY LEGISLATURE

RESOLVED, that Richard T. Othmer, Jr. be appointed to the position of Chair of the Putnam County Legislature, with all the rights, privileges and duties of the office as set forth in the Putnam County Charter as permitted by law for a period ending December 31, 2013.

BY ROLL CALL VOTE: SIX AYES. THREE NAYS – LEGISLATORS DICARLO, LOBUE & OLIVERIO.

Item #4 - Appointment/Deputy Chair/Putnam County Legislature was next.

Legislator LoBue made a motion to nominate Legislator DiCarlo as Deputy Chairman; seconded by Legislator Gross and Oliverio.

Legislator Scuccimarra made a motion to nominate Legislator Albano as Deputy Chairman; seconded by Chairman Othmer.

Chairman Othmer requested a roll call vote on the first nomination.

RESOLUTION #2

APPOINTMENT/DEPUTY CHAIR/PUTNAM COUNTY LEGISLATURE

RESOLVED, that Anthony DiCarlo be appointed to the position of Deputy Chair of the Putnam County Legislature, with all the rights privileges and duties of the office as set forth in the Putnam County Charter, as permitted by law for a period ending December 31, 2013.

BY ROLL CALL VOTE: SIX AYES. THREE NAYS – LEGISLATORS ALBANO, SCUCCIMARRA & CHAIRMAN OTHMER.

Chairman Othmer presented Alyssa C. Dellaripa, Petty Officer Third Class actively serving in the United States Navy aboard the USS Harry S. Truman, with a Proclamation commending and congratulating her on her approved United States Navy service extension and her lifelong and continued service to the Putnam County community.

PROCLAMATION

RECOGNITION OF ALYSSA C. DELLARIPA

WHEREAS, ALYSSA C. DELLARIPA, daughter of Barbara Reitz and Cris Dellaripa, stepdaughter of the Honorable Putnam County Court Judge James F. Reitz, and sister to Michael and Jamie, was born and raised in Putnam County and is a 2008 graduate of Carmel High School. She was a junior at Carmel High School in 2007 when her parents gave her permission to sign up for the Navy's Delayed Entry Program, DEP, at the Peekskill Navy Recruitment Office. There she was given her first duty of being responsible of other DEPs. In 2008, after her high school graduation, she went to boot camp in August in Great Lakes, Illinois. Upon completion of boot camp, she went to Pensacola, Florida, for "A" School and then was assigned to the Aircraft Carrier, the USS Harry S. Truman; and

WHEREAS, ALYSSA C. DELLARIPA, throughout her life has exhibited dedication to her family and her community. She volunteers and has volunteered her time to others through various programs and organizations such as the Putnam County Youth Court, the Lake Carmel Fire Department, the Lake Carmel Explorers, a fifteen year volunteer at the March of Dimes, she donated her hair three times to Locks of Love, she volunteered at the Putnam County CAP Food Drive and Thanksgiving at George's, she visits the Putnam County Veterans Residence, and participates in the American Heart Walk and September 11th ceremonies. She also visits her High School, Elementary Schools, Local VFWs, and Fire Departments, in uniform, to share her naval experiences. In 2012, she

was nominated by Mary Monte of the Mahopac VFW Ladies Auxiliary for New York State Senator Gregory R. Ball's Veterans Hall of Fame; and

WHEREAS, ALYSSA C. DELLARIPA, is a Petty Officer Third Class actively serving in the United States Navy aboard the USS Harry S. Truman. She completed a seven month deployment in the Persian Gulf in 2010 and is awaiting her Second Class test for advancement. During her first month of deployment, she received a letter of appreciation; and

WHEREAS, ALYSSA C. DELLARIPA, has shown great character and strength in both her personal and professional lives. She is a yellow shirt aboard the USS Harry S. Truman, a dangerous position that directs aircraft on and off the carrier, and was at one time blown down by a jet engine without being seriously injured. She is an extremely determined and dedicated individual that supports her family, friends, community, and country; and

WHEREAS, ALYSSA C. DELLARIPA, has just been approved for a three year service extension with the United States Navy and is scheduled to deploy with the USS Harry S. Truman at the end of January for another ten months; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby recognize and thank ALYSSA C. DELLARIPA for her lifelong and continued service to the Putnam County community and the United States of America, commend and congratulate her on her approved United States Navy service extension, and wish her and her shipmates comfort, good health, and safety during their upcoming deployment.

Item #5 – Appointment/County Auditor was called next. Chairman Othmer moved the following; seconded by Legislators Oliverio and Lobue.

RESOLUTION #3

APPOINTMENT/COUNTY AUDITOR

RESOLVED, that Michele Alfano-Sharkey be appointed to the position of County Auditor, with all the rights, privileges and duties of the Office as set forth in the Putnam County Charter, as permitted by law for a three-year term period ending December 31, 2015.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #6 – Adoption of Legislative Manual was next. Legislator DiCarlo moved the following; seconded by Legislator Oliverio:

RESOLUTION #4

ADOPTION OF LEGISLATIVE MANUAL

WHEREAS, Section 2, Sub-division B(e) of the Legislative Manual requires that the Legislature adopt annually its Legislative Manual, including any amendments incorporated therein; now therefore be it

RESOLVED, that the Putnam County Legislature adopts the annexed Legislative Manual for the year 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #7 – Adoption of Legislative Calendar was next. Legislator LoBue moved the following; seconded by Legislator Oliverio:

Legislator LoBue stated that the resolution would be amended to hold the July meeting on Tuesday July 2, 2013.

Legislator Oliverio stated that in the seventeen years he has been a Legislator, the Full meetings have always been held on the first Tuesday of each month. He stated that our residents and constituents have become accustomed to this date.

Legislator DiCarlo stated that he sent a memorandum last month to all the Legislators asking for the possibility to change the date of the Full meetings to Wednesday.

Legislator Oliverio stated that having the Full meetings on Tuesday has become a historic date that people are familiar with. He stated that he would vote no to this change based on tradition.

Legislator LoBue stated that she was in agreement with Legislator Oliverio. She believed the meetings should be held on Tuesday.

Legislator Gross stated that July 2nd was chosen instead of July 3rd because of July 4th could possibly be a long weekend for some individuals.

RESOLUTION #5

ADOPTION OF LEGISLATIVE CALENDAR

WHEREAS, the Legislative Manual for the Legislature of the County of Putnam provides that annually the Legislative Calendar shall be adopted and promulgated by the Clerk of the Legislature, that the Legislature meets on the first Wednesday of each and every month thereof, except where noted; now therefore be it

RESOLVED, that the following schedule be adopted as to Regular Meeting dates of the Putnam County Legislature for the year 2013:

Tuesday **January 8, 2013** Wednesday February 6, 2013 March 6, 2013 Wednesday Wednesday **April 3, 2013** Wednesday May 1, 2013 Wednesday June 5, 2013 Tuesday July 2, 2013 Wednesday August 7, 2013 Wednesday September 4, 2013 Wednesday October 2, 2013

Wednesday November 6, 2013 Wednesday December 4, 2013

BY ROLL CALL VOTE: FIVE AYES. FOUR NAYS - LEGISLATORS ALBANO, CASTELLANO, LOBUE & OLIVERIO.

Item #8 – Designation of Official Newspaper was next. Chairman Othmer moved the following; seconded by Legislator Oliverio:

RESOLUTION #6

DESIGNATION OF OFFICIAL NEWSPAPER

RESOLVED, that pursuant to Section 2.04 (k) of the Putnam County Charter, the following newspaper, to wit:

Putnam County Press

is hereby designated as an official newspaper of the County of Putnam for the publication of all concurrent resolutions, election notices, official canvasses, enactments and other matters required by law to be published for the year 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #9 – Designation of Official Newspaper was next. Legislator Scuccimarra moved the following; seconded by Chairman Othmer:

RESOLUTION #7

DESIGNATION OF OFFICIAL NEWSPAPER

RESOLVED, that pursuant to Section 2.04 (k) of the Putnam County Charter, the following newspaper, to wit:

Putnam County News & Recorder

is hereby designated as an official newspaper of the County of Putnam for the publication of all concurrent resolutions, election notices, official canvasses, enactments and other matters required by law to be published for the year 2013.

BY POLL VOTE: EIGHT AYES. ONE NAY - LEGISLATOR OLIVERIO. MOTION CARRIES.

Item #10 – Designation of Official Newspaper was next. Legislator Albano moved the following; seconded by Legislator Nacerino:

RESOLUTION #8

DESIGNATION OF OFFICIAL NEWSPAPER

RESOLVED, that pursuant to Section 2.04 (k) of the Putnam County Charter, the following newspaper, to wit:

Putnam County Courier

is hereby designated as an official newspaper of the County of Putnam for the publication of all concurrent resolutions, election notices, official canvasses, enactments and other matters required by law to be published for the year 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #11 – Permission for Legislature to Attend Conferences, Seminars & Official Business for the County was next. Legislator Castellano moved the following; seconded by Legislator LoBue:

RESOLUTION #9

PERMISSION FOR LEGISLATURE TO ATTEND CONFERENCES, SEMINARS & OFFICIAL BUSINESS OF THE COUNTY

RESOLVED, that Legislators and Legislative Staff be reimbursed for reasonable expenses incurred while attending conferences, seminars and official business of the County for the year 2013 for any such event costing under \$200.00. Any such event costing over \$200.00 will require the affirmative vote of a majority of the Legislature.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #12 – Authorization for County Auditor to Approve Erroneous Assessments Under \$2,500 was next. Legislator Gross moved the following; seconded by Legislators Nacerino and DiCarlo:

RESOLUTION #10

AUTHORIZATION FOR COUNTY AUDITOR TO APPROVE ERRONEOUS ASSESSMENTS UNDER \$2,500

WHEREAS, Chapter 515 of the Laws of 1997 authorizes a tax levying body, by resolution, to delegate to an official who is empowered to authorize the payment of bills without prior audit by such board, the authority to perform the duties of the tax levying body as specified in Section 556(8) of the Real Property Tax Law; now therefore be it

RESOLVED, that the County Legislature hereby delegates to the County Auditor the authority to review and approve applications for refunds of taxes due to erroneous assessments, whether by clerical error or unlawful entry, and where the recommended refund is \$2,500 or less; and be it further

RESOLVED, that pursuant to statute, this authority shall expire on December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #13 – Appointment/Legislative Representative/Cooperative Extension Board was next. Legislator Albano moved the following; seconded by Legislator Oliverio:

RESOLUTION #11

APPOINTMENT/LEGISLATIVE REPRESENTATIVE/COOPERATIVE EXTENSION BOARD

RESOLVED, that Richard T. Othmer, Jr. be appointed as the Legislative Representative to the Cooperative Extension Board for a period of one year, said term to expire on December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #14 – Appointment/Legislative Representative/Jury Board was next. Legislator Nacerino moved the following; seconded by Legislator Oliverio:

RESOLUTION #12

APPOINTMENT/LEGISLATIVE REPRESENTATIVE/JURY BOARD

RESOLVED, that Roger Gross be appointed Legislative Representative to the Putnam County Jury Board for a period of one year, said term to expire on December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #15 – Appointment/Legislative Representative/Region 3 Forest Practice Board was next. Legislator Oliverio moved the following; seconded by Legislators DiCarlo and Nacerino:

RESOLUTION #13

APPOINTMENT/LEGISLATIVE REPRESENTATIVE/REGION 3 FOREST PRACTICE BOARD

RESOLVED, that Barbara Scuccimarra be appointed Legislative Representative to the Region 3 Forest Practice Board for a period of one year, said term to expire on December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #16 – Appointment/Legislative Representatives/Putnam County Soil & Water Conservation District Board was next. Legislator Scuccimarra moved the following; seconded by Legislator Oliverio:

RESOLUTION #14

APPOINTMENT/LEGISLATIVE REPRESENTATIVES/PUTNAM COUNTY SOIL & WATER CONSERVATION DISTRICT BOARD

RESOLVED, that Richard T. Othmer, Jr. and Carl Albano be appointed Legislative Representatives to the Putnam County Soil & Water Conservation District Board for a one year term, said term to expire December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #17 – Appointment/Legislative Representative/Records Management Board was next. Legislator DiCarlo moved the following; seconded by Legislator Oliverio.

RESOLUTION #15

APPOINTMENT/LEGISLATIVE REPRESENTATIVE/RECORDS MANAGEMENT BOARD

RESOLVED, that Ginny Nacerino be appointed Legislative Representative to the Records Management Board for a one year period, said term to expire December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #18 – Appointment/Legislative Representatives/Putnam County Board of Health was next. Legislator LoBue moved the following; seconded by Legislator Albano:

RESOLUTION #16

APPOINTMENT/LEGISLATIVE REPRESENTATIVES/PUTNAM COUNTY BOARD OF HEALTH

RESOLVED, that Sam Oliverio, Jr. be appointed as Legislative Representative to the Putnam County Board of Health for a period of one year, said term to expire December 31, 2013; and be it further

RESOLVED, that Anthony DiCarlo will serve as an Alternate to the Putnam County Board of Health for a period of one year, said term to expire December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #19 – Appointment/Legislative Representative/Putnam County Agricultural and Farmland Protection Board was next. Legislator Castellano moved the following; seconded by Legislator Oliverio:

RESOLUTION #17

APPOINTMENT/LEGISLATIVE REPRESENTATIVE/PUTNAM COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

RESOLVED, that Dini LoBue be appointed as the Legislative Representative to the Agricultural and Farmland Protection Board for a period of one year, said term to expire on December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #20 – Appointment/Putnam County Representative/Catskill Regional Off-Track Betting Corporation Board was next. Legislator Gross moved the following; seconded by Legislator Oliverio:

RESOLUTION #18

APPOINTMENT/PUTNAM COUNTY REPRESENTATIVE/CATSKILL REGIONAL OFF-TRACK BETTING CORPORATION BOARD

RESOLVED, that Vincent Tamagna be appointed as the Putnam County representative to the Catskill Regional Off-Track Betting Corporation Board, for a one year term, said term to expire on December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #21 – Appointment/Legislative Representative/Fish & Wildlife Management Board was next. Chairman Othmer moved the following; seconded by Legislator Oliverio:

RESOLUTION #19

APPOINTMENT/LEGISLATIVE REPRESENTATIVE/FISH & WILDLIFE MANAGEMENT BOARD

RESOLVED, that Barbara Scuccimarra be appointed as Legislative Representative on the Fish and Wildlife Management Board, for a one- year term to expire on December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #22 – Approval/Appointment/Law Library Board was next. Legislator Albano moved the following; seconded by Legislator Oliverio:

RESOLUTION #20

APPROVAL/APPOINTMENT/LAW LIBRARY BOARD

RESOLVED, that Carl Albano be appointed to the Law Library Board for a one (1) year term, said term to expire December 31, 2013; and be it further

RESOLVED, that Dini LoBue shall serve as an Alternate to the Law Library Board for a one (1) year term, said term to expire December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item # 23 - Appointment/Legislative Liaison/Veterans Affairs was next. Legislator Nacerino moved the following; seconded by Legislator Oliverio:

RESOLUTION #21

APPOINTMENT/LEGISLATIVE LIAISON/VETERANS AFFAIRS

RESOLVED, that Roger Gross be appointed Legislative Liaison for Veterans Affairs for a period of one year, said term to expire December 31, 2013; and be it further RESOLVED, that Ginny Nacerino and Sam Oliverio, Jr. and Richard T. Othmer shall serve as Alternates as Legislative Liaisons for Veterans Affairs for a period of one year, said term to expire December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #24 – Appointment/Jail Physician was next. Legislator Oliverio moved the following; seconded by Legislator Albano:

RESOLUTION #22

APPOINTMENT/JAIL PHYSICIAN

RESOLVED, that Michael Nesheiwat be appointed Jail Physician for a period of one year, said term to expire December 31, 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #25 – Approval/Authorization/Legislators to Attend January New York State Association of Counties Conference was next. Legislator Scuccimarra moved the following; seconded by Legislator Oliverio:

RESOLUTION #23

APPROVAL/AUTHORIZATION/LEGISLATORS TO ATTEND FEBRUARY NEW YORK STATE ASSOCIATION OF COUNTIES CONFERENCE

WHEREAS, six Legislators and Legislative Counsel have requested permission to attend the New York State Association of Counties Conference to be held in Albany, New York in February 2013 for registration and lodging total expenditure of approximately \$669 per person; and

WHEREAS, the Putnam County Legislature has reviewed and approves their requests; now therefore be it

RESOLVED, that six Legislators and Legislative Counsel are authorized to attend the New York State Association of Counties Conference to be held in Albany, New York in February 2013.

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #26 – Approval/Purchasing Department/Identifying Individuals Responsible for Purchasing was next. Legislator DiCarlo made a motion to move the following; seconded by Legislators Oliverio and Albano.

RESOLUTION #24

APPROVAL/PURCHASING DEPARTMENT/IDENTIFYING INDIVIDUALS RESPONSIBLE FOR PURCHASING

WHEREAS, Section 140-1.5 of the Putnam County Code (Procurement Policy) requires the Legislature to annually identify the individuals responsible for purchasing and their respective titles; now therefore be it

RESOLVED, that the Putnam County Legislature re-affirms the County's Procurement Policy as contained in Chapter 140 of the Putnam County Code and identifies the following individuals and their respective titles as the individuals responsible for purchasing:

- a. Alessandro Mazzotta, Director of Purchasing
- b. Cynthia Ann Jaffre, Principal Account Clerk
- c. Elizabeth Duffy-Rau, Project Coordinator
- d. Michele Pinto, Account Clerk

BY POLL VOTE: ALL AYES. MOTION CARRIES.

Item #27 – Recognition of Public

Harry Sherblom, Chairman of the Putnam County Joint Veterans Council, read a letter addressed to County Executive Odell from the Chairman and Delegates of the Putnam County Joint Veterans Council. It stated that the Council discussed the position taken by County Clerk Sant with respect to the FOIL request by the Journal News asking for the names and addresses of registered gun permit owners. The Council believed that the County Clerk was justified in refusing to release this information. They believed the safety and security of all Putnam County residents would be at risk. The Council supported Putnam County government on this issue.

Karl Rohde, founder Chairman of the Putnam County Joint Veterans Council and Director of Veterans Affairs, wanted to read a statement made by the Putnam County Joint Veterans Council during their discussions on this issue. He stated that the Putnam County Joint Veterans Council understands that while they represent all the Veterans of Putnam County, they do not speak for all of them. However, they do believe in this case they are speaking for a vast majority of their fellow Veterans. They took up arms to defend this wonderful nation against all enemies, whomsoever. While they represented a volume of Veterans from the second World War, up to and including the current conflicts, their goals were always the same; protect those who could not be protected and defend those who need to be defended. To that point they are offering themselves to their County Officials to help defend our children in their schools. Defend them so they can go about their duties as children and not have to live in fear. They will once more do what they are trained to do and what they have done in the past, they will defend the United States from all of our enemies whomsoever.

Don Hall, Putnam County Press, thanked the Legislature for designating the Putnam County Press as an official newspaper of the County.

Item #28 – Recognition of Legislators

Legislator DiCarlo wished everyone a Happy New Year and welcomed the newly elected Legislators. He stated that the Legislative body is a body that debates issues. He stated that seeing what just happened on the State level, there seems to be that decisions were made behind closed doors and our State Legislators didn't have open debates for a week

with respect to which direction we should take. He stated that, with respect to the County Legislature, it is part of our job that we have healthy debates during 2013 and that we do what is best for the people of Putnam County.

Legislator LoBue also wished everyone a Happy New Year and congratulated all the new members of the Board. She stated that there are two branches of government. The Legislature has to be independent and discuss issues openly at our Committee meetings. She believed it was very important to represent our constituents.

Legislator Castellano wished everyone a Happy New Year and stated that he looked forward to working with everyone to create a better Putnam County.

Legislator Gross wanted to wish everyone a Happy, Healthy New Year. He is looking forward to a positive and successful year for Putnam County.

Legislator Albano wished everyone a Happy New Year. He congratulated the newly elected Legislators and stated that he looked forward to working with everyone.

Legislator Nacerino wished everyone a Happy New Year and stated that she looked forward to working with her colleagues.

Legislator Oliverio wished everyone a Happy New Year and congratulated Legislator Othmer on his appointment as Chairman of the Legislature.

Legislator Scuccimarra also wished everyone a Happy New Year. She stated that she was happy to be a part of the Legislature and stated that she had a great respect for each and every one of her fellow Legislators. She was looking forward to a very productive year.

Chairman Othmer stated that he would do his very best as Chairman of the Legislature and intended on promoting good communication between the Legislature and the Administration. He stated that we will respect the two levels of government but will work together to get things done.

There being no further business, at 7:44 P.M., Legislator LoBue made a motion to adjourn; seconded by Legislator DiCarlo. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.