

**PHYSICAL SERVICES COMMITTEE
TO BE HELD IN ROOM 318
PUTNAM COUNTY OFFICE BUILDING
CARMEL, NEW YORK 10512
(Chairman Albano, Legislators Othmer & Scuccimarra)**

Wednesday

5:30p.m

June 12, 2013

The meeting was called to order at 5:30 p.m. by Chairman Albano. He requested that Legislator Othmer lead in the Pledge of Allegiance. Upon roll call Chairman Albano and Legislators Othmer and Scuccimarra were present.

Chair Albano made a motion to accept the additional and waive the rules; seconded by Legislator Oliverio. All in favor.

Item #3) Approval/ Physical Services Meeting Minutes/April 15, 2013

The minutes were approved as submitted.

Item #4) Presentation/ Bike Path Country/Bike Path Signage Proposal

Commissioner Pena stated that as far back as 2010, impacts of the costs for the bikepath have been realized. He stated that the cost of the path is estimated at \$100,000 per year. He stated that the proposal for signage then came into play.

Legislator Oliverio asked when the request for proposal was released.

Director of Purchasing Alex Mazzotta stated that it was in early January.

Legislator Oliverio questioned the number of people who applied for it.

Director Mazzotta stated the number was one.

Legislator Oliverio questioned how they advertised.

Director Mazotta stated they advertised through official newspapers and Bid Net, a bid hosting website.

Richard O'Keefe, owner of BikePath Country, stated that they are going to create a revenue stream for Putnam County that has no cost to the County or the taxpayers. He stated that they would like to have this specifically tailored to the County. He called it a true public/private partnership in which Putnam will receive 50% of the revenue at no cost. He stated that anything done by the company will be approved by the County.

Legislator Oliverio questioned why a mailing was sent out to businesses inviting them to come and learn about the Trails on Putnam when the Legislature was not aware.

Mr. O'Keefe stated that they spoke to the County Executive's Office.

Legislator Oliverio stated that the County Executive is a separate branch of government and it is the Legislature who approves the money. He stated that this is not transparent.

County Executive MaryEllen Odell stated that the Executive Office is not trying to cut the Legislature out of the process. She stated that they are not trying to exclude anyone and she did not send it out.

Legislator Oliverio stated that the referenced mailing had the County Seal and County Executive Odell's signature. He clarified he was reacting to Mr. O'Keefe's statement of transparency and open government.

Mr. O'Keefe stated that they do not want to deter from working closely with the County and believes it is a true public/private partnership. He stated that people do not like signage on the bike trails, and agreed with this himself. He stated that the signs that are up now are not ecologically friendly. He stated that his signs are made of "green" cardboard and are guaranteed to last ten years.

Legislator Othmer questioned if the signs shown in his presentation were going to be consolidated into one sign.

Mr. O'Keefe stated that yes, that consolidation is his plan. He also mentioned that he would like to increase safety on the trail. He stated that instead of having a sign for the rules of the bikeway, he wants to have a map, which is more likely to be looked at. He stated that having a map with the rules posted next to it may make it more apparent to users of the path. He stated that these signs are not typical Department of Transportation signs, but are recycled cardboard. He stated that as for mile markers, he proposed to have them logged for the Police and Fire Departments so they know better where someone is. He listed benefits including a long term source of income and creating a safer, cleaner trail way. He stated that community benefits are that it will stimulate use of the trail way by residents of Putnam County as well as out of town visitors, it will provide local jobs, and it will promote local shopping. He stated that safety benefits are having safety reference points on the path. He stated that other benefits include creating a revenue stream for Putnam County, the consolidation of signs, and to beautify the bikepath.

Legislator DiCarlo questioned what the total number of signs with sponsorship opportunities posted monthly would be.

Mr. O'Keefe stated that the model is to have a marker every half mile, which would be 24 markers on both sides for a total of 48.

Legislator Othmer questioned how many signs would be reduced with the consolidation.

Mr. O'Keefe stated that they had not done a count, but he could get that information.

Legislator DiCarlo questioned who would be responsible to remove graffiti and vandalism from the signs.

Mr. O'Keefe stated that it is part of the agreement and the company will clean the vandalized sign within 24 hours or if needed, replace a sign within ten days.

Legislator DiCarlo questioned if the County will be able to look at the company's books to see how much money is brought in.

Mr. O'Keefe stated that yes; this would be written in the contract.

Legislator LoBue stated that some complaints she had received were that they are a private, for-profit company and will be profiting off of County property. She estimated the cost of the signs to be \$168,000.

Mr. O'Keefe stated that the initial cost is on BikePath Country. He stated that the amount needed for the signs is subtracted from the money coming in. He stated that the remainder is split between the County and the company.

Legislator LoBue questioned whether there was a current signed contract between the County and the company.

Mr. O'Keefe stated there was no signed contract.

Legislator LoBue stated she heard that the company was soliciting advertisements and saying they had a contract with Putnam County.

Mr. O'Keefe stated this was not true. He stated that the miscommunication may have happened through the invitation to their event at the golf course where their goal was to only inform people about the program.

Legislator LoBue questioned how the event is being paid for.

Mr. O'Keefe stated that BikePath Country rented the hall at their expense.

Legislator LoBue stated that the invitation stated a sponsorship opportunity. She questioned why this was stated in a way that sounded like a contract was in place.

Mr. O'Keefe stated that the event is meant to be informational.

Legislator LoBue stated that BikePath Country had a signed contract with the RDC Golf Course from January 2012 and questioned how much money they received.

Mr. O'Keefe stated they did not make any money. He stated that signs were put up for free and no sponsorship was sold.

Legislator LoBue questioned which municipality they were in so the County can see that they are making a profit.

Mr. O'Keefe stated they have not generated any money.

Legislator Nacerino questioned what the revenue split is.

Mr. O'Keefe stated the split is 50%/50% after expenses.

Legislator Nacerino stated that it is important to have the signs up for safety as well as for aesthetics.

Legislator Oliverio stated that two years ago the company came and stated they had done work in Florida.

Mr. O'Keefe stated this was in Pinellas County in Florida.

Legislator Oliverio stated that he is very familiar with the path and it has a pristine nature to it. He stated that he does not want billboards on the bikeway. He questioned why signs are needed and what this is about. He stated there are plenty of tax dollars to cover the maintenance of the path.

Legislator Othmer stated there are signs now that are metal which rust and get knocked down. He stated that if the metal signs can be taken and consolidated in a 4 to 1 ratio and put informative maps on them, he does not see a problem. He mentioned the 2% tax cap that the County is under. He stated that there is an opportunity to partner with an informative and safe addition to the trail. He stated that he does not have any qualms with the company profiting from this as the purpose of a company is to be successful and make money.

Legislator Scuccimarra stated that bikepaths are all over and they need to be maintained. She stated that the County must be mindful of where money is going and how it is coming in.

Pat Schleman stated that she agreed with Legislator Oliverio.

Anita Olivia stated that she does not understand the consolidation of the signs if 48 are being put up.

Jennifer Maher, Chairwoman of the Putnam County Chambers of Commerce, stated that the Chamber did put their logo on the invitation and that BikePath Country is also a member. She stated a topic spoken about often is how to leverage those who come in from out of the County and use the path. She stated that the signs are beautiful, but they do need to be regulated so they do not take away from the experience. She stated that the Mahopac/Carmel, Brewster, and Putnam County Chambers of Commerce are supporting the signage.

Gerry Ravinsky stated that we are bombarded with advertisements everywhere we go. He stated that the bikepath returned us to nature. He agreed with having safe trails, but not with advertising.

Lynn Schmidt stated she supports the signs from BikePath Country. She questioned what the size of the advertisement would be on the sign.

Mr. O'Keefe stated the size of the advertisement on the sign would be 10% or less.

Ms. Schmidt stated this is a win/win as the signs are providing safety features, mile markers, and maps. She stated that she prefers these signs over the metal rusted signs and the maintenance is covered by the company and it is not a concern for the County.

Bernie Kosberg questioned if this is a good idea, why the County did not first turn to the Disabled American Veterans as they are looking for work. He stated that if this is being looked at as an investment in the community, Veterans should have been the first ones considered.

Pat Capozza stated an idea for Unilock markers which are embedded in the ground so signs do not need to be seen. She also questioned who is in charge of this matter.

Legislator Othmer stated that the Legislators will vote on it.

Judith Ravinsky stated that Putnam County is where the country begins. She stated that she would like to keep this country. She stated that it says nowhere that nature must be commercialized. She stated that Richard O'Keefe said his bottom line was giving back to the community, but she feels his bottom line is the money he is making.

John Ocody stated he is well aware of the trail and its benefits. He stated that local bike stores are not interested in the signage on the trail.

Debbie Ramsey stated that the trail has been there for a long time and is in beautiful condition. She stated that this topic does not make sense as BikePath Country has no track record and has not made any money. She stated that if their business was to flop, the responsibility would then fall on the County.

Lynne Eckardt from the Town of Southeast stated they just passed a sign ordinance to eliminate political and advertisement signs. She questioned who has the ultimate decision to say what is allowed on the signs.

Jim Heppenger stated he is in favor of having maps on the trail. He questioned where the signs will be manufactured.

Mr. O'Keefe stated that Putnam County will have the final word on who can advertise and where the signs are made. He clarified that BikePath Country is not a sign business, they are a sponsorship business.

Mr. Heppenger stated that having advertisements letting the bikepath users know where things are (Deli .25 miles to the right) is a great idea so they know how much further they need to go.

Legislator DiCarlo stated that there has been a discussion on who can approve this. He stated that it originally came under the Procurement Policy from the Executive Branch, not needing Legislative approval. He stated that the two branches of government must discuss this.

Legislator Oliverio stated that the County has two branches of government and this has not been transparent. He stated that the Legislature does not know what the contract looks like. He stated that the Legislature is closest to the people because each Legislator represents a smaller contingency, yet, a sponsored meeting is being held five days from the date of this meeting without the knowledge of the Legislature until now.

Legislator LoBue questioned Director Mazzotta about the protocol of the RFP process. She asked when a company submits information and it is checked, she questioned what is done if the information is inaccurate.

Director Mazzotta stated when backgrounds are done and something turns up to not be accurate, the company is reached out to to seek clarification.

Legislator Nacerino stated that in this meeting, there is an open dialogue and the Legislative branch is involved. She stated that there were viable concerns raised. She further stated that

as of now, this topic is still negotiable. She stated that the focus needs to be put on the safety aspect rather than the advertising.

Legislator Gross stated that he has received many phone calls and emails from constituents stating their opposition to commercialization of the bikepath, however, mile markers are wanted.

Chairman Albano stated the Administration and Legislators are trying to think out of the box while keeping safety and costs in mind. He stated that he is in favor of informational signs on the bike path, but does not want advertising. He stated that his main concern is keeping the trails safe and providing the information and it would be helpful to have a partnership with someone who would watch the trails. He stated that he thinks this will benefit Putnam County. He stated that he wants to give this a chance, and if it ends up failing then the signs will come out. He asked for more suggestions.

Ms. Schleman questioned if anyone was familiar with Copeg Falls. She stated that it is a campground and past the information desk where maps are available, there are no signs.

Chairman Albano stated that liability is a concern and the County is responsible.

Ms. Olivia questioned if this was going to be a pilot program.

Chairman Albano stated that no contract was discussed, but if it does not work it will stop.

Legislator Othmer stated that on Mount Marcy, the highest point in New York State there are signs and maps along the way. He stated that Copeg Falls is hard to get lost on.

Chairman Albano stated that the invitation says people are able to come to learn about a concept. He stated that this issue is not over and that decisions will be made by those who have the authority.

Legislator Oliverio stated that by Charter, the Legislature has the ability to rule on financial matters. He questioned what the breakdown was on the maintenance of the trails.

Commissioner of Highways & Facilities Fred Pena stated that labor and material was about \$90,000 and is expected to rise. He stated that he will come back with a per hour cost for labor and materials.

Item #5) Discussion /Proper Protocol/Putnam County Bike Path Signage Program

First Deputy County Attorney Andrew Negro stated that the Law Department is still doing research on the matter. He stated that it depends if the deal is structured in real property or services at random.

Legislator Oliverio stated we oversee our County property and we are handing it to a private corporation to make money.

First Deputy County Attorney Negro stated he did not disagree with Legislator Oliverio. He stated that if it is structured as real property the Legislature would vote on it.

Chairman Albano stated that it sounds to him like another hearing is going to happen including legal opinions.

Legislator DiCarlo stated that we are wasting attorney time looking at something that should be worked on together by the Legislature and the Executive. He stated that he does not think the County Executive, based on the meeting tonight would come back and want to work on it together.

Legislator Othmer questioned if it would be similar to the Adopt-a-Road sign.

First Deputy County Attorney Negro stated that the Adopt-a-Road is different because they are not making money.

Legislator LoBue stated that two weeks prior to this meeting, Commissioner Pena stated that they did not need Legislative approval and that is why we are here. She questioned why we are bending over backwards to establish a company.

Chairman Albano stated that the contract needs to be looked at and nothing will happen until the process is gone through.

Legislator LoBue stated that this is a black eye on the County. She questioned where the benefit is if there is no profit coming in.

Chairman Albano stated that he sees benefit not in money but in the increased safety on the trail due to the mile markers. He said the signs may make the trail more user-friendly and attract people to the bikepath and make them more comfortable. He stated that with a higher comfort level, it may encourage people to go farther on the trail or to shop Putnam.

Legislator Nacerino stated she does not think the County Executive will alienate the Legislature. She stated that she thinks the County Executive will embrace both the Legislature and the input that came from the meeting.

Item #6) Update/Executive Report Transportation Task Force/Update

Commissioner of Planning Anthony Ruggiero stated both he and Planning Department Transportation Manager Vincent Tamagna did a comprehensive review of their transportation network and it was fascinating. He stated that the task force did a phenomenal job. He stated that there are 26 recommendations and all stakeholders were spoken to. He stated that at first, their main focus was their buses but the focus grew.

Transportation Manager Tamagna stated the task force met for 22 weeks and a lot of good work came out of it. He stated that they were charged to improve transportation and the recommendations made will go to the Advisory Board. He stated that they conferred with the Planning Departments in Orange, Dutchess and Ulster Counties and found out how they made their improvements, looked at regional bus lines as well as Metro North. He stated that the first recommendation is to transition the Task Force into an Advisory Council. He stated that the total cost for transportation in the County is over \$2.3 million and there are 168,331 rides. He stated that there are long routes, which was the biggest complaint received while riding, areas without service, and missed destinations. He stated that today, they need to brand and market. He stated that the fare will be decreased and ridership will be increased. He stated that service will be extended to weekends and holidays and route frequency will be improved. He stated that coordination with the other bus lines such as the Leprechaun, Bee-Line, Short line and the Heart Line is necessary. He stated that where there is duplication of the routes there is damage to the air quality and the infrastructure of the roads. He stated that the fare box is just 20% of the revenue collected, while 37% is Federal and State reimbursement. He stated that in decreasing the fare, the hope is to then have more riders which will make up the difference. He stated that the buses should be branded so they are recognizable and attractive. He stated that the stops should have benches and shelters and the schedules should be more available to people and should be easy to read. He stated that connections should be made with the places people would like to go and the route should be advertised for special events. He stated that inter-county transportation is being considered as there are aspects such as the bikepath that are not available on the west side of Putnam. He stated that surveys were given with 142 responses. He stated that the majority cited that they were not interested in public transportation. He stated that as this is not an urban area and those who are using the buses really do need them. He stated that the top three responses to the survey question, "What would you use public transportation for?" were employment, shopping, and medical, however, another common response was worship. He stated that the buses do not run on Saturday nights or Sundays, but this is being looked at. He stated that the Office for the Aging is another system that runs. He stated that the transportation keeps seniors in their homes longer. He stated that in the senior survey there was a 45% response and 70% stated they would use public transportation. He stated that half knew that there was transportation available to them. He stated that there was also a Pre-K survey sent out to parents which had a 21% response rate. He stated that 94% used transportation services for their child and that 59% of the responders stated their child needed a monitor on board the bus. He stated that it

is recommended that seniors work as the monitors on the buses, which would require a two-hour training. He stated that there is a Federal reimbursement for parents who transport their children themselves which only 65% knew about. He stated that the Pre-K Early Intervention had over a 93% satisfaction rate. He stated that the cost of transporting children is \$23,519 per child. He stated that they have met with school superintendents from Putnam and Lakeland school districts. He stated that partnerships need to be forged to lessen these costs. He stated that possible relocation to Putnam County of the services needed by these students was discussed. He stated that through ADA regulation, ParaTransit must provide service for those with physical handicaps. He stated that on this survey, there was a 40% response rate and that 18% percent of people were denied ParaTransit because they were beyond the $\frac{3}{4}$ mile. He stated that 455 people are now eligible for ParaTransit, but in April only 137 people used it. He stated that their recommendation is to have a County wide ParaTransit with no restrictions, Putnam ParaPlus. He stated that as for what comes next, there must be a Transportation Consultant who can put the routes on paper and help through the Federal regulations. He stated that this must be done prior to the RFP going out. He stated that there must be a public hearing to change the fare and the trolley schedule. He stated that duplicate routing must be eliminated and routes must be shortened. He stated that this is not the end, but just the beginning.

Legislator Oliverio stated that this is outstanding and applauded all who were involved. He stated that the County Executive put forward a great initiative.

Ms. Schleman stated that she is from the Town of North Hempstead and they provide free taxi rides for their senior citizens. She stated that she paid school taxes for 26 years without having a child go through the public school system and she feels some of this money should come back around.

Chairman Albano questioned if the 37% coming back from the Federal Government was from riders or mileage.

Transportation Manager Tamagna stated it is from riders on the bus and passenger miles.

Chairman Albano stated that in order to get people interested in riding the bus, perhaps a free day or week would entice them.

Legislator Scuccimarra stated this is excellent and questioned what the next step is.

Chairman Albano stated that the next thing should be to hire a Transportation Consultant.

Transportation Manager Tamagna stated he would like to have the funds for a Transportation Consultant moved to the Full Meeting immediately.

Commissioner Ruggiero stated that there is a review every three years done by the Federal Government.

Legislator Othmer questioned where we go from here.

Transportation Manager Tamagna stated this needs to be moved to Audit to get the Transportation Consultant in. He stated that it is a one-time fee of \$50,000 as this is not a permanent position.

Legislator LoBue stated her congratulations toward Transportation Manager Tamagna on a job well done. She stated that this cannot wait a month until the next Audit meeting.

Transportation Manager Tamagna stated that the RFP must be out by the end of July and time is tight.

Legislator Nacerino stated that the presentation was very well done. She stated that as a member of the Audit and Administration Committee, she is supportive of the Transportation Consultant.

Judy Terlizzi stated her thankfulness toward the Legislature for getting this done. She stated that she had come last fall and spoke about how critical the transportation is. She stated that at the bus stop at Value Village, there is an uncovered bench to wait for the bus. She stated that this is uncomfortable in poor weather.

Commissioner Ruggiero stated the stop at Value Village was moved by the plaza owner which makes it tough to regulate.

Jennifer Maher stated that this re-launching of the public transportation is working well with Tourism and Economic Development.

Director of the Office for the Aging Pat Sheehy stated that there are now 7 senior housing centers and those who are 65 and older are an untapped ridership.

An individual who did not give their name questioned if there were any thoughts on having the buses running later at night.

Transportation Manager Tamagna stated these are the types of things that are being thought about.

Ms. Olivia questioned if the Office for the Aging will go to doctor appointments.

Director Sheehy stated they transport to doctor appointments, however physical therapy is not yet transported to as they are not legally able to do so.

Joe Bravo from Putnam Independent Services stated that he is concerned about the budget and questioned where we are going in the next budget process.

Chairman Albano stated that efficiency is the goal.

Legislator Othmer stated this is something we can make self-sufficient. He stated that otherwise, things such as Road Patrol will need to be cut.

Legislator DiCarlo stated this was his recommendation. He stated that it was difficult to get everyone's opinion if they are not giving it. He stated that he whole heartedly supports having a Transportation Consultant come in. He stated that the County Executive is who has to set in motion what parts will be put in the budget.

Legislator Nacerino questioned how the Advisory Council will be comprised.

Transportation Manager Tamagna stated it will be made up of the current Task Force with some additional people.

Lonna Kelly from Putnam Independent Living Services stated those who are riding the bus have a median income and do not own vehicles.

Mr. Kosberg questioned if there has been an investigation on the cutting edge transportation being used.

Transportation Manager Tamagna stated that yes there is a model community in Boulder, CO. He stated that they move people via bikepaths and public transportation and this will be looked at even closer.

Legislator Othmer made a motion to move the \$50,000 for a Transportation Consultant to Audit; Seconded by Legislator Scuccimarra. All in favor.

**Item #7) Discussion/Water Operator Certification for Three (3) Employees/\$10,500/
Highways & Facilities Department**

Commissioner Pena stated it was brought to his attention that the current certified water operator will be soon retiring. He stated that the new person to fill this spot will require training and education. He stated that as Anne Bittner is not certified to train, this must be done elsewhere. He stated that the education component is \$500 per person and the training cost is \$1,500 per month for six months for a total of \$10,500.

Chairman Albano questioned if it is possible that there are certified people who may be looking for a job.

Commissioner Pena stated there are companies that do it, but they are quite expensive.

Legislator Othmer made a motion to move the \$10,500 to Audit; Seconded by Legislator Scuccimarra. All in favor.

**Item #8) Discussion/Repair of Sidewalk, Curb & Stair Hazards/County Facilities/
Highways & Facilities Department**

Commissioner Pena stated there is a safety issue regarding the sidewalk. He stated that at the Kern Building, Koehler Center, Planning Department, Donald B. Smith Campus and Law Department there are 1,425 square feet of sidewalk repair. He stated that these are high risk conditions that should be repaired. He further stated that a contractor for only sidewalks, no staircase work, was estimated at \$85,000. He stated he thinks there will be more repairs as they continue to look and to plan for about \$150,000 to go towards these repairs. He stated that funding should be available as the needed repairs are evident as the County is responsible for the repairs.

Legislator Othmer questioned if there was an RFP to pull the flat work company in to do the work. He also questioned is Commissioner Pena wanted to bring this to the budget process or move it to Audit.

Commissioner Pena stated that was correct. He stated he needed to check the current funding available. He stated that this can either be funded for the estimated \$85,000 for the flat work for this year and continue on year by year.

Legislator Othmer stated he would like to avoid lawsuits and would rather have the repairs take place as they happen.

Chairman Albano stated there are contracts in place for when sidewalks need to be done based on a square footage amount.

Chairman Albano made a motion to accept the additional; Seconded by Legislator Scuccimarra. All in favor.

Legislator Scuccimarra questioned if a budget line should be created.

Commissioner Pena stated he thinks so.

Legislator Othmer stated since there is not a RFP, he questioned if a local company would need to supply the concrete.

Legislator DiCarlo stated that this needs to be checked with Commissioner of Finance Bill Carlin and ask if there is any money in the capital reserve fund created last year.

Legislator Nacerino stated on the town level a capital reserve fund could not co-mingle with anything but what it was created for.

Chairman Albano stated this will be explored and if it ends up that the money cannot be used for this purpose, then they will move on as this needs to be done.

Legislator Othmer made a motion to move \$150,000 to Audit; Seconded by Legislator Scuccimarra. All in favor.

Item #9) Update/NYS DOT Red Flag- Morningthorpe Bridge/ Highways & Facilities Department

Commissioner Pena stated the Morningthorpe Bridge in Southeast was built in 1987 after the decay of the former bridge which was built in 1890. He stated that New York State Department of Transportation (DOT) red flagged the bridge and technically it must be closed. He stated that an agreement with the DOT is being looked at to retain pedestrian traffic as that seems to be alright for now. He stated that the bridge is in serious decay and the estimate to replace the bridge is \$4 million. He stated that an idea came about to donate the bridge as solely a pedestrian bridge, but the current bridge would need to be removed and replaced with a new pedestrian bridge.

Legislator LoBue questioned if it is the estimated \$4 million was for the same bridge to replace the old one or for the pedestrian bridge.

Commissioner Pena stated it was for a road bridge.

Legislator LoBue stated that the residents could possibly reach out to their Congressmen or State Senator.

Legislator Gross stated he looked at the bridge with a photographer for The Journal News and they discussed a covered walking bridge.

Erin Maher, from the Landmarks Preservation Society of Southeast, stated this could not get historic funding because it does not have historic significance. She stated there are many bridges in the Village of Brewster that need repair or replacement. She stated that the Village of Brewster has been suffering since 2008. She stated this has been consistently neglected since 1994.

Rick Stiecker, a Village Parking Enforcement Officer, stated that the Route 6 Bridge is a State bridge. He stated that when the road portion was blocked, a lot of people would walk across the bridge and asked to try to get the sidewalk portion open.

Chairman Albano stated that this will be looked at however it is a short term solution and we need to look into the future.

Erin Maher stated that ideally both the vehicle and pedestrian sides would be open. She stated that for now, just a pedestrian bridge would be fine.

Legislator Othmer questioned if this is being worked on to get the pedestrian side open.

Commissioner Pena stated this is being worked on.

Legislator Castellano stated that the gas line on the pedestrian side is a major issue. He also stated that GPS directs you toward the bridge.

Item #11b) Dated: May 29, 2013 From: First Deputy County Attorney Negro To: Hon. Carl Albano Re: Tilly Foster Farm 2011 Financial Report and Operating Report/FYI

First Deputy County Attorney Negro stated the Law Department does not have a copy of the 2011 financial statement.

Legislator LoBue stated that according to the lease, they are supposed to provide financial reports. She stated that a lot of marketing material is being presented as financials. She stated that the financials coming from the Farm are not detailed. She further stated that she would like to go through the proper channels.

Item #10) Approval/Resolution Amending Resolution #206/2011-Golf Course Paving Project/ Highways & Facilities Department

Commissioner Pena stated they received a grant from East of Hudson to do water quality improvements.

Chairman Albano questioned the pervious pavement.

Commissioner Pena stated it was accepted by DEC, not DEP.

Chairman Albano questioned if it was decided that they are going with pervious pavement in the form of blacktop.

Commissioner Pena stated they are going with impervious pavement for a section of it.

Deputy County Attorney Danielle Harris stated that in 2009 the Highway Department came to the Legislature and got approval to apply for a grant for water quality improvement. She stated that it involved a flexi pave type pavement. She stated that in 2011 the Legislature approved using the County's East of Hudson WQIP funds. She stated that they did a 50/50 match in the resolution and under the terms of the grant, 50/50 was not required, only 25% of the amount awarded was required. She stated that since the beginning, some issues between regulatory issues arose.

Chairman Albano stated his concern with credits that will offset the impervious pavement.

Commissioner Pena stated we are losing 29,000 square feet of pervious credits by paving the parking lot. He stated that the DEP does not support pervious pavement.

Legislator Othmer questioned if the cart paths are going to be pervious.

Commissioner Pena stated that this is being looked at.

Chairman Albano stated his concern with losing credits and suggested paving less.

Deputy County Attorney Harris stated that the purpose of the cart paths is to recapture credits.

Commissioner Pena stated they were happy with phosphorous removal.

Legislator Othmer stated that if catering is trying to be improved, it needs to be more attractive.

Chairman Albano stated his support of valet parking. He stated that retention areas create credit.

Deputy County Attorney Harris stated that in this project, we are losing credits.

Deputy Commissioner of Highways & Facilities John Tully stated that the DEP is not as concerned with the phosphorous removal credits as the DEC.

Legislator Othmer made a motion to approve the amendment of resolution #206; Seconded by Legislator Scuccimarra. All in favor.

Item #11a) Dated: May 24, 2013 From: Commissioner Pena To: Legislator Oliverio Re: Peekskill Hollow Road Weight Restrictions/FYI was duly noted.

Item #12) Other Business - None

There being no further business, at 8:45 p.m., Legislator Othmer made a motion to adjourn;
Seconded by Legislator Scuccimarra. All in favor.

Respectfully submitted by Beth Green, Administrative Assistant.