

**REGULAR MEETING
OF THE
PUTNAM COUNTY LEGISLATURE
HELD IN THE
HISTORIC COURTHOUSE
CARMEL, NEW YORK 10512**

Wednesday

November 6, 2013

7:00 P.M.

The meeting was called to order at 7:02 P.M. by Chairman Othmer who requested that County Executive Odell lead in the Pledge of Allegiance. Upon roll call, Legislators Scuccimarra, Oliverio, Nacerino, Albano, Gross, Castellano, LoBue, DiCarlo and Chairman Othmer were present. Also present was Legislative Counsel Van Ross.

PROCLAMATIONS

Chairman Othmer requested that Anthony DiCarlo present the Michael E. Neuner Safety Award to Mr. Joseph Munch.

Legislator DiCarlo requested the Neuner Family to join him. He asked that one of the family members share the meaning behind this award. Legislator DiCarlo requested that Joseph Munch of the Mahopac Volunteer Fire Dept., Commissioner of Emergency Services Adam Stiebeling and any other members from the fire services to come up before the Legislature.

Commissioner Stiebeling also presented Joseph Munch with the Distinguished Service Award.

MICHAEL E. NEUNER SAFETY AWARD

WHEREAS, JOSEPH MUNCH, a 20+ year member of the Mahopac Volunteer Fire Department; who has served as a line officer multiple times and a Former Captain of Engine Company One, and who currently sits on the Department Board of Directors, is being awarded the Michael E. Neuner Fire Prevention and Safety Award; and

WHEREAS, this award is presented to a person or persons having made significant progress and commitment in advancing the cause of Fire Prevention and Safety in our community; and

WHEREAS, JOSEPH MUNCH has been nominated by his peers for his passion in education of fire prevention, it is therefore that the Bureau of Emergency Services awards JOSEPH MUNCH The Michael E. Neuner Award for his outstanding Fire Prevention Education and Safety Training Programs that have been received by thousands of school children, as well as adults and seniors throughout Putnam County; and

WHEREAS, JOSEPH MUNCH dedicates his time year after year to the development and enhancement of Fire Prevention and Safety Programs for children of various school grades and has developed an adult Fire Prevention and Safety Program which educates all adults on fire prevention and encourages parents to practice prevention with their children. JOSEPH is also developing a Senior Citizen Fire Prevention and Safety Program and is working on obtaining a fire prevention grant for a Fire Safety House as well; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby join the members of The Bureau of Emergency Services, their families, friends and fellow firefighters / EMS personnel in recognizing and congratulating JOSEPH "FIREMAN JOE" MUNCH on this well-deserved honor and thank him for a job well done.

Chairman Othmer requested that Legislator LoBue present the next proclamation to Joyce Picone and KC Anderson of the Putnam Arts Council.

50th ANNIVERSARY OF THE PUTNAM ARTS COUNCIL

WHEREAS, the Putnam Arts Council is celebrating its 50th Anniversary of inspiring, advocating, funding, and teaching the arts in the Putnam County Community; and

WHEREAS, since their inception in 1963 they have furthered and encouraged the visual, performing, cultural, and literary arts in the County through extensive cultural enrichment programming efforts such as, exhibitions, workshops, programs, performances, screenings, advocacy, and special events. The Council's programs also include a community re-grant program which brings funds to cultural and community non-profits for various arts projects; and

WHEREAS, the Putnam Arts Council assists individual artists, non-profits, and arts organizations in the community through professional development, grant writing assistance, access to work and office space, and access to materials and gallery space. The Putnam Arts Council also assists the arts community through scholarships, awards, internships, and teaching positions; and

WHEREAS, the Putnam Arts Council is a place where artists, arts enthusiasts, and spectators can go to enjoy, appreciate, learn, and share the arts in our community. The Council is truly a cornerstone for the arts community and has furthered Putnam's cultural appreciation for the arts for 50 years; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby recognize and congratulate the Putnam Arts Council on its 50th Anniversary. On behalf of the residents of Putnam County we thank you for your years of service and commitment to the arts in our community, and look forward to many more years ahead filled with the Arts supported by the Putnam Arts Council.

Chairman Othmer requested that Legislator Gross present the next proclamation to Barbara Hunt and Janice Ragazzo of the CADASIL Association.

Ms. Ragazzo, Associate Trustee of the CADASIL Association educated the audience on CADASIL and explained how this rare genetic disease affected her daughter.

CEREBRAL AUTOSOMAL DOMINANT ARTERIOPATHY WITH SUBCORTICAL INFARCTS AND LEUKOENCAPHALOPATHY (CADASIL) AWARENESS DAY – NOVEMBER 16, 2013

WHEREAS, CADASIL is an autosomal dominant gene, a mutation of the Notch 3 gene on Chromosome 19, that is an inherited form of cerebrovascular disease that occurs when the thickening of blood vessel walls blocks the flow of blood to the brain. Since it is a dominant gene this means that if a parent has the gene mutation their child has a 50% chance of inheriting the mutated form of the gene; and

WHEREAS, CADASIL is considered a rare and serious inherited disease that is under diagnosed. CADASIL is also often misdiagnosed as MS or other neurological disorders.

The onset of symptoms is usually from 35-50 years of age, but can occur as early as 20; and

WHEREAS, CADASIL causes multiple strokes and mini-strokes in adults, even young adults, often without hypertension and other cardiovascular risk factors. CADASIL patients have symptoms of seizures, migraines with aura, dizziness and balance/gait problems, visual disturbances, mood disorders such as anxiety, depression and apathy, cognitive and memory decline and finally Alzheimer's related dementia. CADASIL symptoms result from damage of small blood vessels, especially those within the brain; and

WHEREAS, there is currently no treatment or cure for this disease and little funding for one. The CADASIL Association was formed a little over a year ago to change that. The mission of the CADASIL Association is to raise awareness of CADASIL, ensuring it will be universally recognized and understood by the medical community, enabling patients to be correctly diagnosed. They are dedicated to helping patients, families, caregivers, and other supporters touched by CADASIL. They aim to unite patients and the medical community toward the common goal of treatments and, ultimately, a cure for this rare genetic disease, by promoting Communication, Advocacy, Research, and Education; and

WHEREAS, in their efforts to raise awareness of this devastating disease, the CADASIL Association is joining the CADASIL community in observing the fourth annual *CADASIL Awareness Day* on November 16, 2013; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim November 16, 2013 as *CADASIL Awareness Day* and urge all citizens to join them in this observance.

Chairman Othmer stated that Commissioner of Health, Dr. Allen Beals wanted to educate the public on a few items.

Dr. Beals explained that Putnam County has had their first hospitalization as a result of the Flu. He felt that it was very important that everyone be immunized. There will be a Point of Distribution Drill, for the Flu Vaccine, at the Health Dept. on Tuesday, November 12, 2013 which is free to the public.

Item #3 – Approval of Minutes – Regular Meeting – October 2, 2013
Budget Presentation – October 2, 2013
Public Hearing on Budget – October 2, 2013
Public Hearing on Budget – October 22, 2013

The minutes were approved as submitted.

Item #4 – Correspondence.

a) County Auditor

There was no activity during the reporting period.

AUDIT & ADMINISTRATION COMMITTEE
(Chairman Castellano, Legislators Albano & Nacerino)

Item #5a – Approval/Budgetary Amendment (13A071)/Commissioner of Finance/Sales Tax Revenue/Purchase Equipment/Putnam Golf, Inc. was next. Chairman Othmer recognized Legislator Castellano, Chairman of the Audit & Administration Committee.

On behalf of the members of the Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #247

APPROVAL/BUDGETARY AMENDMENT /COMMISSIONER OF FINANCE/UTILIZE SALES TAX REVENUE/PURCHASE EQUIPMENT/PUTNAM GOLF, INC.

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (13A071) to utilize sales tax revenues anticipated to be in excess of the adopted 2013 budget to purchase equipment for Putnam Golf, Inc. instead of borrowing pursuant to Resolution #70 of 2013; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Estimated Appropriations:

10990100 59020	Interfund Transfer – Capital Fund	295,000
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Increase Estimated Revenues:

10131000 411100	Sales Tax	295,000
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CAPITAL FUND:

Increase Estimated Revenues:

59901000 428601 51313	Interfund Transfer – General Fund	295,000
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Decrease Estimated Revenues:

05000 45710D 51313	Bond Proceeds – 2013	295,000
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2013 Fiscal Impact – 0 –

2014 Fiscal Impact – 0 –

BY POLL VOTE: EIGHT AYES. ONE NAY – LEGISLATOR LOBUE. MOTION CARRIES.

Item #5b – Approval/Budgetary Amendment (13A072)/Law Department/Highways & Facilities/Repair Guardrail Damage on County Roads was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #248

APPROVAL/BUDGETARY AMENDMENT/LAW DEPARTMENT/HIGHWAYS & FACILITIES/ REPAIR GUARDRAIL DAMAGE ON COUNTY ROADS

WHEREAS, the Law Department has requested a budgetary amendment (13A072) to cover the cost of repairing guardrail damage on County roads; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

Increase Revenue:

10511000 426801 Hwy-Road Machinery - Insurance Recoveries 58,864.60

Increase Appropriations:

10511000 54410 Hwy-Road Machinery - Supplies & Materials 58,864.60

2013 Fiscal Impact – 0 –

2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5c – Approval/Budgetary Amendment (13A075)/Commissioner of Finance/Capital Projects was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #249

APPROVAL/BUDGETARY AMENDMENT/COMMISSIONER OF FINANCE/CAPITAL PROJECTS

WHEREAS, as discussed in the Capital Projects Budget Meeting, the County is developing and implementing a new rating system of evaluating and prioritizing projects prior to submitting them to the Legislature for consideration; and

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (13A075) to remove Capital Projects proposed prior to 2012 which have not yet been funded or begun; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

CAPITAL FUND:

Decrease Estimated Appropriations:

51989000 53000 50054	Repairs – Contingency	980,547
55997000 53000 50124	Transit Parking Lot	135,000
55197000 53000 50216	Bridges & Culverts	1,000,000
55197000 53000 50218	Crosby Ave Realignment	350,000
55197000 53000 50219	Snake Hill Retaining Wall	400,000
55197000 53000 50221	Bridges & Culverts	1,000,000
55197000 53000 50225	Bridges & Culverts	1,050,000
55197000 53000 50228	Bridges & Culverts	250,000
55197000 53000 50230	Peekskill Hollow Bridge	600,000
55197000 53000 50231	Bridge & Approach Railing	495,000
55197000 53000 50233	Bridges	1,057,250
55197000 53000 50238	Bridges & Culverts	1,000,000
55197000 53000 50242	Bridges & Culverts	1,000,000
57997000 53000 50316	Putnam Golf Course Roof	125,000
57997000 53000 50325	Tilly Foster – Restrooms	250,000
57997000 53000 50326	Tilly Foster – ELC Meters	100,000

58989000 53000 50350	Putnam County Humane Society	1,796,046
51989000 53000 50354	Office Space Implementation	250,000
57997000 53000 50364	Putnam National Pavers	266,850
58389000 53000 51201	Storm Collection Pond	240,000
51997000 53000 51207	Space Study Revision	70,000
55997000 53000 51210	OFA Buses	<u>120,000</u>
		12,535,693

Decrease Estimated Revenues:

05000 457101 50054	Serial Bonds – Repairs – Contingency	980,547
05000 45710B 50124	Serial Bonds – Transit Parking Lot	135,000
05000 457101 50216	Serial Bonds – Bridges & Culverts	1,000,000
05000 457101 50218	Serial Bonds – Crosby Ave Realignmt	350,000
05000 457101 50219	Serial Bonds – Snake Hill Retaining Wall	400,000
05000 457101 50221	Serial Bonds – Bridges & Culverts	1,000,000
05000 457101 50225	Serial Bonds – Bridges & Culverts	1,050,000
05000 457101 50228	Serial Bonds – Bridges & Culverts	250,000
05000 457101 50230	Serial Bonds – Peekskill Hollow Bridge	600,000
05000 457101 50231	Serial Bonds – Bridge & Approach Railing	495,000
05000 457101 50233	Serial Bonds – Bridges & Culverts	211,450
55197000 435971 50233	State Aid – Bridge Repair	169,160
55197000 445971 50233	Federal Aid – Bridge Repair	676,640
05000 45710A 50238	Serial Bonds – Bridges & Culverts	1,000,000
05000 45710B 50242	Serial Bonds – Bridges & Culverts	1,000,000
05000 457101 50316	Serial Bonds – Putnam Golf Roof	125,000
05000 457101 50325	Serial Bonds – Tilly Foster – Restrooms	250,000
05000 457101 50326	Serial Bonds – Tilly Foster – ELC Meters	100,000
58989000 427050 50350	Donations – Humane Society	1,796,046
05000 457101 50354	Serial Bonds – Office Space Implemtat	250,000
58989000 423891 50364	EOH – Putnam National Pavers	266,850
05000 45710C 51201	Serial Bonds – Storm Collection Pond	240,000
05000 45710C 51207	Serial Bonds – Space Study Revision	70,000
05000 45710C 51210	Serial Bonds – OFA Buses	<u>120,000</u>
		12,535,693

2013 Fiscal Impact – 0 –

2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5d – Approval/Budgetary Amendment (13A076)/Sheriff’s Department/Master Support Maintenance Agreement/DVR Security in Correctional Facility was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #250

APPROVAL/BUDGETARY AMENDMENT /SHERIFF’S DEPARTMENT/MASTER SUPPORT MAINTENANCE AGREEMENT/DVR SECURITY IN CORRECTIONAL FACILITY

WHEREAS, the Sheriff's Department has requested a budgetary amendment (13A076) to pay a past due Master Support Maintenance Agreement invoice for the DVR security system in the Correctional Facility; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

Increase Revenue:

10315001 44389F 10032	SCAAP Criminal Alien	11,633.19
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Decrease Appropriations:

10315001 52130 10032	SCAAP Grant – Computer Equip.	58.99
10315001 52180 10032	SCAAP Grant – Other Equipment	9,271.82
10315001 54003 10032	SCAAP Grant – Benefits & Awards	2,000.00
10315001 54329 10032	SCAAP Grant – Promotional Materials	2,000.00
10315001 54646 10032	SCAAP Grant – Contracts	15,398.00
10315001 54782 10032	SCAAP Grant – Software Access.	<u>2,700.00</u>
		31,428.81

Increase Appropriations:

10315001 54510 10032	SCAAP Grant – Machine Maint.	43,062.00
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2013 Fiscal Impact – 0 –

2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5e – Approval/Budgetary Amendment (13A077)/Law Department/Highways & Facilities/Road Machinery Budget was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #251

**APPROVAL/BUDGETARY AMENDMENT /LAW DEPARTMENT/HIGHWAYS & FACILITIES/
ROAD MACHINERY BUDGET**

WHEREAS, the Law Department has requested a budgetary amendment (13A077) to cover the cost of repairing guardrail damage on County roads; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

Increase Revenue:

10511000 426801	Hwy – Road Machinery – Insurance Recoveries	14,415.93
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Increase Appropriations:

10511000 54410	Hwy – Road Machinery – Supplies & Materials	14,415.93
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2013 Fiscal Impact – 0 –

2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5f – Approval/Budgetary Amendment (13A078)/Commissioner of Finance/Capital Project Estimated Costs/Bikeway IV – PIN 8759.05 was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #252

APPROVAL/BUDGETARY AMENDMENT /COMMISSIONER OF FINANCE/CAPITAL PROJECT ESTIMATED COSTS/BIKEWAY IV – PIN 8759.05

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (13A078) to update Capital Project estimated costs for Bikeway IV – PIN 8759.05; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

Increase Estimated Appropriations:

55997000 53000 50330	Bikeway IV – PIN 8759.05	2,988,778
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Increase Estimated Revenues:

55997000 430971 50330	State Aid – PIN 8759.05	398,878
55997000 448971 50330	Federal Aid – PIN 8759.05	2,391,022
05000 45710E 50330	Serial Bonds – 2014	<u>642,878</u>
		3,432,778

Decrease Estimated Revenues:

05000 457101 50330	Serial Bonds – Prior Years	444,000
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2013 Fiscal Impact – 0 –

2014 Fiscal Impact - Undetermined Debt Service

BY POLL VOTE: EIGHT AYES. ONE NAY – LEGISLATOR LOBUE. MOTION CARRIES.

Item #5g – Approval/Budgetary Amendment (13A079)/Sheriff’s Department/Highways & Facilities/Tires for Road Patrol Vehicles was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #253

APPROVAL/BUDGETARY AMENDMENT /SHERIFF’S DEPARTMENT/HIGHWAYS & FACILITIES/TIRES FOR ROAD PATROL VEHICLES

WHEREAS, the Sheriff’s Department has requested a budgetary amendment (13A079) to cover the cost of tires for Road Patrol Vehicles purchased by the Highway Department; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it
 RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Estimated Appropriations:

10990100 59055	Transfer to Road Machinery Fund	25,000
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Decrease Estimated Appropriations:

17311000 54370	Automotive	25,000
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ROAD MACHINERY FUND:

Increase Estimated Appropriations:

10513000 54410	Supplies & Materials	25,000
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Increase Estimated Revenues:

10513000 428601	Transfer From General Fund	25,000
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2013 Fiscal Impact – 0 –

2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5h – Approval/Fund Transfer (13T257)/Sheriff’s Department/Purchase Motor Vehicle was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #254

APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/PURCHASE MOTOR VEHICLE

WHEREAS, the Sheriff’s Department has requested a fund transfer (13T257) to replace a deadlined vehicle for Road Patrol; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:

15311000 54385	Uniforms	14,733
16311000 54385	Uniforms	7,528
17311000 54385	Uniforms	5,000
19311000 54385	Uniforms	2,800
17311000 54640	Training	739
		<u>30,800</u>

Increase:

17311000 52650	Motor Vehicle	30,800
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2013 Fiscal Impact – 0 –

2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5i – Approval/Fund Transfer (13T281)/Department of Social Services/Child Welfare and Adult Protective Services was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #255

APPROVAL/FUND TRANSFER /DEPARTMENT OF SOCIAL SERVICES/CHILD WELFARE AND ADULT PROTECTIVE SERVICES

WHEREAS, the Department of Social Services has requested a fund transfer (13T281) to reallocate appropriations to reflect projected Title XX Misc. costs related to Child Welfare and Adult Protective Services through 12/31/13; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:

10607000 54460	Homemaker Services	25,000
10607000 54471	Day Care	<u>77,480</u>
		102,480

Increase:

10607000 54989	Miscellaneous	102,480
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2013 Fiscal Impact – 0 –

2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5j – Approval/Fund Transfer (13T285)/Department of Social Services/EAF CW Foster Care Placements and Family Assistance was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #256

APPROVAL/FUND TRANSFER/DEPARTMENT OF SOCIAL SERVICES/EAF CW FOSTER CARE PLACEMENTS AND FAMILY ASSISTANCE

WHEREAS, the Department of Social Services has requested a fund transfer (13T285) to reallocate appropriations to reflect projected year end costs related to EAF CW Foster Care placements and Family Assistance; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:		
10610900 54433	EAF-IVE FC (Emergency Assistance for Families, Title IVE of SSA (Federal Funding for Foster Care & Adoption Subsidies), Foster Care)	88,850
10610900 54434	EAF-IVE-JD/PINS (Juvenile Delinquent/Persons in Need of Supervisions)	<u>15,000</u> 103,850
Increase:		
10610900 54436	EAF CW FC (Child Welfare, Foster Care)	88,850
10610900 54493	Payments to Recipients	<u>15,000</u> 103,850
	2013 Fiscal Impact – 0 –	
	2014 Fiscal Impact – 0 –	

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5k – Approval/Fund Transfer (13T286)/Department of Social Services/Adoption Subsidy FP/Foster Care FNP was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #257

APPROVAL/FUND TRANSFER/DEPARTMENT OF SOCIAL SERVICES/ADOPTION SUBSIDY FP/FOSTER CARE FNP

WHEREAS, the Department of Social Services has requested a fund transfer (13T286) to reallocate appropriations to reflect projected Adoption Subsidy FP (Federally Participating) and Foster Care costs through 12/31/13; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:		
10611900 54414	Care at Private Inst.	15,225
10610900 54435	EAF CW FC FNP (Emergency Assistance for Families, Child Welfare, Foster Care, Federally Non-Participating)	<u>148,000</u> 163,225
Increase:		
10611900 54416	Adoptive Subsidy – FP (Federally Participating)	15,225
10611900 54420	Foster Care – FNP	<u>148,000</u>

163,225

2013 Fiscal Impact – 0 –
2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5L – Approval/Fund Transfer (13T287)/Department of Social Services/Assistive Tech – Committee on Special Education was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #258

APPROVAL/FUND TRANSFER /DEPARTMENT OF SOCIAL SERVICES/ASSISTIVE TECH – COMMITTEE ON SPECIAL EDUCATION

WHEREAS, the Department of Social Services has requested a fund transfer (13T287) to reallocate appropriations to reflect projected Committee on Special Education cost through 12/31/13; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:

10611900 54414	Care at Private Inst.	84,775
10611900 54423	Foster Care – FP (Federally Participating)	<u>360</u> 85,135

Increase:

10611900 54483	Assistive Tech – CSE (Committee on Special Education)	85,135
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2013 Fiscal Impact – 0 –
2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5m – Approval/Fund Transfer (13T288)/Department of Social Services/Payments to Recipients was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #259

APPROVAL/FUND TRANSFER /DEPARTMENT OF SOCIAL SERVICES/PAYMENTS TO RECIPIENTS

WHEREAS, the Department of Social Services has requested a fund transfer (13T288) to reallocate appropriations to reflect projected increase in Safety Net related costs through 12/31/13; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it
 RESOLVED, that the following fund transfer be made:

Decrease:

10610900 54433	EAF-IVE-FC (Emergency Assistance for Families, Title IV-E of the SSA (Federal Funding for Foster Care & Adoption Subsidies), Foster Care)	69,100
10610900 54434	EAF-IVE-JD/PINS (Juvenile Delinquent/Persons in Need Of Supervisions)	30,000
10610900 54435	EAF-CW-FC-FNP (Child Welfare, Foster Care, Federally Non-Participating)	<u>69,000</u> 168,100

Increase:

10614000 54493	Payments to Recipients	168,100
	2013 Fiscal Impact – 0 –	
	2014 Fiscal Impact – 0 –	

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5n – Approval/Fund Transfer (13T289)/Department of Social Services/ Payments to Recipients was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #260

APPROVAL/FUND TRANSFER /DEPARTMENT OF SOCIAL SERVICES/ PAYMENTS TO RECIPIENTS

WHEREAS, the Department of Social Services has requested a fund transfer (13T289) to reallocate appropriations to reflect projected increase in Safety Net related costs through 12/31/13;

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it
 RESOLVED, that the following fund transfer be made:

Decrease:

10610900 54495	Payment to Recipients	40,000
10611900 54423	Foster Care – FP (Federally Participating)	20,000
10612300 54414	Care at Private Inst.	<u>10,000</u>
		70,000

Increase:

10614000 54493 Payments to Recipients 70,000

2013 Fiscal Impact – 0 –
2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5o – Approval/Fund Transfer (13T291)/Veterans Affairs/Lease Transportation was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #261

APPROVAL/FUND TRANSFER /VETERANS AFFAIRS/LEASE TRANSPORTATION

WHEREAS, the Veterans Affairs Department has requested a fund transfer (13T291) to provide transportation for Veteran’s through year end due to increased usage; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:

10651000 51094	Veteran’s Temporary	5,000
10199000 54980	Contingency	<u>3,000</u>
		8,000

Increase:

10651000 54678	Veteran’s Lease Transportation	8,000
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2013 Fiscal Impact \$3,000
2014 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5p – Approval/Fund Transfer (13T292)/Office For Aging/Food Service Helper Position was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Nacerino, Legislator Castellano moved the following:

RESOLUTION #262

APPROVAL/FUND TRANSFER /OFFICE FOR AGING/FOOD SERVICE HELPER POSITION

WHEREAS, the Department of Office For Aging has requested a fund transfer (13T292) to cover the cost of the Food Service Helper position; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:

10677400 51000 10101	Nutrition Svcs Coordinator	2,630
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BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6 – Other Business

There was no other business.

Item #7 – Recognition of Public

Mr. Arthur Singer stated that at the last Audit Meeting it was stated that a letter would be drafted to Preserve Putnam. He questioned if it had been completed.

Chairman Othmer stated that some new facts have come in that Mr. Whipple will be leaving Tilly Foster Farm. We will be working on finding out what has transpired. He stated that we have had three County Executives and approximately sixteen Legislators in the last five years that have been involved with the Farm. He stated that we will make sure things are done correctly and the public will receive all the facts.

Mr. Singer questioned if Chairman Othmer was referring to the financial report when he mentioned getting all the facts.

Chairman Othmer said, “yes”.

Legislator Albano stated that he met with Mr. Whipple on Tuesday, November 5, 2013. He stated that the Legislature has a lot of the financial information; however, it is not in the format that we would like. He stated that he would provide us with exactly what we were looking for. He stated that we needed to refine the proposed letter. We will also be trying to figure out the cost on the County’s end.

Mr. Singer asked if Mr. Whipple would comply with the lease.

Legislator Albano stated that we would look at everything and make decisions from that. He may or may not comply, but we will address everything to our satisfaction.

Chairman Othmer believed that everyone was doing everything in good faith and what was right for the County.

Legislator LoBue stated that she found out this evening that certain members of the Legislature met with Mr. Whipple. She stated that she did not, nor was she invited. She stated that the County Executive met with him as well. She stated that she is a little bit confused as to what is going on. She stated that her position is the same and that is that we would not be doing anything until we receive the financial backup that is required under the terms of the lease, along with all of the subleases on the farm which provided revenue to Mr. Whipple and the Society. This Legislature has been asking for copies of all the financial requirements of the lease for five years. She believed that only until this information is received would the Legislature be able to move forward and discuss the future of the farm. She stated that Legislator Albano brought up something which she said she has been fighting for and that is to get a total breakdown of the County’s financial investment is in the farm and man-hours used.

County Executive Odell stated that the Society's Board is relinquishing control over Tilly Foster Farm. It should be noted that this Board still maintains authority over the Chapel at Veterans Park as well as Cornerstone Park. The letter she received yesterday that was hand delivered to her, on or about 4:00 pm, from Mr. Whipple was signed by the Board members; which included former County Executive Bondi, Sheriff Smith, Steve Ewing and several other local stakeholders. She stated that it was their collective opinion that they would like to have the County maintain and figure out a new vision for the farm. She stated that they were stepping away from any further decision making regarding the farm, however that did not extinguish the responsibility on the reporting on the accountability for the financials and the subleases. She stated that some documentation was delivered that contains financial statements. We are also anticipating more information coming forward and as soon as we receive that we will make it available to the Legislature.

Mr. Singer questioned if the new vision included selling off parcels of the farm.

County Executive Odell said, "no, absolutely not". She stated that there is absolutely no interest in breaking apart Tilly Foster Farm. She believed that the original mission of Tilly Foster was to allow it to express its historic and agricultural integrity and to be open and accessible to the public. She believed that mission should run through the next phase of Tilly Foster. She stated that what they are looking at right now is some parallel projects that are flourishing in New York State with respect to Farming and Agriculture & Education and research. She stated that we are welcoming public comment as we reimagine Tilly Foster.

Mr. Singer stated that he was confused with the Deputy County Executives consultation with DEP regarding separating parcels.

County Executive Odell questioned if Mr. Singer received the response from Deputy County Executive Walker.

Mr. Singer said, "yes". He questioned if the sale of Tilly Foster property was off the table.

County Executive Odell stated that was never any intent to sell the farm.

Legislator LoBue stated that the Deputy County Executive sent a letter to the Legislature stating that there were discussions with DEP about carving out parcels of the farm and selling them off. Legislator LoBue stated that the Society and Mr. Whipple, under the terms of the lease, were supposed to have segregated accounts exclusively for the farm. She stated that what Mr. Whipple was doing was intermingling the farm with both Cornerstone Park and the Chapel. She believed that the Chapel was not a good example of their stewardship because it is under lock and key. She stated that Mr. Whipple has promised the Veterans the use of that Chapel. She stated that, to date, they have not been able to use the Chapel. She stated that she wanted the conversations to stay focused on getting the financial documents required under the lease with respect to Tilly Foster Farm. She stated that she wanted to see the bank accounts, all revenue and expenditures and the leases in which he was generating revenue. She stated that she wanted this documentation right away because this Legislature has subpoena powers. She stated that if the Legislature needs to subpoena these records, she has every intention in doing so. She believed that for five years, this has been a waste of her time

and the public's time. She believed that the Legislature should be able to get the information, access it and move forward.

Chairman Othmer stated that the Chapel is under the purview of the Kent Building Department and that is the reason it is locked. There are rules for public gatherings. Chairman Othmer stated that after the Audit Committee Meeting there was discussion of doing a joint letter with the County Executive, however, the Legislature then received a letter from the Board of Directors of the Society saying that they decided to relinquish the lease of Tilly Foster Farm. He stated that at that point the joint letter would not have been accurate. Chairman Othmer further stated and confirmed that the Legislature did receive a letter from the Deputy County Executive stating that the Administration is looking at selling certain County parcels that have residential buildings on them. He questioned if this was something that the County Executive was still entertaining.

County Executive Odell stated that it was nothing involving Tilly Foster Farm. She stated that there was never any intent to sell of any part of the Tilly Foster Farm. She stated that what they are focusing on right now is the transition of the care of the facility and the livestock.

Legislator Albano stated that, regarding the meeting with Mr. Whipple, the bottom line is that we want the farm to be self-sustaining. It was his understanding that whatever monies were being collected, it would probably cost double that amount to run the farm. This is what he would like verified. A letter will address all these issues. He believed that when we look at all the numbers, we may find out that it will cost money to keep the farm operating; more money than we may want to spend. He stated that we will need to be more creative moving forward.

Chairman Othmer stated that a letter would still be forwarded to the Board of Directors of the Society. He stated that he looked into Muscoot Farm in Somers and believed that Westchester County budgets approximately \$500,000 dollars a year to keep the farm operating. He stated that he would like Tilly Foster Farm to continue and stated that they would work on getting all the necessary questions answered.

Legislator Nacerino stated that she too met with Mr. Whipple. She stated that she concurred with Legislator LoBue in that we needed to have the information at hand. It is our fiduciary responsibility to have this information, which she conveyed to Mr. Whipple. She stated that we need to know where we have been in order to project and move forward. She stated that Mr. Whipple was very receptive to any questions the Legislature may have. She stated that collectively the Legislature will have input on the questions being put forth in the letter that will be sent.

Legislator Gross stated that he also had a meeting with Mr. Whipple. It was his understanding that the farm is bringing in approximately \$100,000 dollars and the cost to run the farm is \$200,000 dollars. His concern was the 2014 budget which was already approved and the farm being able to pay for itself. He would love to see the farm succeed.

Mr. Singer stated that Mr. Whipple needs to provide the documentation as spelled out in the lease.

Legislator Albano stated that Mr. Whipple informed him that he would do anything he could to help the County move forward with a smooth transition.

Legislator LoBue cautioned her colleagues in commenting on the cost to run the farm based on Mr. Whipple's oral comments. We need him to substantiate his comments in writing.

Mr. John McCarron, Town of Southeast, stated that he has been reviewing the lease. He questioned why the Legislature was not subpoenaing the documents. Documentation was to be provided quarterly starting April 1, 2009. He stated that the Society can submit documentation that can say anything. He stated that, as a citizen, he would like them to appear before the Legislature to explain the documentation submitted. The Board of Directors legally has a fiduciary responsibility to provide for the lease.

Chairman Othmer stated that he was hoping that it wouldn't come to subpoenaing the documents. He was hoping that now that it is on everyone's radar screen, the financial reports would be provided.

Legislator DiCarlo stated that the Physical Services Committee will be meeting in approximately two weeks. He asked that Chairman Othmer send the letter to the Society asking them to produce the necessary documentation in the two week time period.

Item #8 – Recognition of Legislators

Legislator LoBue wished everyone a Happy Thanksgiving. She stated that she attended the Rotary Dinner. She stated that the Boces students cooked the dinner and the Mahopac High School a cappella group sang. It was a fantastic event. She mentioned that the Putnam Arts Council will be having a 50th Anniversary Gala Concert event on November 21, 2013 at 7:30 P.M. at the Mahopac High School. It will be the Westchester Symphonic Winds together with the Mahopac music students.

Legislator Oliverio wished the Veterans a great Veterans Day and everyone a Happy Thanksgiving.

Legislator Oliverio stated that he wanted to give everyone a "heads up". He stated that he knew he would not get a second on what he wanted to propose. Therefore, he stated that he would be addressing a letter to our Governor and Attorney General requesting that the situation concerning our District Attorney be investigated and be resolved. He believed that all of the accusations were putting our county in a very negative light. He stated that now Westchester County's District Attorney may be bringing up criminal charges. He stated that he was not asking for a resignation. He just wanted the truth to be revealed and asked if any Legislator wanted to join him. He believed that as a Legislative body it was our obligation to the people who elected us to say let's end this and have someone find out if what is being said is true or untrue.

Legislator Gross believed there were political overtones and there is a history with the Journal News. He stated that he was apprehensive about getting in the middle. He stated that the State Senator has already asked for an investigation.

Legislator Albano believed that by writing another letter it was just adding another headline in the newspapers and bringing more attention to the situation. He did not believe that this would speed up the process. The legal course will all play out in time.

Legislator Oliverio stated that the letter would make a statement to the State from this Legislative body that there is a real concern in the heart of Putnam County. It would add a sense of urgency and force.

Chairman Othmer stated that last month during the budget process this Legislature was faced with the task of voting a position out of the Sheriff's Department and voting a position in the District Attorney's office. He stated that he was not an expert in law enforcement and stated that he was very angry that those items were placed before the Legislature. He wished that they had worked out on their own. He stated that he is not a lawyer and did not want to say anything in the matter involving the District Attorney.

Legislator Scuccimarra stated that she understood where Legislator Oliverio was coming from. It has been a frustrating time for Putnam County. She stated that she has great respect for District Attorney Levy and Sheriff Smith. However, their behavior in the last year has been disappointing to say the least. She concurred with Chairman Othmer and Legislator Albano and believed that this situation would resolve itself soon. She believed that Adam Levy would make the right decision for Putnam County.

Legislator Nacerino stated that Legislator Oliverio's point was very well taken. She stated that she agreed with Legislator Scuccimarra and Albano. She stated that Senator Ball has called on the Governor to take some action. She believed that the situation will be resolved. She stated that it was a very unfortunate set of circumstances here in Putnam County, however, hopefully the truth will prevail and she believed that it would in due time.

Senator Greg Ball stated he has watched this situation going back and forth for several weeks, if not months. He agreed with Legislator Gross' comments about some of the politics that we have seen and that is why, from his perspective, it is extremely important that we have an independent Special Prosecutor fully investigate this situation. He believed that to punt the ball as a County is a dereliction of duty.

Legislator Oliverio stated that he did not put this forward as a resolution because he knew it would not uphold. He stated that he felt a personal responsibility to write this letter and stated that he would be sending it out tomorrow. He asked if anyone wished to join him to please do so.

Legislator Nacerino wished everyone a Happy Thanksgiving.

Legislator Scuccimarra stated that she wanted to congratulate the candidates that won in the election. She also encouraged the individuals that didn't win to not give up and to stay involved.

Legislator Gross wished everyone a Happy Thanksgiving and asked them to reflect on the things we are thankful for.

Chairman Othmer remembered some of the individuals who recently passed away; Mike Cutillo, Bill Reynolds, Peter Bellucci and Walter Swarm. He stated that Legislator Gross wanted to close the meeting in honor of a former County employee.

Legislator Gross stated that he wanted to recognize and close the meeting in memory of former Commissioner of Emergency Services Robert McMahon who passed away on October 12, 2013. He stated that he was a catalyst for the modernization of the whole Emergency Services operation. He also had a vision for what is today that tactical Operations Center which is a remarkable facility. His positive impact on this County will be forever lasting.

Legislator Gross requested a moment of silence on behalf of Bob McMahon.

There being no further business, at 8:28 P.M., Legislator Oliverio made a motion to adjourn; seconded by Legislator DiCarlo. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.