

**SPECIAL MEETING
OF THE
PUTNAM COUNTY LEGISLATURE
CALLED BY THE CLERK AT THE REQUEST OF THE CHAIRMAN
TO BE HELD IN ROOM 318
PUTNAM COUNTY OFFICE BUILDING
CARMEL, NEW YORK 10512**

**Monday June 9, 2014
(Immediately following Health Mtg. starting @ 6:30 P.M.)**

The meeting was called to order at 7:08 P.M. by Chairman Albano who requested Legislator Nacerino lead in the Pledge of Allegiance. Upon roll call, Legislators Scuccimarra, Oliverio, Tartaro, Nacerino, Castellano, Wright and Chairman Albano were present. Legislators Gross and LoBue were absent. Also present was Legislative Counsel Van Ross.

Item #3 –Resolution Regarding Case No. 07 CIV 8150 was next.

Chairman Albano made a motion to go into executive session at the request of the County Attorney to discuss a particular litigation matter; seconded by Legislator Oliverio. All in favor.

At 8:13 P.M., Legislator Oliverio made a motion to come out of executive session; seconded by Chairman Albano. All in favor.

Legislator Oliverio made a motion to accept the revised resolution submitted to the meeting by the County Attorney; seconded by Legislator Nacerino. All in favor.

Legislator Oliverio made a motion to accept the amended additional resolution; seconded by Legislator Nacerino. All in favor.

Chairman Albano made a motion to move the following:

RESOLUTION #161

RESOLUTION REGARDING Case No. 07 CIV 8150

WHEREAS, the County of Putnam is a party in the Matter of 07 CIV 8150, in which a trial stipulation has been proposed by the Plaintiff therein; and

WHEREAS, the County Attorney has fully briefed the members of the Putnam County Legislature on this matter and the substance of the trial stipulation being proposed; and

WHEREAS, all relevant supporting documentation, which includes the specific terms and conditions of the trial stipulation, has been presented to the Legislature by the County Attorney via a confidential memorandum, dated June 5, 2014; and

WHEREAS, the Legislature acknowledges that it has been fully informed of the substance of the trial stipulation, as well as the impact it will have upon the County's rights and liabilities, particularly as it was discussed in an Executive Session of the Legislature held on June 3, 2014; and

WHEREAS, the County Attorney, the counsel assigned by the County's prior insurance company, Westport, Stephen Wellinghorst, Esq., as well as the counsel assigned by NYMIR, James A. Randazzo, Esq., have all recommended that the County of Putnam agree to said trial stipulation; and

WHEREAS, Daniel Stephens has also agreed to said trial stipulation; and

WHEREAS, the Legislature deems the trial stipulation to be in the public interest; now therefore be it

RESOLVED, that the Putnam County Legislature hereby approves the trial stipulation in such form as is in conformity with the confidential documentation which was previously provided by the County Attorney on June 5, 2014, and provided that the County's insurance company agrees as well without any restrictions, and in the event that the insurance company does not agree, then the County Attorney is permitted enter into such trial stipulation none the less.

BY ROLL CALL VOTE: SIX AYES. ONE NAY – LEGISLATOR WRIGHT. LEGISLATORS GROSS & LOBUE WERE ABSENT. MOTION CARRIES.

There being no further business, at 8:15 P.M., Legislator Nacerino made a motion to adjourn; seconded by Chairman Albano. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.