

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

Tuesday October 7, 2014 7:00 P.M.

The meeting was called to order at 7:00 P.M. by Chairman Albano who requested Legislator Nacerino lead in the Pledge of Allegiance. Chairman Albano then lead in the Legislative Prayer. Upon roll call, Legislators Scuccimarra, Oliverio, Tartaro, Nacerino, Gross, Castellano, LoBue, Wright and Chairman Albano were present. Also present was Legislative Counsel Van Ross.

PROCLAMATIONS

Chairman Albano recognized Legislator Gross who presented the National Fire Prevention Week proclamation to Commissioner of Emergency Services, Adam Stiebeling and Honorary Chief of Patterson Fire Department, Edward Centofante.

NATIONAL FIRE PREVENTION WEEK – OCTOBER 5TH – 11TH, 2014

WHEREAS, National Fire Prevention Week was established to commemorate the Great Chicago Fire, the tragic 1871 conflagration that killed more than 250 people, left 100,000 homeless, destroyed more than 174,000 structures and burned more than 2,000 acres. The fire began on October 8th, but continued into and did most of its damage on October 9, 1871; and

WHEREAS, on the 40th anniversary of the Great Chicago Fire, the Fire Marshals Association of North America, today known as the International Fire Marshals Association, decided that the anniversary of the Great Chicago Fire should henceforth be observed not with festivities, but in a way that would keep the public informed about the importance of fire prevention; and

WHEREAS, in 1920, President Woodrow Wilson issued the first National Fire Prevention Day proclamation and since 1922, National Fire Prevention Week has been observed on the Sunday through Saturday period in which October 9th falls; and

WHEREAS, National Fire Prevention Week will be October 5th through October 11th, 2014, during which, an attention to a focus on promoting fire safety and prevention the 2014 theme is “Smoke Alarms Save Lives: Test Yours Every Month”.

WHEREAS, Almost three out of five (60%) of reported home fire deaths in 2007 to 2011 resulted from fires in homes with no smoke detectors or no working smoke alarms. Fireproofing includes understanding the dangers of fire, installing working smoke alarms outside of every sleeping area, and maintaining detectors by remembering to change the batteries at least once a year, designating two escape routes from each bedroom and practice them regularly, teaching everyone the “*Stop, Drop, and Roll*” technique in case clothing catches on fire, avoiding storing unnecessary items in the home or garage increasing fire load, and by teaching children that matches, lighters, and candles are tools

not toys. In addition, keeping space heaters three feet from anything that can burn, turning off space heaters when you leave the room and before going to bed, and to never use an oven to heat your home; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature on behalf of all the citizens of Putnam County proclaim the week of October 5 - 11, 2014 as National Fire Prevention Week in Putnam County and remind all citizens of the dangers of fire hazard, encourage all citizens to fireproof their homes, and to increase awareness toward fire prevention activities in support of all Fire Department agencies in the County.

Chairman Albano recognized Legislator Oliverio to present the Anti-Bullying proclamation.

Legislator Oliverio asked that a copy of this proclamation be sent to the Superintendents of the Putnam County School Districts.

OCTOBER 2014 AS ANTI-BULLYING MONTH

WHEREAS, The emanating concern from parents, educators, and school districts has been and continues to be extreme regarding the bullying of students and its disparaging effects; and

WHEREAS, Our children must be provided with a safe environment within their schools and communities; and

WHEREAS, New York State has the second highest level of bullying in the Country; and

WHEREAS, 15% of absenteeism is directly connected to bullying, as about 160,000 students stay home from school each day to avoid the physical and/or verbal confrontation from their peers; and

WHEREAS, It is vital to educate our community and increase awareness about the seriousness of this matter and its negative effects, which may include self-esteem issues, possibly long term, as well as the heightened risk of suicide; and

WHEREAS, A secure and accepting environment for all of our children and students in Putnam County is a paramount aspiration; now therefore be it

RESOLVED, on the 7th day of October 2014 that the Putnam County Executive and the Putnam County Legislature proclaim October as Anti-Bullying Awareness Month in Putnam County.

Chairman Albano recognized Legislator Nacerino who presented the next proclamation to Honorary Chief of the Patterson Fire Department, Edward Centofante.

HONORING EDWARD CENTOFANTE

WHEREAS, World War II Veteran Edward Centofante, has been a devoted member of the Patterson Fire Department for 40 plus years; and

WHEREAS, Mr. Centofante has served as Chairman of the Department and was an integral force in the Patterson main station, built in 1991 and also was in charge of the planning and construction supervision of the substation completed in the 1970's; and

WHEREAS, It came as no surprise that Mr. Centofante was the first to volunteer for the newly formed Putnam County Fire Police Response Team in 1994; and

WHEREAS, He has been a member of the Patterson Fire Department Fire Police Company for over 25 years and currently serves as foreman of Company 6; and

WHEREAS, He was the proud recipient of the 2009 Beth Woodman Award, the Volunteer Fire Police Association of the State of New York's highest award for achievement and services to his department and community; and

WHEREAS, Ed is the oldest continuously active member of the Patterson Fire Department; now therefore be it

RESOLVED, on the 7th day of October 2014 that the Putnam County Executive and the Putnam County Legislature do hereby wish Edward Centofante a very happy 90th birthday and extend our appreciation for the dedication he has shown and will continue to show to his department and community.

Item #3 – Approval of Minutes – Regular Meeting – September 2, 2014

The minutes were approved as submitted.

Item #4 – Correspondence

- a) County Auditor was duly noted.

**HEALTH, SOCIAL, EDUCATIONAL & ENVIRONMENTAL COMMITTEE
(Chairman Oliverio, Legislators LoBue & Scuccimarra)**

Item #5a – Approval/Budgetary Amendment (14A085)/Department of Social Services/Child Advocacy Center was next. Chairman Albano recognized Legislator Oliverio, Chairman of the Health, Social, Educational & Environmental Committee. On behalf of the members of the Committee, Legislators LoBue and Scuccimarra, Legislator Oliverio moved the following:

RESOLUTION #220

APPROVAL/BUDGETARY AMENDMENT /DEPARTMENT OF SOCIAL SERVICES/ CHILD ADVOCACY CENTER

WHEREAS, the Department of Social Services has requested budgetary amendment (14A085) to amend the 2014 Budget to adjust for grant funds in accordance with the Child and Family Safety (Tier 1) grant C-026593 awarded by the NYS Office of Children & Family Services to the Child Advocacy Center for the period 10/01/14 – 9/30/15; and

WHEREAS, the Health, Social, Educational & Environmental Committee and the Audit & Administration Committee have reviewed and approve said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

Increase Appropriations:

22070000	OEOP Child Advocacy Center	
52130	Computer Equipment	1,881
52140	Audio Visual Equipment	3,000

54310	Office Supplies	1,000
54410	Supplies/Materials	3,777
54560	Equipment Rental	2,712
54640	Education & Training	14,344
54646	Contracts	9,750
54675	Travel	1,500
54782	Software Accessories	<u>1,438</u>
		39,402

Increase Estimated Revenues:

22070000	OEOP Child Advocacy Center	
436233	Child Advocacy Center	39,402

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5b – Approval/Amendment to Resolution #182 of 2014 Regarding Algonquin Incremental Market (AIM) Project/ Notification of Blowdowns was next. On behalf of the members of the Health, Social, Educational & Environmental Committee, Legislators LoBue and Scuccimarra, Legislator Oliverio moved the following:

RESOLUTION #221

APPROVAL/AMENDMENT TO RESOLUTION #182 OF 2014 REGARDING ALGONQUIN INCREMENTAL MARKET (AIM) PROJECT/ NOTIFICATION OF BLOWDOWNS

RESOLVED, that Resolution #182 of 2014 is hereby amended to read as follows:

WHEREAS, by Resolution #104 of 2014 and Resolution #163 of 2014 the Putnam County Legislature requested that a moratorium be enacted along with other requirements on the application of Algonquin Gas Transmission, LLC. and Spectra Energy Partners for an upgrade and expansion of an existing gas transmission line; and

WHEREAS, there is presently no advance notification requirements for planned compressor stations and other gas pipeline infrastructure and operation blowdowns; now therefore be it

RESOLVED, that Putnam County requests that the Federal Energy Regulatory Commission require Algonquin Gas Transmission, LLC. and Spectra Energy Partners to provide advanced notification of all planned blowdowns and notification within 30 minutes following unplanned blowdowns, including partial or full blowdowns, to all residents, police and fire departments, municipal officials, including local, state and federal officials of all communities in proximity to compressor stations and to the County of Putnam; and be it further

RESOLVED, that a copy of this resolution be forwarded to each of the agencies contained in Resolution #163 of 2014.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**PROTECTIVE SERVICES COMMITTEE
(Chairman Gross, Legislators LoBue & Wright)**

Item #5c – Approval/Budgetary Amendment (14A082)/Sheriff’s Department/Overtime was next. Chairman Albano recognized Legislator Gross, Chairman of the Protective Services Committee. On behalf of the members of the Committee, Legislators LoBue and Wright, Legislator Gross moved the following:

RESOLUTION #222

APPROVAL/BUDGETARY AMENDMENT /SHERIFF’S DEPARTMENT/OVERTIME

WHEREAS, the Sheriff’s Department has requested a budgetary amendment (14A082) to cover reimbursement for overtime costs for the Sheriff’s Patrol division; and WHEREAS, the Protective Services Committee and the Audit & Administration Committee have reviewed and approve said budgetary amendment; now therefore be it RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

17311000 426601	Sheriff Patrol – Deputy Outside Services	9,965.76
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Increase Appropriations:

17311000 51093	Sheriff Patrol – Overtime	9,257.56
17311000 58002	Sheriff Patrol – Social Security	<u>708.20</u>
		9,965.76

2014 Fiscal Impact – 0 –
2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5d – Approval/ Budgetary Amendment (14A087)/Sheriff’s Department/LETPP Homeland Security 2013 was next. On behalf of the members of the Protective Services Committee, Legislators LoBue and Wright, Legislator Gross moved the following:

Legislator Wright stated that he would be recusing himself from this vote because his son is the Assistant Director of Homeland Security.

RESOLUTION #223

APPROVAL/ BUDGETARY AMENDMENT /SHERIFF’S DEPARTMENT/LETPP HOMELAND SECURITY 2013

WHEREAS, the Sheriff’s Department has requested a budgetary amendment (14A087) to correct the funding of the Sheriff’s FY13 Homeland Security Grant lines as approved by Resolution #98 of 2014; and

WHEREAS, the Protective Services Committee and the Audit & Administration Committee have reviewed and approve said budgetary amendment; now therefore be it RESOLVED, that the following budgetary amendment be made:

Increase Appropriations:

10364501 54646 10108 LETPP Homeland Security 2013 27,500

Decrease Appropriations:

10364501 51093 10108	FY13 Homeland Security Overtime	25,546
10364501 58002 10108	FY13 Homeland Security Social Security	<u>1,954</u>
		27,500

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

BY POLL VOTE: EIGHT AYES. ONE RECUSAL – LEGISLATOR WRIGHT. MOTION CARRIES.

Item #5e – Approval/Grant Application/Bureau of Emergency Services/2014-2015 Public Service Answering Point Award (PSAP) was next. On behalf of the members of the Protective Services Committee, Legislators LoBue and Wright, Legislator Gross moved the following:

RESOLUTION #224

APPROVAL/GRANT APPLICATION/BUREAU OF EMERGENCY SERVICES/2014-2015 PUBLIC SERVICE ANSWERING POINT AWARD (PSAP)

WHEREAS, Section 5-1(D)(1) of the Putnam County Code requires the Legislature to approve all grant applications prior to submission and that in the event when time is of the essence requiring submission before Legislature approval, consideration of the application shall occur at the next Full Legislature Meeting; and

WHEREAS, the Bureau of Emergency Services has and would like to apply for a grant under the 2014-2015 Public Service Answering Point (PSAP) Operations Grant; and

WHEREAS, Putnam County is eligible for a \$129,486 grant under this program with additional funds available up to \$175,000 depending upon application from other entities; and

WHEREAS, this grant is a 100% reimbursement grant for continued operations of the County PSAP with no matching funds required; and

WHEREAS, the application for this grant was due September 26, 2014; and

WHEREAS, the Protective Services Committee has considered and approved of this grant application; now therefore be it

RESOLVED, that the Putnam County Legislature approves and authorizes the Putnam County Bureau of Emergency Services to apply for this grant under the 2014-2015 Public Service Answering Point (PSAP) Operations Grant up to a maximum of \$175,000.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5f – Approval/Appointments/Putnam County Emergency Services Safety Advisory Board was next. On behalf of the members of the Protective Services Committee, Legislators LoBue and Wright, Legislator Gross moved the following:

RESOLUTION #225

**APPROVAL/APPOINTMENTS/PUTNAM COUNTY EMERGENCY SERVICES SAFETY
ADVISORY BOARD**

WHEREAS, the Commissioner of Emergency Services would like to re-establish the Putnam County Emergency Services Safety Advisory Board; and

WHEREAS, the Administration has put forward county residents to be appointed to the Putnam County Emergency Services Safety Advisory Board; and

WHEREAS, the Protective Services Committee has reviewed and approved said Board members; now therefore be it

RESOLVED, that the Legislature confirms the appointment of the following to the Putnam County Emergency Services Safety Advisory Board:

Greg McGee, Chief's Association Representative, for a one (1) year term, said term to expire December 31, 2015.

Fran McCarthy, Putnam County Community Representative, for a one (1) year term, said term to expire December 31, 2015.

Albert Jacobs, Emergency Medical Services Council Representative, for a one (1) year term, said term to expire December 31, 2015.

Ed Butler, Chief's Association Representative, for a two (2) year term, said term to expire December 31, 2016.

Frank Christian, Law Enforcement Representative, for a two (2) year term, said term to expire December 31, 2016.

Eric Gross, Bureau of Emergency Services Representative, for a two (2) year term, said term to expire December 31, 2016.

Dave Jacobsen, Emergency Medical Services Council Representative, for a three (3) year term, said term to expire December 31, 2017.

Eileen Barrett, Putnam County Community Representative, for a three (3) year term, said term to expire December 31, 2017.

Eric Peters, NYS Uniform Building & Fire Code Representative, for a three (3) year term, said term to expire December 31, 2017.

Dr. Michael Nesheiwat, as Alternate, for a two (2) year term, said term to expire December 31, 2016.

Patti, Frische, as Alternate, for a two (2) year term, said term to expire December 31, 2016.

Mike Doherty, as Alternate, for a two (2) year term, said term to expire December 31, 2016.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**PERSONNEL COMMITTEE
(Chairwoman Nacerino, Legislators Castellano & Tartaro)**

Item #5g – Approval/Standard Work Day & Reporting Resolution/Amendment of Resolution #143 of 2013 was next. Chairman Albano recognized Legislator Nacerino, Chairwoman of the Personnel Committee. On behalf of the members of the Committee, Legislators Castellano and Tartaro, Legislator Nacerino moved the following:

RESOLUTION #226

APPROVAL/STANDARD WORK DAY & REPORTING RESOLUTION /AMENDMENT OF RESOLUTION #143 OF 2013

WHEREAS, by Resolution #143 of 2013 the Putnam County Legislature established the Standard Work Days for certain Elected Officials in Putnam County; and

WHEREAS, this Standard Work Day was filed with the New York State and Local Employee's Retirement System; and

WHEREAS, the New York State and Local Employee's Retirement System requires an amendment to this report; now therefore be it

RESOLVED, that Resolution #143 of 2013 be amended for Legislator Joseph Castellano and Legislator Barbara Scuccimarra to read as per the attached Schedule "A".

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5h – Approval/Budgetary Amendment (14A091)/District Attorney/Fund Victim/Witness Assistant Position was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Tartaro, Legislator Nacerino moved the following:

RESOLUTION #227

APPROVAL/BUDGETARY AMENDMENT /DISTRICT ATTORNEY/FUND VICTIM/WITNESS ASSISTANT POSITION

WHEREAS, the District Attorney received notification from the State that the Criminal Justice Grant has not been renewed for the 2014-2015 grant year period 10/01/14 through 9/30/15; and

WHEREAS, the District Attorney has requested a budgetary amendment (14A091) to fund the Victim/Witness Assistant Position associated with this grant until the end of 2014; and

WHEREAS, the Personnel Committee and the Audit & Administration Committee have reviewed and approve said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

Decrease Revenues:

10116500 43089C	Criminal Justice Grant	10,785
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Decrease Expenses:

10199000 54980	General Contingencies	10,785
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2014 Fiscal Impact \$10,785

2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**PHYSICAL SERVICES COMMITTEE
(Chairman Albano, Legislators Nacerino & Scuccimarra)**

Item #5i – Approval/Sale of County Property Pursuant to Chapter 31 of the Putnam County Code/Town of Southeast Tax Map #45.-2-15 was next. On behalf of the members

of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Chairman Albano moved the following:

RESOLUTION #228

APPROVAL/SALE OF COUNTY PROPERTY PURSUANT TO CHAPTER 31 OF THE PUTNAM COUNTY CODE

WHEREAS, per Resolution # 81 of 2013 the Putnam County Legislature authorized the County Executive to offer certain County owned properties for sale through the applicable Multiple Listing Service utilizing the services of the licensed real estate brokers under contract with the County; and

WHEREAS, per Resolution # 123 of 2013, the Putnam County Legislature recommended that said properties be offered for sale and listed at the initial offer amounts suggested in the comparative market analyses performed by the real estate brokers for the properties, and

WHEREAS, said properties have been listed on the applicable Multiple Listing Service; and

WHEREAS, the Putnam County Administration has entered into negotiations with a prospective purchaser for the property identified as 426 Route 312, Brewster, New York (Southeast TM # 45.-2-15); and

WHEREAS, the Putnam County Administration recommends the acceptance of the negotiated offer of \$40,000.00, and as further specified in the Contract of Sale, which is attached hereto and made a part hereof as Schedule "A"; and

WHEREAS, the Putnam County Legislature has reviewed said negotiated offer, now therefore be it

RESOLVED, that pursuant to the authority vested in the Putnam County Legislature in Section 31-4 and Section 31-8 of the Putnam County Code, the Putnam County Legislature approves the sale of the property identified as 426 Route 312, Brewster, New York (Southeast TM # 45.-2-15) for such amount and upon such other terms and conditions as are contained in the Contract of Sale, which is attached hereto and made a part hereof as Schedule "A"; and be it further

RESOLVED, that the County Executive is authorized to execute the Contract of Sale for the property identified as 426 Route 312, Brewster, New York (Southeast TM # 45.-2-15) which Contract of Sale shall be in the form attached hereto and made a part hereof as Schedule "A"; and be it further

RESOLVED, that the County Attorney shall be authorized to take all necessary steps to complete the transfer of said property in accordance with the terms and conditions of the aforementioned Contract of Sale.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5j – Approval/Conveyance of Property/Town of Southeast Tax Map #67.15-1-15 was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Chairman Albano moved the following:

Legislator Castellano stated that he would recuse himself from this vote because he lives in this neighborhood.

RESOLUTION #229

APPROVAL/ CONVEYANCE OF PROPERTY/TOWN OF SOUTHEAST TAX MAP # 67.15-1-15

WHEREAS, pursuant to Resolution # 416 of 2010 the County accepted the donation of a certain parcel in the Town of Southeast identified as Tax Map Number 67.15-1-15; and

WHEREAS, said parcel was transferred to the County pursuant to a deed dated March 31, 2011, which was recorded in the Office of the Putnam County Clerk in Liber 1872 at page 491; and

WHEREAS, said parcel is unimproved and not suitable for residential development, and it is currently placed in Roll Section 1-1, County Taxable status; and

WHEREAS, the Town of Southeast intends on creating a municipal water district for the residents of Birch Hill Acres and Highview Terrace, which will be called the Birch Hill Water District; and

WHEREAS, the Town of Southeast has indicated that said parcel is suitable for uses associated with the Birch Hill Water District; and

WHEREAS, the Town has requested that the County convey said parcel to the Town of Southeast for municipal purposes associated with the Birch Hill Water District; and

WHEREAS, the Physical Services Committee of the Putnam County Legislature has considered and approves the withdrawal of said parcel from the next Real Property Tax Sale and transferred the Town of Southeast for the benefit of the Birch Hill Water District; now therefore be it

RESOLVED, that Town of Southeast Tax Map Number 67.15-1-15 be withdrawn from the next Real Property Tax Sale; and be it further

RESOLVED, that the Putnam County Legislature authorizes the transfer of Town of Southeast Tax Map Number 67.15-1-15 to the Town of Southeast, by Quitclaim Deed, for one (\$1.00) dollar; and be it further

RESOLVED, that such conveyance shall be subject to a reversionary interest wherein title to said parcel shall automatically revert back to the County in the event that the Town of Southeast subsequently attempts to transfer title thereto to a third party(s); and be it further

RESOLVED, that the County Executive is authorized to execute said Quitclaim Deed on behalf of the County, which deed shall contain the reverter clause required herein; and be it further

RESOLVED, that the County Attorney is authorized to take all necessary steps to complete the transfer of said property in the manner approved herein.

BY POLL VOTE: EIGHT AYES. ONE RECUSAL – LEGISLATOR CASTELLANO. MOTION CARRIES.

Item #5k – Approval/Lease Agreement/Building #1 Tilly Foster Farm was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Chairman Albano moved the following:

RESOLUTION #230

APPROVAL/LEASE AGREEMENT/BUILDING #1 TILLY FOSTER FARM

WHEREAS, the County of Putnam is the owner of certain real property located at 100 Route 312, Brewster, New York 10509, including the numerous buildings located thereon and more commonly known as the Tilly Foster Farm; and

WHEREAS, the County previously entered into a lease agreement with Anthony DeNoia, for Building Number One at the Tilly Foster Farm; and

WHEREAS, as a former employee of the County, Mr. DeNoia previously performed general caretaker and oversight duties at the Tilly Foster Farm in lieu of payment of a monetary rent for Building Number One; and

WHEREAS, Mr. DeNoia is no longer in the employ of the County of Putnam, however, he wishes to continue to reside at Building Number One in exchange for the payment of monetary rent;

WHEREAS, Building Number One, is presently not needed for the County's use; and

WHEREAS, the County Executive, pursuant to the authority granted to her under Section 31-22 of the Putnam County Code, has entered into negotiations with Anthony DeNoia for the continued lease of Building Number One; and

WHEREAS, pursuant to Section 31-22 of the Putnam County Code, the County Executive has requested that the Putnam County Legislature approve such lease agreement, which includes monetary rent payments; now therefore be it

RESOLVED, Building Number One at the Tilly Foster Farm is not needed for County use; and be it further

RESOLVED, that the Putnam County Legislature approves the Lease Agreement between the County of Putnam and Anthony DeNoia, in the form attached hereto and made a part hereof as Schedule "A", and that the Putnam County Executive is authorized to execute said Lease Agreement upon the satisfactory completion of a background check of all occupants of Building Number One; and be it further

RESOLVED, that the County Attorney is authorized to take whatever legal action is necessary to effectuate the Lease Agreement between the County of Putnam and Anthony DeNoia in the manner approved herein.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5L – Approval/County Attorney to Bring Legal Proceedings/100 Route 312, Brewster, New York (Tilly Foster Farm) was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Chairman Albano moved the following:

Legislator Oliverio stated that this would provide all the occupants due diligence and a protection of their rights. It is not an eviction notice.

Chairman Albano stated that it is not an eviction notice. He stated that based on the lease with a previous occupant, they had 90 days to enter into a new lease. If not, the County Attorney would have the ability to evict and all occupants at the Tilly Foster Farm who remain without a lease agreement with the County.

Legislator LoBue wanted clarification that this did not pertain to eviction.

Chairman Albano said, "no". If a lease is not negotiated with the tenants, it gives the County Attorney the ability to take proper action.

Legislator Wright stated that he wanted to recuse himself from the vote to the extent there is any possibility that if litigation is brought it may involve predecessor lessor rights. He stated that many years ago he represented the prior lessor of Tilly Foster Farm.

Legislator LoBue stated that she does not feel comfortable voting in favor of this.

Legislator Nacerino believed that the County gave the tenants ample notice. She stated that without this legislation we will not have the ability to followup and enforce anything.

RESOLUTION #231

APPROVAL/COUNTY ATTORNEY TO BRING LEGAL PROCEEDINGS/ 100 ROUTE 312, BREWSTER, NEW YORK (TILLY FOSTER FARM)

WHEREAS, the County of Putnam is the owner of certain real property located at 100 Route 312, Brewster, New York 10509, including the numerous buildings located thereon and more commonly known as the Tilly Foster Farm; and

WHEREAS, the Tilly Foster Farm was previously leased to The Society for the Preservation of Putnam County Antiquity and Greenways, Inc.; and

WHEREAS, said lease agreement required that any sublease entered into by The Society for the Preservation of Putnam County Antiquity and Greenways, Inc. would automatically terminate in the event said lease agreement was terminated by the parties, and in such event any sub-lessee would have ninety days to fully vacate; and

WHEREAS, subject to the terms of said lease agreement, The Society for the Preservation of Putnam County Antiquity and Greenways, Inc. previously entered into certain subleases for space at the Tilly Foster Farm; and

WEREAS, said lease agreement between the County and The Society for the Preservation of Putnam County Antiquity and Greenways, Inc. terminated on January 31, 2014, and at such time all subleases automatically terminated; and

WHEREAS, upon information and belief certain individuals continue to occupy space at the Tilly Foster Farm after the expiration of said ninety day period without entering into a lease with the County; and

WHEREAS, it has been determined that the continued occupancy of said space at the Tilly Foster Farm by said individuals is not acceptable; now therefore be it

RESOLVED, that the County Attorney is hereby authorized to bring whatever legal proceedings shall be necessary to eject any and all occupants at the Tilly Foster Farm who remain without a lease agreement with the County.

BY ROLL CALL VOTE: SEVEN AYES. ONE NAY – LEGISLATOR LOBUE. ONE RECUSAL – LEGISLATOR WRIGHT. MOTION CARRIES.

Item #5m – Approval/Support of Continuing the Putnam County Parking and Transfer Program was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Chairman Albano moved the following:

RESOLUTION #232

APPROVAL/SUPPORT OF CONTINUING THE PUTNAM COUNTY PARKING AND TRANSFER PROGRAM

WHEREAS, the County of Putnam and New York State entered into a Federal Aid Municipal Service Contract for the Putnam County Parking and Transfer Program most recently encompassed by New York State Contract #C017679 dated October 2, 2002, together with Supplemental Agreements Nos. 1, 2 and 3 dated October 1, 2004, January 1, 2007 and November 13, 2009, respectively, which have now expired; and

WHEREAS, the Putnam County Legislature recommends and approves the continuation of the Putnam County Parking and Transfer Program; now therefore be it

RESOLVED, that the County of Putnam be and hereby is authorized to enter into an agreement with New York State for the maintenance of the Park and Ride Lots in Putnam County and payment for passenger transfers between Putnam Area Rapid Transit (PART) and other commuter transportation systems; and be it further

RESOLVED, that payments made to the County of Putnam under the Agreement between Putnam County and New York State shall not, except as otherwise may hereafter be agreed to between Putnam County and New York State, exceed \$55,000 in reimbursements (Federal: \$44,000; State: \$11,000; County: \$0) for period January 1, 2013 through December 31, 2014; and be it further

RESOLVED, that the Putnam County Legislature authorizes the County Executive or his/her duly appointed designee to take such actions and execute such documents as may be necessary and appropriate to effectuate the purpose hereof.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5n – Approval/Acceptance of Amendment B for 2013-14 Snow & Ice Agreement with New York State was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Chairman Albano moved the following:

RESOLUTION #233

APPROVAL/ACCEPTANCE OF AMENDMENT B FOR 2013-14 SNOW AND ICE AGREEMENT WITH NEW YORK STATE

WHEREAS, by Resolution #286 of 2009, the Putnam County Legislature approved a Pilot Agreement (the “Agreement”) with the State of New York for Snow and Ice Removal; and

WHEREAS, under the terms of the Agreement, the County is responsible for clearing snow and ice from State Highways as designated by the Commissioner of Transportation of the State of New York (the “Commissioner”); and

WHEREAS, the Agreement was for a three year period commencing July 1, 2009 and was embodied in New York State Contract #D014735; and

WHEREAS, by Resolution #78 of 2012, the Putnam County Legislature approved to extend the term of the Agreement through June 30, 2014; and

WHEREAS, in order to more accurately reflect the 2013-14 winter season’s expenditures, an amendment to this Agreement (“Amendment B”) has been proposed for said winter season based on revised estimated expenditures; and

WHEREAS, approval and acceptance of Amendment B will enable New York State to reimburse Putnam County the additional sum of \$479,783.80 over and above the previous estimated expenditures set forth in the Agreement; and

WHEREAS, approval and acceptance of Amendment B will allow the processing of said reimbursement by New York State to Putnam County; now therefore be it

RESOLVED, that the Putnam County Legislature authorizes the County Executive to execute Amendment B, a copy of which is attached hereto.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**ECONOMIC DEVELOPMENT & ENERGY COMMITTEE
(Chairwoman Scuccimarra, Legislators Gross & Wright)**

Item #5o – Approval/Memorialization/In Support of Amendment Limiting Implementation and Enforcement of New Capacity Zone in Hudson Valley was next. Chairman Albano recognized Legislator Scuccimarra, Chairwoman of the Economic Development & Energy Committee. On behalf of the members of the Committee, Legislators Gross and Wright, Legislator Scuccimarra moved the following:

Legislator Scuccimarra explained that New York States electric grid is separated into zones based on the location of the electric generators and transmission lines. She stated that electric transmission constraints in the Hudson Valley are driving a Federal Mandate to create a new capacity zone by combining zones G, H, I and J which will raise the electric supply costs in the Hudson Valley.

Chairman Albano stated that these were rulings that would affect everyone in Putnam County negatively.

Legislator LoBue stated that the residents of Putnam County will be paying for the infrastructure and improvements. It is not acceptable that we will be paying more to supply New York City with electricity.

Legislator Oliverio stated that he would like to dispel the myth that he was given and that Deputy County Executive Walker mentioned at the Economic meeting and that is that this money is not for the repairs from damages due to Hurricane Sandy or Irene; that money has already been accounted for. He stated that everyone is already paying that through a surcharge on their electric bill. He stated that this new increase is in addition to those funds.

Legislator Gross stated that this is similar to the MTA tax. It is another way to get residents living outside of New York City to contribute.

Legislator Nacerino stated that this extra burden placed on our taxpayers was not acceptable.

Legislator Tartaro stated that it is a subsidy.

RESOLUTION #234

**APPROVAL/MEMORIALIZATION/IN SUPPORT OF AMENDMENT LIMITING
IMPLEMENTATION AND ENFORCEMENT OF NEW CAPACITY ZONE IN HUDSON VALLEY**

WHEREAS, the Federal Energy Regulatory Commission recently enacted regulations for a New Capacity Zone for Hudson Valley electric rates; and

WHEREAS, these new regulations have caused Hudson Valley businesses and residential taxpayers' electric bills to rise sharply; and

WHEREAS, these increased rates falls heavily on the residents of Putnam County; and

WHEREAS, Congressmen Maloney and Gibson, representing New York's Hudson Valley, have proposed an amendment to the Fiscal Year 2015 Energy and Water Appropriations Bill which would prohibit funds from enforcing the new capacity zone; and

WHEREAS, this Bill with the amendment passed the House of Representatives and is now awaiting U.S. Senate action; and

WHEREAS, Senator Schumer is sponsoring the amendment in the U.S. Senate; now therefore be it

RESOLVED, that the Putnam County Legislature requests Senator Schumer to use his best efforts and prestige to see that this amendment is also passed by the U.S. Senate.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5p – Approval/Opposing the EPA's Proposed Rule Clarifying the Definition of "Waters of the United States" Under the Clean Water Act was next. On behalf of the members of the Economic Development & Energy Committee, Legislators Gross and Wright, Legislator Scuccimarra moved the following:

Legislator Scuccimarra stated that she would be voting "no" on Items #5p and #5q because she would like to leave the Clean Water Act as it stands. She stated that she has not been able to process all of the different information that is available on this matter. She stated that the proposed rule would give Clean Water Act protection to about 20 million acres of wetlands and 2 million miles of streams. She explained that there is a problem with the interpretation of the Act.

Chairman Albano stated that he supports having clean water. He stated that we live in an area where there are regulations set forth by DEC and DEP which protect our water quality. He stated that his concern was that we would have another layer of government. He stated that many people that he has spoken to on the town level are opposed to this. They feel that the definition of navigable waters was not clear.

Legislator Gross stated that we were all in favor of clean water. However, he believed that this was another layer of bureaucracy. He stated that there was proposed legislation a number of years ago where if it had passed, the City of New York actually could dictate then and tell you what type of roof you put on your house.

Legislator Oliverio stated that he would be voting "no." However, he would support the tenor of our own NYSAC organization and Congressman Maloney who believe it should be revamped and made clearer.

Legislator LoBue stated that she agrees with Legislator Scuccimarra in that this is a heightened protection for wetlands. She would support the second resolution in that we need a stricter definition of navigable waters.

RESOLUTION #235

APPROVAL/OPPOSING THE EPA'S PROPOSED RULE CLARIFYING THE DEFINITION OF "WATERS OF THE UNITED STATES" UNDER THE CLEAN WATER ACT

WHEREAS, the Clean Water Act (CWA) was enacted in 1972 to restore and maintain the chemical, physical and biological integrity of our nation's waters and is used to oversee federal water quality programs for areas that have a "water of the U.S."; and

WHEREAS, the term navigable "waters of the U.S." was derived from the Rivers and Harbors Act of 1899 to identify waters that were involved in interstate commerce and were designated as federally protected waters; and

WHEREAS, since then, a number of court cases have further defined navigable "waters of the U.S." to include waters that are not traditionally navigable; and

WHEREAS, the outcomes of these cases in the U.S. Supreme Court have yielded conflicting interpretations of the definition of "Waters of the United States"; and

WHEREAS, Putnam County supports the reasonable protection of natural resources and acknowledges progress achieved under the Clean Waters Act in protecting water quality; and

WHEREAS, the Environmental Protection Agency (EPA) and the United States Army Corps of Engineers (ACOE) have developed a proposed regulation on Definition of "Waters of the United States" Under the Clean Water Act to clarify the EPA and ACOE's understanding and definition of the CWA that will inform all of EPA's regulatory programs and policy actions; and

WHEREAS, this proposed regulation creates greater uncertainty rather than clarity and would now capture a significant number of Putnam County Highway activities and transportation infrastructure that will now be subject to the CWA and its costly and time-consuming permitting and regulatory protocols; and

WHEREAS, the proposed regulation greatly expands the number of projects subject to jurisdictional determination or CWA permitting which do not currently require such oversight at great expense to the taxpayers of Putnam County with little, if any, substantive environmental benefit while diverting scarce resources from other programs that do provide environmental protection and conservation benefits; and

WHEREAS, the financial impact of the proposed regulations to Putnam County will create significant ongoing maintenance costs and delays to County citizens due to the need for jurisdictional determinations and expanded jurisdictional authority of EPA and the ACOE; and

WHEREAS, Putnam County believes that the standards for making jurisdictional determinations under the CWA and clarification or definition of the intent of the CWA should be accomplished only through the U.S. Congress, and limited by the decisions of the U.S. Supreme Court; now therefore be it

RESOLVED, that Putnam County urges EPA and the ACOE to withdraw the proposed CWA regulation immediately, work collaboratively with states and local governments to clarify federal jurisdiction under the CWA that is reasonable, environmentally responsible and respects the authority of state and local governments in ensuring the protection of our water resources; and be it further

RESOLVED, that copies of this resolution be sent to the United States Environmental Protection Agency, the Army Corps of Engineers, U.S. Senator Charles Schumer, U.S. Senator Kirsten Gillibrand, Congressman Sean Patrick Maloney, NYS Governor Andrew Cuomo, the National Association of Counties and the New York State Association of Counties.

BY ROLL CALL VOTE: FIVE AYES. FOUR NAYS – LEGISLATORS LOBUE, NACERINO, OLIVERIO, SCUCCIMARRA. MOTION CARRIES.

Item #5q – Approval/Support of Congressman Maloney’s Letter to the EPA Regarding the “Clean Water Act” was next. On behalf of the members of the Economic Development & Energy Committee, Legislators Gross and Wright, Legislator Scuccimarra moved the following:

Legislator Nacerino stated that she would support this. She stated that she is not opposed to the Clean Water Act. However, she believed that we needed a clearer understanding of the regulations.

RESOLUTION #236

APPROVAL/SUPPORT OF CONGRESSMAN MALONEY’S LETTER TO THE EPA REGARDING THE “CLEAN WATER ACT”

WHEREAS, the U.S. Environmental Protection Agency (EPA) and the Army Corps of Engineers (ACOE) have recently released a 371 page draft regulation for Definition of Waters of the U.S. Under the Clean Water Act; and

WHEREAS, this new proposed regulation would create more hardships upon our community; and

WHEREAS, our Congressman Sean Patrick Maloney has recently written to the U.S. EPA and the Department of the Army expressing concerns with the proposed regulations; and

WHEREAS, the Putnam County Legislature has reviewed this letter and agrees with the concerns raised; now therefore be it

RESOLVED, that the Putnam County Legislature agrees and supports Congressman Maloney in his request that you withdraw the interpretive rule, and ensure that future Clean Water Act regulations are developed in close consultation with State and Local partners.

BY ROLL CALL VOTE: EIGHT AYES. ONE NAY – LEGISLATOR SCUCCIMARRA. MOTION CARRIES.

**AUDIT & ADMINISTRATION COMMITTEE
(Chairman Castellano, Legislators Nacerino & Tartaro)**

Item #5r – Approval/Budgetary Amendment (14A088)/Commissioner of Finance/Vacancy Control Factor June 2014 – August 2014 was next. Chairman Albano recognized Legislator Castellano, Chairman of the Audit & Administration Committee. On behalf of the members of the Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #237

APPROVAL/BUDGETARY AMENDMENT /COMMISSIONER OF FINANCE/VACANCY CONTROL FACTOR/ JUNE 2014 – AUGUST 2014

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (14A088) to provide for the Vacancy Control Factor for June 2014 through August 2014; 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

Decrease Estimated Appropriations:

SEE ATTACHED SHEET	Personal Services	226,379
SEE ATTACHED SHEET	Fica	15,293
SEE ATTACHED SHEET	Dental	1,903
SEE ATTACHED SHEET	Life Insurance	393
SEE ATTACHED SHEET	Health Insurance	35,923
SEE ATTACHED SHEET	Vision	104
SEE ATTACHED SHEET	Flex Plan	<u>2,706</u>
		282,701

Decrease Estimated Revenues:

10101000 436101	State Aid – DSS	28,581
10101000 446101	Federal Aid – DSS	27,405
10601000 446111	Federal Aid – DSS	6,176
10131000 427705	Vacancy Control Factor	<u>220,539</u>
		282,701

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5s – Approval/Budgetary Amendment (14A090)/Board of Elections/Help Americans Vote Act (HAVA)/Printing & Forms was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #238

APPROVAL/BUDGETARY AMENDMENT (14A090)/BOARD OF ELECTIONS/HELP AMERICANS VOTE ACT (HAVA)/PRINTING & FORMS

WHEREAS, the Commissioners of the Board of Elections have requested reimbursement through the Help Americans Vote Act (HAVA) for the cost of a contract which provides for the licensing, updating and maintenance of all voting machines and EMS software for 64 months; and

WHEREAS, this contract was paid through funds originally budgeted to the Board of Elections Printing & Forms line by Resolution #80 of 2014; and

WHEREAS, the Commissioners of the Board of Elections have requested a budgetary amendment (14A090) to replenish the Printing & Forms line; 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 Revenues:

10145000 440892 Board of Elections – Help Americans Vote Act 82,083.33

Increase Appropriations:

10145000 54311 Board of Elections – Printing & Forms 82,083.33

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5t – Approval/Budgetary Amendment (14A092)/Health Department/Administration Contracts - (DSRIP) Delivery System Reform Incentive Payments was next. . On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #239

APPROVAL/BUDGETARY AMENDMENT /HEALTH DEPARTMENT/ADMINISTRATION CONTRACTS - (DSRIP) DELIVERY SYSTEM REFORM INCENTIVE PAYMENTS

WHEREAS, Westchester County Medical Center (WCMC) received funding from NYS Department of Health through the Delivery System Reform Incentive Payments (DSRIP) Planning Grants, the purpose of which is to fundamentally restructure the health care delivery system by reinvesting in the Medicaid program, with the primary goal of reducing avoidable hospital use by 25% over 5 years; and

WHEREAS, WCMC wishes to engage the Health Departments of Dutchess, Orange, Putnam, Rockland, Sullivan, Ulster and Westchester Counties in the DSRIP needs assessment activities; and

WHEREAS, Putnam County wishes to participate in the DSRIP planning process and provide technical assistance as described in the attached Scope of Services (the “Services”); and

WHEREAS, the New York State Association of County Health Officials (NYSACHO) has agreed to serve as the fiscal agent for the local health departments of the Counties; and

WHEREAS, at the conclusion of the needs assessment activities and before December 1, 2014, each local health department will submit an invoice to NYSACHO, certifying the completion of the “Services”; and

WHEREAS, NYSACHO shall compile the invoices and submit one bill to WCMC; and

WHEREAS, upon receipt of payment from WCMC, NYSACHO shall disburse the funds to each County, of which Putnam County is said to receive \$10,000 for its participation in the program; now therefore be it

RESOLVED, that the Putnam County Legislature authorizes the County Executive to enter into the attached letter of agreement with Westchester County Medical Center; and be it further

RESOLVED, that the following budgetary amendment (14A092) be made to account for the amount of \$10,000 to be awarded to Putnam County for its participation in this program:

WHEREAS, the Director of Office for Senior Resources has requested a fund transfer (14T205) to cover the cost of Senior Citizen holiday events from October through December 2014; 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:		
10677800 54320	Food	8,500

Increase:		
10677800 54989	Miscellaneous	8,500

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5w – Approval/Fund Transfer (14T213)/Consumer Affairs/Temporary was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #242

APPROVAL/FUND TRANSFER/CONSUMER AFFAIRS/TEMPORARY

WHEREAS, the Director of Consumer Affairs has requested a fund transfer (14T213) to provide funding for office coverage and assistance due to vacant positions; 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:		
10661000 51000 (661010103)	Personnel Services	10,000

Increase:		
10661000 51094	Temporary	10,000

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5x – Approval/Fund Transfer (14T214)/Office for Senior Resources/Temporary was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #243

APPROVAL/FUND TRANSFER/OFFICE FOR SENIOR RESOURCES/TEMPORARY

WHEREAS, the Director of Office for Senior Resources has requested a fund transfer (14T214) to cover Part Time Caseworker filling in for Caseworker recovering from surgery from 9/11/14 through 11/14/14; 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:

10677200 51000 (677210111)	Caseworker	3,000
10677200 58002	Social Security	<u>230</u>
		3,230

Increase:

10677700 51094	Temporary	3,000
10677700 58002	Social Security	<u>230</u>
		3,230

2014 Fiscal Impact – 0 –

2015 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5y – Approval/Repeal Resolution #180 of 2014 and Approval of Amendment to Renewal of Lease Agreement Between Putnam County and American Legion Post #275/ Town of Philipstown was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #244

APPROVAL/REPEAL RESOLUTION #180 OF 2014 AND APPROVAL OF AMENDMENT TO RENEWAL OF LEASE AGREEMENT BETWEEN PUTNAM COUNTY AND AMERICAN LEGION POST #275/TOWN OF PHILIPSTOWN

WHEREAS, American Legion Post #275 is the owner of certain real property located at Cedar Street, Town of Philipstown, State of New York, including the building, parking area and storage space located thereat (hereinafter the “American Legion”); and

WHEREAS, by Resolution #171 of 2012, the Legislature of Putnam County approved the execution of a Lease Agreement between Putnam County and the American Legion for the purposes of maintaining and providing a nutrition program and providing a senior center for the elderly population of Putnam County; and

WHEREAS, by Lease Agreement dated August 23, 2012 (hereinafter the “Lease”), Putnam County leased the American Legion for period August 1, 2012 through July 31, 2014 for the above stated purposes; and

WHEREAS, the Lease expired on July 31, 2014; and

WHEREAS, by Resolution #180 of 2014, the Putnam County Legislature authorized the renewal of the Leasehold Agreement between Putnam County and the American Legion in substantial conformance with the form previously submitted therefor; and

WHEREAS, said Leasehold Agreement previously submitted and authorized by the Putnam County Legislature has not been executed by the parties thereto inasmuch as the terms and conditions contained therein have changed in sum and substance; and

WHEREAS, Putnam County is desirous of continuing to occupy the American Legion and use the American Legion for the above stated purposes; and

WHEREAS, Putnam County is desirous of renewing the Lease with the American Legion for an additional two-year period; and

WHEREAS, the County Executive, with the advice and assistance of the County Attorney, has entered into discussions and negotiations with the American Legion for the renewal of the Lease for an additional two-year period on mutually agreeable terms and conditions; and

WHEREAS, pursuant to New York State County Law Section 215, the County Executive requests that the Putnam County Legislature authorize the renewal of the Lease; now therefore be it

RESOLVED, that Resolution #180 of 2014 is hereby repealed; and be it further

RESOLVED, that Putnam County may renew the Lease with the American Legion; and be it further

RESOLVED, that the County Executive, with the advice and assistance of the County Attorney, is authorized to finalize and execute the renewal of the Lease for an additional two-year period, on the terms and conditions contained on the renewal Lease, which renewal Lease shall be in substantial conformance with the form attached hereto as "Schedule A"; and be it further

RESOLVED, that this Resolution shall take effect immediately.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5z – Approval/Grant Application/Probation/NYS STOP-DWI Foundation Grant was next. On behalf of the members of the Audit & Administration Committee, Legislators Nacerino and Tartaro, Legislator Castellano moved the following:

RESOLUTION #245

APPROVAL/GRANT APPLICATION/PROBATION/NYS STOP-DWI FOUNDATION GRANT

WHEREAS, Section 5-1(D)(1) of the Putnam County Code requires the Legislature to approve all grant applications prior to submission; and

WHEREAS, the STOP DWI Coordinator would like to apply for a STOP DWI New York Foundation Grant under the High Visibility Road Checks/Saturation Patrols program in the amount of \$29,696.00; and

WHEREAS, the Audit & Administration Committee has considered and approved of this application; now therefore be it

RESOLVED, that the Putnam County Legislature approves and authorizes its DWI Coordinator to apply to the NYS STOP-DWI Foundation for a \$29,696.00 grant under its High Visibility Road Check program.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #7 – Recognition of the Public.

There were no members of the public that wished to speak.

Item #8 – Recognition of the Legislators.

Legislator Gross stated that the Brewster VFW has two scholarship opportunities for Brewster students. One is the “Patriots Pen” contest which is offered to Brewster Middle School students where they write an essay expressing their views on democracy. The second is “Voice of Democracy” which is an audio essay contest offered to Brewster High School students. The deadline for submissions for both programs is November 1, 2014. For more information you can contact Brewster VFW member Andrew DeStefano at 845-519-3085 or go to: www.vfw.org, click on Community, then Programs.

Chairman Albano wished everyone a safe and Happy Halloween.

At 7:40 P.M., Legislator Oliverio made a motion to go into executive session at the request of the County Attorney to discuss a litigation matter; seconded by Legislator LoBue. All in favor.

At 8:25 P.M., Legislator Oliverio made a motion to come out of executive session; seconded by Legislator LoBue. All in favor.

No action was taken.

There being no further business, at 8:25 P.M., Legislator Oliverio made a motion to adjourn; seconded by Legislator LoBue. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.