

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

Tuesday May 3, 2016 7:00 P.M.

The meeting was called to order at 7:00 P.M. by Chairwoman Nacerino who requested that Director of Veterans Affairs, Karl Rohde lead in the Pledge of Allegiance. Chairwoman Nacerino requested that Legislator Addonizio lead in the Legislative Prayer. Upon roll call, Legislators Scuccimarra, Gouldman, Addonizio, Albano, Gross, Castellano, LoBue, Wright and Chairwoman Nacerino were present. Also present was Legislative Counsel Van Ross.

PROCLAMATIONS

Chairwoman Nacerino recognized Legislator Gross who presented the “Putnam County Youth Bureau High School Senior Recognition Day” proclamation to Deputy Commissioner of Social Services/Mental Health/Youth Bureau, Joseph DeMarzo, Judge James Reitz, High School Seniors and Youth Bureau Representatives – Janeen Cunningham, Barbara Reitz, Charlessa Thatcher, Andrea Hoag.

**PUTNAM COUNTY YOUTH BUREAU HIGH SCHOOL SENIOR RECOGNITION DAY
MAY 3, 2016**

WHEREAS, Putnam County Youth Bureau Senior Recognition is an opportunity to celebrate the contributions young people make to our community every day of the year through volunteer service and service-learning;

WHEREAS, Putnam County recognizes our youth as important community members, and values their unique skills, perspectives, and ideas, as they lead awareness, service, and advocacy activities;

WHEREAS, Youth Bureau volunteers donate their time to programs such as Youth Court Teen-N-Kids Mentoring and a wide variety of service activities throughout Putnam County;

WHEREAS, realizing the need for community involvement, the citizens of Putnam County are proud to unite in assisting our youth to achieve their goals and help them to develop good citizenship;

WHEREAS, the accomplishments and achievements of these young citizens deserve the recognition and commendation of their community leaders; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim May 3, 2016 as Putnam County Youth Bureau High School Senior Recognition Day and thank these high school seniors for their long-standing dedication and commitment to the Putnam County community.

Chairwoman Nacerino recognized Legislator Albano who presented the “Support of the 2016 Sale of Buddy Poppies” proclamation to Ms. Joan Russell and the other members of the VFW Auxiliary #1374.

Director of Veterans Affairs, Karl Rohde explained the new “Soldier on the Shelf” initiative. He handed out small toy soldiers to the members in the audience asking them to display them on a shelf in their homes to remind them that Memorial Day is approaching. He asked that people attend a Memorial Day Ceremony and hand the toy soldier to a Veteran or Service member and thank them for their service.

SUPPORT OF THE 2016 SALE OF BUDDY POPPIES

WHEREAS, the annual sale of Buddy Poppies by the Veterans of Foreign Wars of the United States has been officially recognized and endorsed by government leaders since 1922; and

WHEREAS, V.F.W. Buddy Poppies are assembled by disabled veterans and the proceeds of this worthy fund raising campaign are used exclusively for the benefit of disabled and needy veterans, and the widows and orphans of deceased veterans; and

WHEREAS, the basic purpose of the annual sale of Buddy Poppies by Veterans of Foreign Wars is eloquently reflected in the desire to “Honor the Dead by Helping the Living”; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby urge the citizens of this community to recognize the merits of this cause by contributing generously to its support through the purchase of Buddy Poppies on the day set aside for the distribution of these symbols of appreciation for the sacrifices of our honored dead; and be it further

RESOLVED, that we urge all patriotic citizens to wear a Buddy Poppy as mute evidence of our gratitude to the men and women of this country who have risked their lives in defense of the freedom which we continue to enjoy as American citizens.

Chairwoman Nacerino recognized Legislator Gross who presented the “National Safe Boating Month” proclamation to Sheriff Smith, Undersheriff Convery, Captain Velotti, Mr. Charlie Melchner, Mr. James DiPlesi and members of the Coast Guard Auxiliary #603.

NATIONAL SAFE BOATING MONTH – MAY 2016

WHEREAS, recreational boating is a fun and enjoyable sport while being an excellent source of relaxation; and

WHEREAS, however, boating to the unprepared can be a risky sport; and

WHEREAS, knowledge and skills are important in reducing human error and improving judgment when boating; and

WHEREAS, if a person is aware of the risks, they are likely to take precautionary measures to protect themselves, their family, and their friends; and

WHEREAS, the United States Coast Guard Auxiliary has served the County for nearly seventy (70) years by providing boating education courses, making marine dealer visitations, conducting boating safety checks, and tending multi-mission patrols; and

WHEREAS, using their own boats and equipment, the Coast Guard Auxiliary has been able to reduce boating accidents and fatalities; and

WHEREAS, through volunteer services, the Coast Guard Auxiliary has made the waters of the County safer by spreading messages of boating safety, not only during National Safe Boating Month, but throughout the entire year; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby support the goals of the North American Safe Boating Campaign and proclaim May 2016 as “National Safe Boating Month” in Putnam County and the start of the year-round effort to promote safe boating.

Chairwoman Nacerino recognized Legislator Addonizio who presented the “May 7, 2016 as James L. DiPelesi Safe Boating Day” proclamation to Mr. James L. DiPelesi.

Mr. DiPelesi humbly accepted the proclamation and shared a story of when he was a young man, how he met an individual for approximately five minutes and he explained the huge impact that person had on his life.

MAY 7, 2016 AS JAMES L. DIPELESI SAFE BOATING DAY

WHEREAS, James “Jim” DiPelesi is a veteran with many credits to his name. Jim served in the United States Merchant Marine and the United States Navy during World War II. During his tour on a light cruiser in Tokyo Bay he was part and present to one of the pivotal moments of our history, the surrender of Japan, ending World War II; and

WHEREAS, for 21 years, Jim has served thousands of hours with the United States Coast Guard Auxiliary patrolling the Hudson River, Lake Mahopac, the East River, and the Long Island Sound; and

WHEREAS, On September 11, 2001 Jim and his crew served on a patrol boat at the George Washington Bridge, Ground Zero, and Indian Point assisting boats in distress. Jim was awarded a Medal for the assistance he and his crew provided that day; and

WHEREAS, Jim took the initiative to share his knowledge and experience with the youth within our community by teaching a Boating and Water Safety Course in the Putnam County Schools, a course he continues to conduct; and

WHEREAS, Jim’s respect for one of nature’s most valued gifts, Water, and his awareness for the necessity to be respectful and knowledgeable of the laws and safety measures that need to be followed while enjoying water activities is what motivated him to create the Coast Guard Auxiliary Flotilla on Lake Mahopac and donate his personal boat to that cause. It is with great respect and gratitude we recognize this gentleman who has pioneered the mission of safe boating with such personal dedication and focus in the Putnam County communities; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim, within the Safe Boating Month of May 2016, that May 7, 2016 be designated as the Jim DiPelesi Safe Boating Day!

Chairwoman Nacerino recognized Legislator Scuccimarra who presented the “Older Americans Month Blaze A Trail” proclamation to Office for Senior Resources Director Patricia Sheehy.

OLDER AMERICANS MONTH “BLAZE A TRAIL” – MAY 2016

WHEREAS, Putnam County includes a community of older Americans who deserve recognition for their contributions to our Nation; and

WHEREAS, Putnam County recognizes that older adults are trailblazers – advocating for themselves, their peers, and their communities – paving the way for future generations; and

WHEREAS, Putnam County is committed to raising awareness about issues facing older Americans and helping all individuals to thrive in communities of their choice for as long as possible; and

WHEREAS, we appreciate the value of inclusion and support in helping older adults successfully contribute to and benefit from their communities; and

WHEREAS, our community can provide opportunities to enrich the lives of individuals of all ages by promoting and engaging in activity, wellness, and social involvement; emphasizing home and community based services that support independent living; and ensuring community members can benefit from the contributions and experience of older adults; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim May 2016 as Older Americans Month. We urge every resident to take time this month to celebrate older adults and the people who serve them as powerful and vital individuals who greatly contribute to our community.

Chairwoman Nacerino recognized Legislator Castellano who presented the “Children’s Expo & Public Safety Day” proclamation to Program Coordinator of the Child Advocacy Center, Marla Behler and Commissioner of Emergency Services, Anthony Sutton.

RECOGNIZING THE CHILDREN’S EXPO & PUBLIC SAFETY DAY

WHEREAS, the Children’s Expo & Public Safety Day will be held on Saturday, May 14, 2016 from 11:00a.m. to 3:00p.m. on the Donald B. Smith Campus, Old Route Six, Carmel, NY to raise awareness about many aspects of child and public safety; and

WHEREAS, this event is co-presented by the Putnam County Child Advocacy Center (CAC) and the Putnam County Bureau of Emergency Services; and

WHEREAS, it is sponsored by Eric Gross, in memory of his late wife, Barbara, and by Putnam Hospital Center; and

WHEREAS, it is the mission of the Bureau of Emergency Services (BES) to protect life and property by providing coordination, communication, and training to all of Putnam’s Fire and EMS services. The BES also provides emergency management resources and initiatives, including training and equipping special teams for Fire Investigation, Fire Police, HAZMAT, and a Communications team. Additionally, the BES maintains a countywide communications system and continually seeks ways to improve response to both natural and manmade disasters; and

WHEREAS, the community is committed to keeping Putnam safe through the efforts of police, local government, social service agencies, private partnerships, and the efforts of extraordinary volunteer fire departments and service groups; and

WHEREAS, the CAC opened in 1999 to reduce trauma to child victims and their families by providing an immediate coordinated response to abuse allegations. Child safety and prevention education remain a priority, with the CAC providing education for the community to reduce the incidence of serious childhood injuries and death through events such as the Children’s Expo & Public Safety Day, Child Fatality Review Team, and partnering with local agencies to implement innovative programs to ensure the physical, mental, and emotional wellbeing of the Children of Putnam County; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby urge all Putnam residents to attend the Children's Expo & Public Safety Day organizations for the 11th year, as the event offers a wide range of services designed to support children and families in Putnam County.

**Item #4 – Approval of Minutes – Regular Meeting – April 5, 2016
Special Meeting – April 12, 2016
Special Meeting – April 14, 2016
Special Meeting – April 25, 2016**

The minutes were approved as submitted.

**Item #5 – Correspondence
a) County Auditor**

There was no activity during this reporting period.

Item #6 – Pre-filed resolutions:

**HEALTH, SOCIAL, EDUCATIONAL & ENVIRONMENTAL COMMITTEE
(Chairwoman Scuccimarra, Legislators Addonizio & LoBue)**

Item #6a – Approval/Memorialization/Urging New York State to Provide Technical and Financial Assistance to Counties to Hold Localities Harmless from New Costs Associated with Federal Child Care Law changes to Ensure Local Child Care Slots are not Lost Due to Increased Costs of Meeting New Federal Mandates was next. Chairwoman Nacerino recognized Legislator Scuccimarra, Chairwoman of the Health, Social, Educational & Environmental Committee. On behalf of the members of the Committee, Legislators Addonizio and LoBue, Legislator Scuccimarra moved the following:

RESOLUTION #86

APPROVAL/MEMORIALIZATION/URGING NEW YORK STATE TO PROVIDE TECHNICAL AND FINANCIAL ASSISTANCE TO COUNTIES TO HOLD LOCALITIES HARMLESS FROM NEW COSTS ASSOCIATED WITH FEDERAL CHILD CARE LAW CHANGES TO ENSURE LOCAL CHILD CARE SLOTS ARE NOT LOST DUE TO INCREASED COSTS OF MEETING NEW FEDERAL MANDATES

WHEREAS, the federal government is implementing new child care safety and quality standards that are intended to improve child care services nationwide; and

WHEREAS, Putnam County supports vital health and safety measures for child programs and strong training and support services for providers; and

WHEREAS, Putnam County recognizes that child care is critical to support working families and enhance child development and school readiness for children; and

WHEREAS, the new federal standards will require all child care providers to be checked against a variety of databases including FBI fingerprinting, National Crime Information Center, National Sex Offender Registry, state criminal and sex offender

registry, and child abuse and neglect registry in each state an applicant has resided over the past five (5) years; and

WHEREAS, the state estimates there are over 220,000 regulated and legally-exempt providers as well as household members over the age of 18 that would be required to have a background check at a cost of nearly \$102 per person; and

WHEREAS, these federal standards will require annual, unannounced full inspections of all facilities, including legally-exempt providers, which will require New York to conduct 25,000 additional inspections each year; and

WHEREAS, new federal rules will require a mandatory pre-service/orientation and ongoing health and safety training for all child care staff in a variety of topical areas including first aid/CPR; and

WHEREAS, in New York the cost of First Aid/CPR classroom training is estimated at \$125 per person and would apply to as many as 220,000 individuals; and

WHEREAS, the state has estimated that meeting these new standards could increase costs for the state, counties and child care providers by up to \$90 million; and

WHEREAS, while the federal regulation focuses on child development, it is essential that we recognize that child care is critical as a work support, and that the added costs of implementation will reduce subsidies to low income families who need child care in order to go to work; and

WHEREAS, due to significantly constrained property tax cap limits, counties do not have the ability to absorb new costs of this magnitude while also meeting new federal subsidy requirements including 12 month eligibility redetermination and the phase-out of families leaving the program; and

WHEREAS, without additional federal or state funding support to cover these increased costs counties may be forced to close intake (including closing active cases) or lower income thresholds, which will reduce the number of low income working families receiving subsidized child care services; now therefore be it

RESOLVED, that Putnam County call on the Governor and State Legislature to hold counties harmless from a fiscal perspective to ensure that existing child care slots and subsidies provided by counties are not jeopardized over the coming years as these new federal standards are implemented; and be it further

RESOLVED, that the Clerk of the Putnam County Legislature forward copies of this resolution to Governor Andrew M. Cuomo, Senate Majority Leader John Flanagan, Assembly Speaker Carl Heastie, Senator Susan Serino, Senator Terrence Murphy, Assemblywoman Sandra Galef, Assemblyman Stephen Katz and NYSAC.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

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

Item #6b – Approval/Appointments/Putnam County Traffic Safety Board was next. Chairwoman Nacerino recognized Legislator Gouldman, Chairman of the Protective Services Committee. On behalf of the members of the Committee, Legislators Gross and Wright, Legislator Gouldman moved the following:

RESOLUTION #87

APPROVAL/APPOINTMENTS/PUTNAM COUNTY TRAFFIC SAFETY BOARD

RESOLVED, that the following be appointed to the Putnam County Traffic Safety Board:

Lieutenant Kevin Owens, Town of Kent Police Department, for a three (3) year term, balance of said term to expire December 31, 2017.

Councilwoman Nancy Montgomery, Town of Philipstown, for a three (3) year term, balance of said term to expire December 31, 2017.

John O'Connor, Putnam County Safety Officer, for a three (3) year term, balance of said term to expire December 31, 2017.

James Oster, Retired Town of Kent Sergeant, will now represent the Town of Patterson, for the remainder of his three (3) year term, said term to expire December 31, 2016.

And be it further,

RESOLVED, that these appointees comply with any requirements to file an Oath of Office pursuant to the New York State Public Officers Law.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6c – Approval/Fund Transfer (16T056)/ Sheriff's Department/Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Gross and Wright, Legislator Gouldman moved the following:

RESOLUTION #88

APPROVAL/FUND TRANSFER (16T056)/ SHERIFF'S DEPARTMENT/OVERTIME

WHEREAS, the Sheriff's Department has requested a fund transfer (16T056) to cover Overtime costs due to open Correction Officers line; and

WHEREAS, the Protective Services Committee, Personnel Committee and the Audit & Administration Committee have reviewed and approve said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:

10315000 51000 (10144)	Open Personnel Line	4,087
10315000 51000 (10147)	Open Personnel Line	<u>4,550</u>
		8,637

Increase:

10315000 51093	Overtime	8,637
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2016 Fiscal Impact – 0 –

2017 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6d – Approval/Fund Transfer (16T057)/Sheriff’s Department/Temporary was next. On behalf of the members of the Protective Services Committee, Legislators Gross and Wright, Legislator Gouldman moved the following:

RESOLUTION # 89

APPROVAL/FUND TRANSFER (16T057)/SHERIFF’S DEPARTMENT/TEMPORARY

WHEREAS, the Sheriff’s Department has requested a fund transfer (16T057) to cover Temporary costs for the Cook; and

WHEREAS, the Protective Services Committee, Personnel Committee and the Audit & Administration Committee have reviewed and approve said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:		
10010000 13102	Open Personnel Line	4,069
Increase:		
10010000 51094	Temporary	4,069
	2016 Fiscal Impact – 0 –	
	2017 Fiscal Impact – 0 –	

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6e – Approval/Budgetary Amendment (16A017)/Bureau of Emergency Services/Hazardous Materials Emergency Preparedness (HEMP) Grant Program was next. On behalf of the members of the Protective Services Committee, Legislators Gross and Wright, Legislator Gouldman moved the following:

Legislator Wright stated that he would be recusing himself from the vote because his son is an Executive Director of the grantor agency.

RESOLUTION #90

APPROVAL/BUDGETARY AMENDMENT /BUREAU OF EMERGENCY SERVICES/ HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP) GRANT PROGRAM

WHEREAS, by Resolution #201 of 2015 the Putnam County Legislature approved and authorized the Putnam County Bureau of Emergency Services to apply for a grant under the 2015-16 Hazardous Materials Emergency Preparedness Grant (HMEP) program; and

WHEREAS, the Bureau of Emergency Services has requested a budgetary amendment (16A017) for the New York State Division of Homeland Security and Emergency Services (DHSES) grant awarded in the amount of \$3,815 through funding

provided by the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration (PHMSA); and

WHEREAS, the performance period for this grant is from September 30, 2015 through September 30, 2016; 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:

10398900 440898	Fed Aid – Hazardous Material Emerg. Prepared. Gr.	3,815
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Increase Appropriations:

10398900 54640	Fed Aid – Hazardous Material Emerg. Prepared. Gr. Education & Training	3,815
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2016 Fiscal Impact – 0 –

2017 Fiscal Impact – 0 –

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

Item #6f – Approval/Memorialization/NYSAC Resolution/Calling on the State of New York to Fully Reimburse Counties for District Attorney Salary Increases Set by the State was next. On behalf of the members of the Protective Services Committee, Legislators Gross and Wright, Legislator Gouldman moved the following:

RESOLUTION #91

APPROVAL/MEMORIALIZATION/NYSAC RESOLUTION/CALLING ON THE STATE OF NEW YORK TO FULLY REIMBURSE COUNTIES FOR DISTRICT ATTORNEY SALARY INCREASES SET BY THE STATE

WHEREAS, on December 24, 2015, New York State Commission on Legislative, Judicial, and Executive Compensation voted to recommend increasing all State Judge salaries in 2016 and 2018; and

WHEREAS, this salary increase recommendation occurred well after all counties set their 2016 budgets in law; and

WHEREAS, the recommended increase placed Supreme Court Judges' salaries at \$193,000 in 2016 and \$203,000 in 2018 and placed County Court Judges at 95% of a Supreme Court Justice's salary; and

WHEREAS, on April 1st the State approved the Commission's recommendation; and

WHEREAS, State Judicial Law 183-a links Judicial salaries with County District Attorneys' (DA's) salaries to be equal or higher than either the County Court Judge or Supreme Court Judge in a County, depending on full time or part time status; and

WHEREAS, for over 50 years, the State has funded all salary increases that they imposed on the Counties; and

WHEREAS, DA's are entitled to the compensation they are owed pursuant to State law for fulfilling the State constitutional and statutory duties related to the enforcement of the State penal law; and

WHEREAS, on April 1, 2016 the State Legislature enacted a \$150 billion State Budget, but did not include the funding for the \$1.6 million in reimbursement costs for the increase in DA salaries; and

WHEREAS, the State has been careful over the past few years to avoid shifting costs to the local tax base, mindful of the impact locally with the State imposed property tax cap; and

WHEREAS, for many Counties this salary increase represents approximately 1/3 of their total allowable property tax growth for all government operation in 2016; now therefore be it

RESOLVED that the County of Putnam calls on the State of New York to immediately pass legislation and pay for this increase retroactive to April 1, 2016, and not pass this unfunded mandate on to local taxpayers.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

PHYSICAL SERVICES COMMITTEE
(Chairman Albano, Legislators Castellano & Scuccimarra)

Item #6g – Approval/Budgetary Amendment (16A018)/Highways & Facilities/Fair Street Stormwater Improvement Project was next. Chairwoman Nacerino recognized Legislator Albano, Chairman of the Physical Services Committee. On behalf of the members of the Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #92

**APPROVAL/BUDGETARY AMENDMENT /HIGHWAYS & FACILITIES/FAIR STREET
STORMWATER IMPROVEMENT PROJECT**

WHEREAS, the Commissioner of Highways & Facilities has requested a budgetary amendment (16A018) to perform the Fair Street Stormwater Improvement Project; and

WHEREAS, the Physical 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 Estimated Appropriations:

58989000 53000 51615	Fair St Stormwater Improvement Project	440,000
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Increase Estimated Revenues:

58989000 430971 51615	State Aid – Fair Street – SWIP	120,000
58989000 427701 51615	Unclassified	<u>320,000</u>
		440,000

2016 Fiscal Impact – 0 –

2017 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6h – Approval/Budgetary Amendment (16A021)/ Highways & Facilities/ 2016 CHIPS was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #93

APPROVAL/BUDGETARY AMENDMENT / HIGHWAYS & FACILITIES/ 2016 CHIPS

WHEREAS, the Commissioner of Finance requested a budgetary amendment (16A021) to amend the 2016 CHIPS County Capital Project Budget to reflect the adopted NYS Budget; and

WHEREAS, the Physical 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 Estimated Appropriations:

55197000 53000 51610	CHIPS 2016	169,056
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Increase Estimated Revenues:

55197000 435011 51610	State Aid – CHIPS 2016	169,056
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2016 Fiscal Impact – 0 –

2017 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6i – Approval/Fund Transfer (16T066)/Finance/Veterans Home Generator was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

Legislator LoBue questioned why we were utilizing contingency funds. She stated that in the Highways & Facilities' supplies and material line there is \$126,000 remaining balance. She stated that typically the County underruns the Adopted Budget somewhere between 6% - 8%. She questioned why, in the fifth month of the year, we are already dipping into the contingency fund. She believed that the \$5,550 should be transferred from the Highways & Facilities budget.

Legislator LoBue made a motion to table this item; seconded by Legislator Wright.

Legislator Albano believed that they decided to take it from contingency because it was not an anticipated cost. He stated that with either place it comes from we will need to spend the money to replace the generator that is not operating.

By Roll Call Vote on the motion to Table: Five Ayes – Legislators Addonizio, Gouldman, Gross, LoBue and Wright. Four Nays – Legislators Albano, Castellano, Scuccimarra and Chairwoman Nacerino. Motion Carries.

APPROVAL/FUND TRANSFER /FINANCE/VETERANS HOME GENERATOR

WHEREAS, the Finance Department has requested a fund transfer (16T066) to cover the costs associated with the purchase and installation of a Generator at the Veterans Home; and

WHEREAS, the Physical Services Committee and the Audit & Administration Committee have reviewed and approve said fund transfer; now therefore be it RESOLVED, that the following fund transfer be made:

Decrease:		
10199000 54980	General Contingency	5,550
Increase:		
10651100 52680	Other Equipment	5,550
	2016 Fiscal Impact \$5,550	
	2017 Fiscal Impact – 0 –	

Item #6j – Approval/Amend Resolution #167 of 2012/ County Office Building Renovations was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

Legislator Gross stated that he was supportive of this request. He stated that for five (5) years there have been leaks with the façade of the building.

Legislator Albano stated that this is an example where the anticipated amount of money needed was not used. He stated that now we can use it for additional work that needs to be done.

Chairwoman Nacerino stated that the original resolution cited that it was only for first floor renovations. She believed it was a common sense action to utilize the remaining funds elsewhere within the County office building.

RESOLUTION #94

APPROVAL/AMEND RESOLUTION #167 OF 2012/ COUNTY OFFICE BUILDING RENOVATIONS

WHEREAS, by Resolution #167 of 2012, budgetary amendment (12A050) was approved which limited the spending of bond proceeds of \$154,500 specifically to continue first floor renovations of the County Office Building; and

WHEREAS, Commissioner of Finance Carlin has indicated that these renovations are near completion and there is approximately \$97,000 remaining in project funding; and

WHEREAS, Commissioner Carlin is requesting that this remaining funding be utilized to address renovations throughout the County Office Building such as; façade improvements, security enhancements and improved handicapped accessibility; and

WHEREAS, the Physical Services Committee has reviewed and approves this request; now therefore be it

RESOLVED, that the Putnam County Legislature authorizes that the remaining bond proceeds of \$97,000 from Resolution #167 of 2012 be utilized to address renovations needed throughout the County Office Building.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6k – Approval/Sale of County Property Pursuant to Chapter 31 of the Putnam County Code /Town of Patterson TM# 25.41-1-19 was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #95

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

WHEREAS, per Resolution # 101 of 2015 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 # 209 of 2015, 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 16 Freemont Road, Patterson, New York (Patterson TM # 25.41-1-19); and

WHEREAS, the Putnam County Administration recommends the acceptance of the negotiated offer of \$45,000.00, 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 16 Freemont Road, Patterson, New York (Patterson TM # 25.41-1-19) 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 16 Freemont Road, Patterson, New York (Patterson TM # 25.41-1-19) 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: SEVEN AYES. ONE NAY – LEGISLATOR LOBUE. ONE ABSTENTION – LEGISLATOR WRIGHT. MOTION CARRIES.

Item #6L – Approval/Sale of County Property Pursuant to Chapter 31 of the Putnam County Code / Town of Kent TM # 10.20-1-69 was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #96

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

WHEREAS, per Resolution # 101 of 2015 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 # 209 of 2015, 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 Town of Kent TM # 10.20-1-69; and

WHEREAS, the Putnam County Administration recommends the acceptance of the negotiated offer of \$20,000.00, 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 Town of Kent TM # 10.20-1-69 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 Town of Kent TM # 10.20-1-69 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: SEVEN AYES. ONE NAY – LEGISLATOR LOBUE. ONE ABSTENTION – LEGISLATOR WRIGHT. MOTION CARRIES.

Item #6m – Approval/Grant Application/ Office for Senior Resources/ State and Municipal Facilities Program (“SAM”) Grant for Putnam County’s Carmel Friendship Center was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

Legislator LoBue stated that it was great that we were applying for a \$550,000 grant, however, she questioned what the total cost of this renovation was. She stated that we are doing so many construction projects at once. She stated that she was concerned that there was no specificity of how the grant would be spent. She stated that two (2) years ago the Commissioner of Highways & Facilities presented a plan to the Physical Services Committee which was close to \$1 million that needed to be bonded for this project. She stated that she was not clear on the total cost of this project now. She stated that she was concerned that moving forward with this project without specificity that we would be in the same position that we seem to be in with most of these capital projects.

Chairwoman Nacerino stated that before us this evening is the opportunity to apply for a grant in the amount of \$550,000 from the New York State Dormitory Authority.

Legislator Albano stated that when these grants are available, if we don't apply for them they will go somewhere else. He stated that he was glad to see that our Department Heads were looking for monies available. He stated that there were no doubts that improvements and changes needed to be made to the Senior Center. He stated that this was the first step and if we receive the \$550,000 we can then decide how it will be utilized and what needs to be done.

Legislator Addonizio stated that at the bottom of Schedule A "Project Description for the Expanded and Improved Carmel Senior Center" it states Total Estimated Costs of \$550,000. She questioned if all of the items listed were included in that amount.

Legislator LoBue stated that she did not want to see us back into a project like we have done in the past. She stated that an item on the agenda tonight pertains to Tilly Foster Farm. She stated that obviously there was a mistake made because they are asking for an additional \$1.1 million in bonding. She believed that the proper way to handle this was to have a total plan with costs based on the project and then apply for grants or other sources of income.

Chairwoman Nacerino stated that ideally that would be something to strive for, however, when a grant becomes available, that is when we have to actively seek it.

Legislator Scuccimarra stated that there are no matching funds required for this grant. She stated that we have to seize the day with grants and that there is no guarantee how long it will take to get this grant. She stated that we have a good idea of what the Senior Center needs, therefore, she believed that we needed to move forward. She stated that these items were discussed in the Physical Services Committee.

Legislator Wright stated that to the extent that this was discussed extensively a year or so ago, he believed that we do have a good idea of what the cost is. He stated that if more than a year ago it was over \$1 million, he believed it would be more now. He did not believe that we were being honest and candid. He stated that to say a grant comes along that we have to apply for it may be applicable in some instances. However, when a defined plan has been analyzed and a bond was before the Legislature and then to come back with something like this without a commitment with how the project has been reduced so that it could be built out for the grant amount seemed to be dishonest. He believed that we should have shovel ready projects knowing the costs when funds are available. He believed that the County does know what this will cost and if it will be \$1

million or \$1.5 million then he believed there should be discussion and public input. He believed that we were turning a blind eye to what we already know what is intended to be done there.

Chairwoman Nacerino believed that no one is alluding to the fact that this will be the total scope or total cost for the project. We are just entertaining the opportunity to pursue a grant.

Legislator Castellano stated that we can turn the grant down later; this is the opportunity to apply for the \$550,000. He stated that it is \$550,000 that will go to another County if we don't step forward and help our seniors. He stated that we have a building that needs repair and this is the opportunity to get \$550,000 for Putnam County and a savings to our taxpayers.

Legislator Albano stated that if the funds come through we would know that we have a budget to start with and can back into where it should go. He questioned how we could refuse money that will go to another County if we don't act on this. He believed that we should be applying for more of these types of grants and back our numbers into them so that it makes sense.

Legislator Wright believed that a commitment should have been secured that there were renovation projects that can be done within the confines of the grant exclusively and won't implicate cost overruns such as; starting to do a piece of work that leads to do another piece of work. He stated that we've seen this whenever we get involved in any kind of renovation situation. He stated that he does not disagree that there are renovations needed, however, this Legislative vote should not be to go out and get \$550,000 of available funding without the assurance and guarantee from our staff professionals that certain renovations can be done within that budget. He stated that when the grant comes in there need be no further discussion because they would fix what they promised to fix for the \$550,000. He believed that the failure to do this upfront leaves it nebulous as it could be.

Chairwoman Nacerino stated that there has been lengthy discussion of the proposed project in the future. She believed this would be the opportunity to offset a project that ultimately we will need to do.

Legislator Gross stated that there are no matching funds. He did not understand how we could say no. He stated that we can put a stipulation on the project that the Administration cannot come back for additional funds.

Legislator Addonizio stated that there is a great need for renovations at the Senior Center. She stated that many of her constituents from the Town of Kent utilize that facility. She stated that she would like to see this renovation project stay within the confines of the \$550,000.

RESOLUTION #97

APPROVAL/GRANT APPLICATION/OFFICE FOR SENIOR RESOURCES/STATE AND MUNICIPAL FACILITIES PROGRAM ("SAM") GRANT FOR PUTNAM COUNTY'S CARMEL FRIENDSHIP CENTER

WHEREAS, Section 5-2(E) of the Putnam County Code provides, in relevant part, that an applicant of any grant application not requiring any Putnam County (the "County") matching funds shall notify the Putnam County Legislature (the "Legislature") of the submission of a grant application and, further, if the Legislature objects to such grant application, the applicant shall withdraw it forthwith; and

WHEREAS, the Office for Senior Resources ("OSR"), as applicant, has notified the Legislature of its intent to seek a \$550,000 grant administered through the Dormitory Authority State of New York ("DASNY") and awarded by the State and Municipal Facilities Program ("SAM") for the renovation, expansion and improvement to the Putnam County Senior Center located at 110 Old Route 6, Carmel, New York (the "Carmel Friendship Center"); and

WHEREAS, the purpose of the grant is to subsidize the costs associated with the renovation, expansion and improvement of the Carmel Friendship Center as more fully set forth on Schedule A annexed hereto; and

WHEREAS, the County is required to submit a Preliminary Application and Project Information Sheet in connection with the associated application process, which documents are annexed hereto as Schedule B; and

WHEREAS, there is no matching fund requirement by the County to accept the SAM grant for the renovation, expansion and improvement of the Carmel Friendship Center; and

WHEREAS, this grant application has been approved by the Physical Services Committee of the Putnam County Legislature; now therefore be it

RESOLVED, that the Legislature supports OSR's request to submit its application for a \$550,000 grant administered through DASNY and awarded by SAM and it is hereby authorized and approved.

BY ROLL CALL VOTE: SEVEN AYES. TWO ABSTENTIONS – LEGISLATORS LOBUE & WRIGHT. MOTION CARRIES.

Item #6n - Approval/ Bond Resolution/ Improvements at Tilly Foster Farm Campus / Total Estimated Cost \$2,100,000 / Increase the Appropriation for the Project by \$1,100,000 / Amend Bond Resolution to Reflect Increase was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

Legislator LoBue made a motion to table; seconded by Legislator Wright.

Legislator LoBue stated that she would like to temporarily put the brakes on this in order to get clearer cost controls over this project. She stated that last year we were asked to approve approximately \$1.3 million and we were told that there was a pending contract with BOCES. She stated that never materialized. She stated that construction started approximately three (3) years ago and the clock has been ticking and so has the cost to the taxpayers. She stated that she would like to have a Public Hearing because of the huge expenditure of funds without input from the taxpayers. She stated that she would like to see how much is being spent on County labor and overtime costs. She believed that the Legislature was given vague answers as to why the Administration needs this additional \$1.1 million. She stated that she would like to see details and if there is a written commitment from BOCES. She stated that we cannot stop the project, however, we need oversight such as; the scope of the project and details on how these funds will

be used. She stated that the Legislature is just being told that the project was underestimated. She believed that we needed to err on the side of caution.

Chairwoman Nacerino believed that the BOCES contract is very close to being executed. She stated that she was very confident that it will transpire. She stated that we did not pursue the renovations at Tilly Foster Farm contingent on BOCES. She stated that although overtime costs seem excessive, however, it has always been proven that using in-house labor is less expensive than outsourcing. She believed that at the Physical Services Committee meeting, Deputy County Executive Walker was very detailed in explaining the necessity for this bond for the infrastructure improvements.

Legislator Scuccimarra stated that she did not believe there was any error made. She stated that when you start digging into a project on a building that has not been touched in 50 years, of course you are going to find things that you didn't expect to find. She stated that there was a very good presentation given by County Executive Walker at the last Committee meeting. She stated that it was discussed at great length and there have been many public forums. She believed that the vision of the farm is going in the direction of what the public wanted; farm animals, education center and perhaps a farm to table restaurant. She stated that we are moving forward with many of those projects. She did not believe that this is an error or needed to be held up anymore.

Legislator Addonizio stated that at this point we have no choice but to move forward. She stated that last month she visited the farm with Legislator Gross. She stated that extensive work has been done; the entire septic system as well as an underground power supply. She stated that an elevator was installed in order to be ADA compliant. She stated that the lower level is now available as extra space and in order for that to happen they had to dig down 12 inches so that the ceiling height would be compliant. She stated that they utilized the ATI program for that project. She stated that she visited the farm again today and met the Administrators of BOCES who toured the facility and were very impressed with the construction and looking forward to coming on board. They are also very interested in the culinary program and in the future are interested in bringing in a Vet Tech program and an Equine Science program.

Legislator Albano stated that our public meetings put us in this direction and that is how we got to this point. He stated that when we look at overages, it is not uncommon with projects of this size for these things to happen. He believed that we spent anywhere from \$600,000 to \$800,000 on studies for the proposed Kent Senior Center which never came to fruition. He stated that in this case we did everything in-house, so a lot of the money spent can be seen; it was not on studies. He stated that major issues on the farm were septic, well, electric, etc. He stated that these are issues that would have cost hundreds of thousands of dollars if we did nothing. He stated that he never approved this based on the BOCES contract. He stated that was something over and above that sounded fantastic. He stated that there will be many opportunities now that we have a facility which is ADA compliant and has the proper water, septic and is located right off Interstate 84. He explained the many underlying safety issues discovered when the renovations started. He stated that after spending a few million dollars to purchase the farm and a few million just to keep it operating the way it was, he believed it made sense to bond these renovations to have a beautiful facility.

Legislator Gross stated that he was prepared to vote "no" on this bond. However, after visiting the facility, he explained that with the amount of work that was done, the facility

has come a long way. He believed that the BOCES contract was more definite now and the people are looking forward to coming in and he did not want to lose the account. He stated that it is important to maintain our County owned facilities. He stated that the Kern Building where the Motor Vehicle Department is, the water is undrinkable, the septic backs up and there is mold in certain areas. He believed these things needed to be addressed. He stated that he would support this bond because he wants to move forward with this project. He believed we needed to demand stricter oversight moving forward with the funds through the Physical Services Committee.

Legislator LoBue stated that last year we voted for a draft plan for Tilly Foster Farm and bonding for \$1.3 million, which she and Legislator Wright voted "no." She stated that for Legislator Gross to make a statement that going forward we will request tighter cost controls, she believed that it was too late. She questioned where we were getting all this money from. She stated that we needed to prioritize our spending. She stated that we do not have definitive plans, no money was spent on engineering that put us in the position we are in now. She stated that general rule of thumb is 10% of the total cost of the project. She stated that she cannot enumerate the cost savings to the public by doing this in house. She stated that none of us have that information. She believed that this major construction project should have been put out to bid. She stated that we are utilizing Highway and Parks personnel on this project. She believed that we were leaving a legacy of debt for the future and that we do not have a business plan on how we are going to make this investment back.

Legislator Albano stated that design plans could cost in the hundred thousands of dollars. He stated that kind of money is now going to be put into this project with hard costs such as; buildings, septic, wells, water lines. He believed it made sense. He stated that with regard to spending money, he believed we can't make blatant statements that we don't know where we are going. He stated that we are very careful with our bonding. He stated that when we get done bonding these projects we will have less money owed out than we did several years ago. He stated that when our Auditors review our books, they believe our bonding and the way we spend money is appropriate. He stated that we are bonding things that have a useful life.

Legislator Gross stated to Legislator LoBue's points about oversight. He believed that we need to demand a monthly report to the Physical Services Committee of what was spent and what was done.

Legislator LoBue stated that we are in violation of the Charter as we speak because there is a requirement on a monthly basis we are supposed to receive a status report on projects.

Legislator Castellano stated that this is a fantastic property that we own. He stated that the only alternative is to give it back to the City. He stated that we have had public forums and people came forward and wanted to keep the structure of the farm and to see farm animals. He stated that we are taking one building, rebuilding it and repurposing it. He stated that he can't wait for the day when we can connect the property to the bikepath. He stated that whenever we have had an event at the farm, it has been overwhelmed by people. He believed it was a fantastic opportunity to bring more people to Putnam County and employ people at the new facility. He believed it was a win-win situation. He stated that, unfortunately, we have to put some money up front, but he believed it was the right thing to do for Putnam County.

Chairwoman Nacerino provided a little history on Tilly Foster Farm. In 1997 Putnam County signed a Memorandum of Agreement (MOA) with the City of New York to protect our water supply. In 2002 the Legislature unanimously approved the acquisition of 199 acres and the use of \$3.8 million of the East of Hudson Water Quality Investment Program funds for the purpose of water quality protection and the preservation of open space. She stated that we have expended approximately \$2 million maintaining the property which still had an unsafe structure, lack of water and power supplies or septic upgrades. She stated that moving a decade forward we were committed to improving Tilly Foster Farm and realizing its potential. She stated that proper septic repairs were needed, ADA bathrooms, safe power supply and potable water. The existing state jeopardized the welfare of our patrons. She stated that in addition to bonding \$1.3 million, tonight we are considering another \$1.1 million for additional infrastructure improvements, which she will be approving. She believed that the people of Putnam deserved a beautiful facility to enjoy. She stated that with our population declining we have to have amenities to attract and keep people here. She stated that she compared some areas in Westchester County with comparative population within our scope and all had many more appealing amenities. She stated that the City of New Rochelle has an estimated population of 80,000 and they have 38 recreational facilities, trails and golf courses. She stated the City of Yonkers that has double our population boasts two (2) public pools, several golf courses, bikeway, 13 senior centers and more than 70 parks. She stated that the City of White Plains with an approximate population of 58,000 is home to pools, parks, ice skating rink, performing arts center, two (2) public golf courses and more. She stated that all of these areas are on the uptick and have become increasingly more attractive as places to reside or visit. She believed that Tilly Foster Farm will provide a wonderful experience for both residents and tourists.

Legislator Wright stated that each of the cities Chairwoman Nacerino mentioned has a different tax base. They have a different economic structure and proximity to New York City. He stated that we do not even have one (1) city in Putnam County, let alone the three (3) mentioned in Westchester, each with their own ability to tax their citizens. He stated that we are not dealing with what could be called cost overruns or unexpected events. He stated that in less than a year to ask this Legislature to double the expenditure is not a cost overrun or unexpected development. He believed it was either a willful failure to present the facts as they can be reasonably known to be or was serious mismanagement of project responsibilities. He stated that counties that choose to post audit after the monies are spent, he believed was the proverbial barn door closing after the animals are gone. He believed it wouldn't be long like other counties who are teetering on the brink. He stated that he doesn't suggest that the County not move forward, however, he did suggest you make sufficient time to have credible evidence before you and he also believed that it was a great idea to have public input at a public hearing. He was not sure there would be such overwhelming support by the previous Legislature, who purchased the farm for \$3 million with EOH funds, if they were told it was going to be a \$6 or \$7 million project. He believed we would be in no better position to complain or argue if another Legislature sat here next year having the exact same argument because nobody required any specificity before the taxpayers were saddled with costs going forward. He stated that we are just asking for; is this the end, and how does this \$1.1 million gets us to that end? He stated that we do not know that with the information before us.

Legislator Gouldman stated that we've owned Tilly Foster Farm for 14 years. He did not believe that the Legislators then thought that it would cost over \$8 million to get to where we are. He stated that the only fiscally responsible thing to do right now is to support this \$1.1 million and stop kicking the can down the road, otherwise, he believed that the amount would only increase. He stated that we received a commitment from Deputy County Executive Walker that this was it; there will be no more. He stated that if we sell the property back to the city, it can only be sold back for \$1.00. He stated that if we turn it into a park, we are still responsible for maintenance. He stated that some individuals have suggested making it a horse farm again, however, over the last 14 years the County has only generated \$500,000 in revenue. He did not believe these options were fiscally responsible. He stated that there is a vision now for the farm and he believed it was fiscally responsible to move forward.

Chairwoman Nacerino called for a Roll Call on the motion to table.

By Roll Call Vote: Two Ayes – Legislators LoBue and Wright. Seven Nays – Legislators Addonizio, Albano, Castellano, Gouldman, Gross, Scuccimarra and Chairwoman Nacerino. Motion Fails.

Chairwoman Nacerino called for a Roll Call on the resolution.

RESOLUTION #98

EXTRACT OF MINUTES

Meeting of the County Legislature of
the County of Putnam, New York

May 3, 2016

* * *

A regular meeting of the County Legislature of the County of Putnam, New York, was held at the Historic County Courthouse, Gleneida Avenue, Carmel, New York, on May 3, 2016, at 7 o'clock P.M. (Prevailing Time).

The following Legislators were present: Addonizio, Albano, Castellano, Gouldman, Gross, LoBue, Scuccimarra, Wright and Chairwoman Nacerino.

There were absent: None

Also present: Diane Schonfeld, Clerk of the County Legislature
Clement Van Ross, Legislative Counsel

* * *

Legislator Albano offered the following resolution and moved its adoption:

**RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK,
ADOPTED MAY 3, 2016, AMENDING THE BOND RESOLUTION
ADOPTED ON AUGUST 4, 2015**

Recitals

WHEREAS, the County Legislature of the County of Putnam, New York, has heretofore duly authorized the construction of various improvements at the Tilly Foster Farm campus (the "Project"), at the estimated maximum cost of \$1,000,000, pursuant to the bond resolution adopted by the County Legislature on August 4, 2015; and

WHEREAS, the estimated cost of the Project has now been determined to be \$2,100,000, and it is necessary and in the public interest to increase the appropriation for the project by \$1,100,000 and to amend said bond resolution to authorize the issuance of \$2,100,000 bonds to reflect such increase;

Now, therefore, be it

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF PUTNAM, NEW YORK (by the favorable vote of not less than two-thirds of all members of said County Legislature) AS FOLLOWS:

Section (A) The bond resolution of the County of Putnam duly adopted by the County Legislature on August 4, 2015, entitled:

"Bond Resolution of the County of Putnam, New York, adopted August 4, 2015, authorizing the construction of various improvements at the Tilly Foster Campus; stating the estimated total cost thereof is \$1,000,000; appropriating said amount therefor, and authorizing the issuance of \$1,000,000 serial bonds of said County to finance said appropriation,"

is hereby amended to read as follows:

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED ON AUGUST 4, 2015 AND AMENDED ON MAY 3, 2016, AUTHORIZING THE CONSTRUCTION OF VARIOUS IMPROVEMENTS AT THE TILLY FOSTER FARM CAMPUS; STATING THE ESTIMATED TOTAL COST THEREOF IS \$2,100,000; APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$2,100,000 SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

THE COUNTY LEGISLATURE OF THE COUNTY OF PUTNAM, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. The County of Putnam, New York (herein called "County"), is hereby authorized to construct various improvements at the Tilly Foster Farm campus, including: (a) improvements to the campus-wide water supply system, at the estimated

cost of \$115,000; (b) improvements to the campus-wide power supply system, at the estimated cost of \$70,000; and (c) the rehabilitation of various buildings, at the estimated cost of \$1,915,000. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$2,100,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$2,100,000 serial bonds of the County to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$2,100,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. (a) The period of probable usefulness of the object or purpose for which \$115,000 of said bonds are authorized to be issued (water supply), within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

(b) The period of probable usefulness of the object or purpose for which \$70,000 of said bonds are authorized to be issued (power supply), within the limitations of Section 11.00 a. 5 of the Law, is thirty (30) years.

(c) The period of probable usefulness of the object or purpose for which \$1,915,000 of said bonds are authorized to be issued (building rehabilitation), within the limitations of Section 11.00 a. 12 (a)(3) of the Law, is ten (10) years.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This bond resolution shall take effect upon the approval of the Putnam County Executive, and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in "*The Putnam County Courier*," "*The Putnam Press*," and "*The Putnam County News & Recorder*," three newspapers, each having a general circulation in the County and hereby designated as the official newspapers of the County for such publications.

Section (B) The amendment of the bond resolution as set forth in Section (A) of this resolution shall in no way affect the validity of any liabilities incurred, obligations issued, or action taken pursuant to said bond resolution prior to amendment, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as amended.

Section (C) This bond resolution shall take effect upon the approval of the Putnam County Executive, and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in "*The Putnam County Courier*," "*The Putnam Press*," and "*The Putnam County News & Recorder*," three newspapers, each having a general circulation in the County and hereby designated as the official newspapers of the County for such publications.

* * *

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES: SEVEN – Legislators Addonizio, Albano, Castellano, Gouldman, Gross, Scuccimarra, and Chairwoman Nacerino.

NOES: TWO – Legislators LoBue and Wright.

The resolution was declared adopted.

CERTIFICATE

I, Diane Schonfeld, Clerk to the County Legislature of the County of Putnam, State of New York, HEREBY CERTIFY that the Resolution No.172 -2016 contained in the foregoing annexed extract from the minutes of a meeting of the County Legislature of said County of Putnam duly called and held on May 3, 2016, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on May 3, 2016 and approved by the County Executive on May ____, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County of Putnam this ____ day of May, 2016.

(SEAL)

Diane Schonfeld
Clerk to the County Legislature

NOTICE

The resolution, a summary of which is published herewith, has been adopted on August 4, 2015, and amended on May 3, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the COUNTY OF PUTNAM, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is

commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Diane Schonfeld
Clerk to the County Legislature

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED ON AUGUST 4, 2015 AND AMENDED ON MAY 3, 2016, AUTHORIZING THE CONSTRUCTION OF VARIOUS IMPROVEMENTS AT THE TILLY FOSTER FARM CAMPUS; STATING THE ESTIMATED TOTAL COST THEREOF IS \$2,100,000; APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$2,100,000 SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

Object or purpose: to construct various improvements at the Tilly Foster Farm campus, including: (a) improvements to the campus-wide water supply system, at the estimated cost of \$115,000; (b) improvements to the campus-wide power supply system, at the estimated cost of \$70,000; and (c) the rehabilitation of various buildings, at the estimated cost of \$1,915,000

Periods of probable Usefulness and Amounts of obligations to be issued:	\$ 115,000 – forty (40) years
	\$ 70,000 – thirty (30) years
	\$1,915,000 – ten (10) years

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Legislature, at the County Office Building, 40 Gleneida Avenue, Carmel, New York.

Dated: May 3, 2016
Carmel, New York

Item #6o – Approval/SEQRA Determination was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

Legislator Wright questioned if there was something different or new interpretation that on highway equipment and vehicles we now are implicating SEQRA.

Legislative Counsel Van Ross stated that he did not see a requirement from Hawkins, Delafield & Wood as to why there is a request for SEQRA.

Legislator Albano concurred that he did not see the necessity, however, he stated that he was does not see the harm if this is what Highway is requiring.

Chairwoman Nacerino concurred.

RESOLUTION #99

APPROVAL/SEQRA DETERMINATION

WHEREAS, the Putnam County Legislature is considering a \$500,000 Bond issue for the Acquisition of Various Highway Equipment for the Department of Highways, Putnam County, New York; and

WHEREAS, the Department of Highways is proposing the acquisition of various highway equipment; including trucks and a 6-man cab, and

WHEREAS, this action has been determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(25) “purchase or sale of furnishings, equipment or supplies, including surplus government property: land, radioactive material, pesticides, herbicides or other hazardous materials”; now therefore be it

RESOLVED, that the Putnam County Legislature accepts the determination that this project is a Type II Action and pursuant to the State Environmental Quality Review Act §617.6(a)(1)(i), there is no further environmental review necessary.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Legislator Albano made a motion to waive the rules and accept the additional material for Items #6p, 6r and 6t; seconded by Legislator Castellano. All in favor.

Item #6p – Approval/ Bond Resolution / Acquisition of Various Vehicles And Equipment for the Highway Department / \$500,000 was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #100

EXTRACT OF MINUTES

Meeting of the County Legislature of

the County of Putnam, New York

May 3, 2016

* * *

A regular meeting of the County Legislature of the County of Putnam, New York, was held at the Historic County Courthouse, Gleneida Avenue, Carmel, New York, on May 3, 2016, at 7 o'clock P.M. (Prevailing Time).

The following Legislators were present: Addonizio, Albano, Castellano,

Gouldman, Gross, LoBue,
Scuccimarra, Wright and
Chairwoman Nacerino.

There were absent: None

Also present: Diane Schonfeld, Clerk of the County Legislature
Clement Van Ross, Legislative Counsel

Legislator Albano offered the following resolution and moved its adoption:

**BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK,
ADOPTED MAY 3, 2016, AUTHORIZING THE ACQUISITION OF VARIOUS
VEHICLES AND EQUIPMENT FOR THE HIGHWAY DEPARTMENT;
STATING THE ESTIMATED TOTAL COST THEREOF IS \$625,000;
APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE
APPLICATION OF \$125,000 IN STATE FUNDS, AND AUTHORIZING THE
ISSUANCE OF \$500,000 SERIAL BONDS OF SAID COUNTY TO FINANCE
THE BALANCE OF SAID APPROPRIATION.**

**THE COUNTY LEGISLATURE OF THE COUNTY OF PUTNAM, NEW YORK,
HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members
of said Legislature) AS FOLLOWS:**

Section 1. The County of Putnam, New York (herein called "County"), is hereby authorized to acquire various vehicles and equipment for the highway department, including (a) various trucks at the aggregate estimated cost of \$585,000 and (b) a 6-man cab, at the estimated cost of \$40,000. The estimated total cost of such class of objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$625,000 and said amount is hereby appropriated therefor, including the application of \$125,000 in State funds expected to be received by the County. The plan of financing includes the expenditure of said State funds and the issuance of \$500,000 serial bonds of the County to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance a portion of said appropriation.

Section 3. The period of probable usefulness of the class of objects or purposes for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the

County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This bond resolution shall take effect upon the approval of the Putnam County Executive, and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in "*The Putnam County Courier*," "*The Putnam Press*," and "*The Putnam County News & Recorder*," three newspapers, each having a general circulation in the County and hereby designated as the official newspapers of the County for such publications.

* * *

The adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

AYES: NINE – Legislators Addonizio, Albano, Castellano, Gouldman,
Gross, LoBue, Scuccimarra, Wright and Chairwoman
Nacerino.

NOES: NONE

The resolution was declared adopted.

CERTIFICATE

I, Diane Schonfeld, Clerk to the County Legislature of the County of Putnam, State of New York, HEREBY CERTIFY that the Resolution No. ____-2016 contained in the foregoing annexed extract from the minutes of a meeting of the County Legislature of said County of Putnam duly called and held on May 3, 2016, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on May 3, 2016 and approved by the County Executive on May __, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County of Putnam this ____ day of May, 2016.

(SEAL)

Diane Schonfeld
Clerk to the County Legislature

NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 3, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the COUNTY OF PUTNAM, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Diane Schonfeld
Clerk to the County Legislature

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED MAY 3, 2016, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES AND EQUIPMENT FOR THE HIGHWAY DEPARTMENT; STATING THE ESTIMATED TOTAL COST THEREOF IS \$625,000; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPLICATION OF \$125,000 IN STATE FUNDS, AND AUTHORIZING THE ISSUANCE OF \$500,000 SERIAL BONDS OF SAID COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION.

Object or purpose: to acquire (a) various trucks at the aggregate estimated cost of \$585,000 and (b) a 6-man cab, at the estimated cost of \$40,000.

Period of probable usefulness: fifteen (15) years

Amount of obligations to be issued: \$500,000

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Legislature, at the County Office Building, 40 Gleneida Avenue, Carmel, New York.

Dated: May 3, 2016
Carmel, New York

Item #6q – Approval/SEQRA Determination was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #101

APPROVAL/SEQRA DETERMINATION

WHEREAS, the Putnam County Legislature is considering a \$500,000 Bond issue for the Rehabilitation and/or Reconstruction of Various County-Owned Bridges and Culverts located in Putnam County, New York; and

WHEREAS, the proposed project would involve in-kind rehabilitation and/or reconstruction of several county-owned bridges and culverts in need of repair with no expansions thereof; and

WHEREAS, this action has been determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(1) “maintenance or repair involving no substantial changes in an existing structure or facility”; now therefore be it

RESOLVED, that the Putnam County Legislature accepts the determination that this project is a Type II Action and pursuant to the State Environmental Quality Review Act §617.6(a)(1)(i), there is no further environmental review necessary.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6r – Approval/ Bond Resolution / Rehabilitation and/or Reconstruction of Various County-Owned Bridges and Culverts \$500,000 was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #102

EXTRACT OF MINUTES

**Meeting of the County Legislature of
the County of Putnam, New York**

May 3, 2016

* * *

A regular meeting of the County Legislature of the County of Putnam, New York, was held at the Historic County Courthouse, Gleneida Avenue, Carmel, New York, on May 3, 2016, at 7 o'clock P.M. (Prevailing Time).

The following Legislators were present: Addonizio, Albano, Castellano, Gouldman, Gross, LoBue, Scuccimarra, Wright and Chairwoman Nacerino.

There were absent: None

Also present: Diane Schonfeld, Clerk of the County Legislature
Clement Van Ross, Legislative Counsel

Legislator Albano offered the following resolution and moved its adoption:

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED MAY 3, 2016, AUTHORIZING THE REHABILITATION AND/OR RECONSTRUCTION OF VARIOUS COUNTY-OWNED BRIDGES AND CULVERTS; STATING THE ESTIMATED TOTAL COST THEREOF IS \$500,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$500,000 SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

THE COUNTY LEGISLATURE OF THE COUNTY OF PUTNAM, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. The County of Putnam, New York (herein called "County"), is hereby authorized to rehabilitate and/or reconstruct various County-owned bridges and culverts. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$500,000, and said amount is hereby appropriated therefor. The plan of financing, includes the issuance of \$500,000 serial bonds of the County to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 10 of the Law, is twenty (20) years.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This bond resolution shall take effect upon the approval of the Putnam County Executive, and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in "*The Putnam County Courier*," "*The Putnam Press*," and "*The Putnam County News & Recorder*," three newspapers, each having a general circulation in the County and hereby designated as the official newspapers of the County for such publications.

* * *

The adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

**AYES: NINE – Legislators Addonizio, Albano, Castellano, Gouldman,
Gross, LoBue, Scuccimarra, Wright and Chairwoman
Nacerino.**

NOES: NONE

The resolution was declared adopted.

CERTIFICATE

I, Diane Schonfeld, Clerk to the County Legislature of the County of Putnam, State of New York, HEREBY CERTIFY that the Resolution No. ____-2016 contained in the foregoing annexed extract from the minutes of a meeting of the County Legislature of said County of Putnam duly called and held on May 3, 2016, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on May 3, 2016 and approved by the County Executive on May ____, 2016.

**IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said County of Putnam this
____ day of May, 2016.**

(SEAL)

Diane Schonfeld
Clerk to the County Legislature

NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 3, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the COUNTY OF PUTNAM, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Diane Schonfeld
Clerk to the County Legislature

**BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK,
ADOPTED MAY 3, 2016, AUTHORIZING THE REHABILITATION AND/OR
RECONSTRUCTION OF VARIOUS COUNTY-OWNED BRIDGES AND
CULVERTS; STATING THE ESTIMATED TOTAL COST THEREOF IS
\$500,000; APPROPRIATING SAID AMOUNT THEREFOR; AND
AUTHORIZING THE ISSUANCE OF \$500,000 SERIAL BONDS OF SAID
COUNTY TO FINANCE SAID APPROPRIATION.**

Object or purpose: the rehabilitation and/or reconstruction of various County-owned bridges and culverts

Period of probable usefulness: twenty (20) years

Amount of obligations to be issued: \$500,000

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Legislature, at the County Office Building, 40 Gleneida Avenue, Carmel, New York.

Dated: May 3, 2016
Carmel, New York

Item #6s – Approval/SEQRA Determination was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #103

APPROVAL/SEQRA DETERMINATION

WHEREAS, the Putnam County Legislature is considering a \$1,000,000 Bond issue for the Reconstruction and/or Resurfacing of Various County Highways in Putnam County, New York; and

WHEREAS, this action has been determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(4) “repaving of existing highways not involving the addition of new travel lanes”; now therefore be it

RESOLVED, that the Putnam County Legislature accepts the determination that this project is a Type II Action and pursuant to the State Environmental Quality Review Act §617.6(a)(1)(i), there is no further environmental review necessary.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6t – Approval/ Bond Resolution/ Reconstruction and/or Resurfacing of Various County Highways was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

Legislator LoBue stated that the roads to be paved are the following: Mill Road, Oscawana Lake Road, West Lake Blvd., North Lake Blvd., Fairfield Drive, Baldwin Road and Upper Snake Hill Road.

RESOLUTION #104

EXTRACT OF MINUTES

Meeting of the County Legislature of

the County of Putnam, New York

May 3, 2016

* * *

A regular meeting of the County Legislature of the County of Putnam, New York, was held at the Historic County Courthouse, Gleneida Avenue, Carmel, New York, on May 3, 2016, at 7 o'clock P.M. (Prevailing Time).

The following Legislators were present: Addonizio, Albano, Castellano, Gouldman, Gross, LoBue, Scuccimarra, Wright and Chairwoman Nacerino.

There were absent: None

Also present: Diane Schonfeld, Clerk of the County Legislature
Clement Van Ross, Legislative Counsel

Legislator Albano offered the following resolution and moved its adoption:

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED MAY 3, 2016, AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF VARIOUS COUNTY HIGHWAYS; STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,000,000; APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,000,000 SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

THE COUNTY LEGISLATURE OF THE COUNTY OF PUTNAM, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. The County of Putnam, New York (herein called "County"), is hereby authorized to reconstruct and/or resurface various County highways. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,000,000 and said amount is hereby appropriated therefor. The plan of financing, includes the issuance of \$1,000,000 serial bonds of the County to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$1,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 of the Law, is fifteen (15) years.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This bond resolution shall take effect upon the approval of the Putnam County Executive, and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in "*The Putnam County Courier*," "*The Putnam Press*," and "*The Putnam County News & Recorder*," three newspapers, each having a general circulation in the County and hereby designated as the official newspapers of the County for such publications.

* * *

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES: NINE – Legislators Addonizio, Albano, Castellano, Gouldman, Gross, LoBue, Scuccimarra, Wright and Chairwoman Nacerino.

NOES: NONE

The resolution was declared adopted.

CERTIFICATE

I, Diane Schonfeld, Clerk to the County Legislature of the County of Putnam, State of New York, HEREBY CERTIFY that the Resolution No. ____-2016 contained in the foregoing annexed extract from the minutes of a meeting of the County Legislature of said County of Putnam duly called and held on May 3, 2016, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on May 3, 2016 and approved by the County Executive on May ____, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County of Putnam this ____ day of May, 2016.

(SEAL)

Diane Schonfeld
Clerk to the County Legislature

NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 3, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the COUNTY OF PUTNAM, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Diane Schonfeld
Clerk to the County Legislature

**BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK,
ADOPTED MAY 3, 2016, AUTHORIZING THE RECONSTRUCTION
AND/OR RESURFACING OF VARIOUS COUNTY HIGHWAYS;
STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,000,000;
APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING
THE ISSUANCE OF \$1,000,000 SERIAL BONDS OF SAID COUNTY
TO FINANCE SAID APPROPRIATION.**

Object or purpose: to reconstruct and/or resurface various County highways

**Period of probable
usefulness:** fifteen (15) years

**Amount of obligations
to be issued:** \$1,000,000

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Legislature, at the County Office Building, 40 Gleneida Avenue, Carmel, New York.

Dated: May 3, 2016
Carmel, New York

Item #6u – Approval/Amend Policy of Naming County Facilities was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #105

APPROVAL/AMEND POLICY OF NAMING COUNTY FACILITIES

WHEREAS, the County previously adopted a policy of naming County facilities pursuant to Resolution # 95 of 2008; and

WHEREAS, Putnam County Legislature is desirous of amending said policy; now therefore be it

RESOLVED, that Resolution # 95 of 2008 is hereby amended and replaced entirely, as provided herein; and be it further

RESOLVED, that no County building or facility, or portion thereof, which is either owned or leased by the County, shall hereafter be named after any person or entity unless and until same is approved by the Putnam County Legislature; and be it further

RESOLVED, that this policy shall not apply to any County building or facility heretofore named; and be it further

RESOLVED, this Resolution shall take effect immediately.

BY POLL VOTE: SEVEN AYES. ONE NAY – LEGISLATOR LOBUE. ONE ABSTENTION – LEGISLATOR WRIGHT. MOTION CARRIES.

Item #6v – Approval/Local Law/Authorizing the Lease of Property Located at 1756 Route 9D, Cold Spring, New York, for a Term of Fifteen Years (Butterfield) was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #106

APPROVAL/LOCAL LAW/AUTHORIZING THE LEASE OF PROPERTY LOCATED AT 1756 ROUTE 9D, COLD SPRING, NEW YORK, FOR A TERM OF FIFTEEN YEARS

A Local Law authorizing the County of Putnam to enter into a lease of certain property located at 1756 Route 9D, Cold Spring, New York, for a term of fifteen years.

Be it enacted by the Legislature of the County of Putnam as follows:

Section 1.

Notwithstanding the provisions of Section two hundred fifteen of the N.Y.S. County Law, or any other law of the State of New York, the County of Putnam is hereby authorized to enter into a Lease Agreement with Butterfield Realty LLC for 6,000 square feet of space at The Lahey Pavilion, located 1756 Route 9D, Cold Spring, New York, for a term of fifteen years, with an option to renew for one additional ten year term, which shall be for the purpose of operating a senior center facility and related uses of the Office of Senior Resources.

Section 2.

This local law shall take effect immediately.

BY POLL VOTE: SEVEN AYES. TWO NAYS – LEGISLATORS LOBUE & WRIGHT. MOTION CARRIES.

Item #6w – Approval/Amend Resolution #240 of 2015/ Execution of Charitable Donation Agreement was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

Legislator LoBue stated that she would not be voting in favor of this; the same as Items #6u and 6v. She believed that it sets a dangerous precedent on any future negotiations for donation of property or money between a private individual and the County. She believed this private individual was holding the government hostage, making the control over the project a condition of the donation.

Chairwoman Nacerino wholeheartedly disagreed with that statement. She stated that if you walk into any hospital or facility, you will see that there are donations made for hospital wings with the names of the donors affixed to the wall. She believed there was no harm to this; it was just showing our gratitude for the donation received.

Legislator Albano appreciated that someone was doing something for our seniors.

Legislator Scuccimarra stated that this family has been trying to donate half a million dollars to our seniors for four (4) years now. She believed it was about time we say, “thank you” so much Roger and Beth Ailes.

Legislator LoBue explained that a developer donated to Putnam Hospital and in return for the donation the developer’s name was put on that wing of the hospital. She stated that unlike the hospital, which is a private organization, the donation to Putnam County is conditional to having their name on the facility which requires a change to a County resolution. She stated that the donor will also have control over the construction.

Legislator Wright stated that he would abstain again because he could not approve Item #6v which is the underlying lease proposal. He stated that it was not the project which was presented and approved by the Legislature long ago. He stated that regarding the naming issue, he believed the Ailes family’s history suggests that they are great benefactors to the community and charitable world and he seriously doubts whether there are any serious requirements for a name being stuck on a building. He stated that to the extent that he does not believe we should be approving a lease that has no resemblance to the written proposal before the Legislature, he would abstain.

RESOLUTION #107

APPROVAL/AMEND RESOLUTION # 240 OF 2015/EXECUTION OF CHARITABLE DONATION AGREEMENT

WHEREAS, pursuant to Resolution # 240 of 2015, the Putnam County Legislature approved a Lease Agreement, in the form attached thereto, between Butterfield Realty LLC and the County of Putnam for 6,000 square feet of space at The Lahey Pavilion, located 1756 Route 9D, Cold Spring, New York; and

WHEREAS, the leased premises will be the future location of a new and expanded senior center facility serving the senior population in the Town of Philipstown and the surrounding areas within the County; and

WHEREAS, said Lease Agreement, as approved, provided for an initial term of five years, with two five-year renewal options; and

WHEREAS, Resolution # 240 of 2015 authorized the County Executive to execute said Lease Agreement, as approved, upon receipt of confirmation of a \$500,000.00 pledge to the County from Roger and Elizabeth Ailes for the senior center facility at the Lahey Pavilion; and

WHEREAS, the Lease Agreement approved pursuant to Resolution # 240 of 2015 has not been executed; and

WHEREAS, the County is now in receipt of a Charitable Donation Agreement between ACI Senior Development Corp., in which Roger Ailes is President, and the County of Putnam, a copy of which is attached hereto as Exhibit "A", and

WHEREAS, said Charitable Donation Agreement provides, among other things, that ACI Senior Development Corp. will contribute to the County the renovations of the leased premises as further described in said agreement; and

WHEREAS, the County and Butterfield Realty LLC have since also agreed to amend the proposed terms of the Lease Agreement which was approved pursuant to Resolution # 240 of 2015, in order to increase the initial lease term to fifteen years with one ten-year renewal option; and

WHEREAS, the County and Butterfield Realty LLC have further agreed that Butterfield Realty LLC shall be responsible for making certain further improvements to The Lahey Pavilion, as same are delineated in the amended Lease Agreement which is attached hereto as Exhibit "B"; and

WHEREAS, the Putnam County Legislature has reviewed the revisions to the proposed Lease Agreement between Butterfield Realty LLC and the County of Putnam and agrees with same; and

WHEREAS, the Putnam County Legislature has also reviewed the Charitable Donation Agreement between ACI Senior Development Corp. and the County, and the Putnam County Legislature likewise agrees with the terms and conditions contained therein; now therefore be it

RESOLVED, that Resolution # 240 of 2015 is hereby amended as specified hereinafter, and be it further

RESOLVED, that the Putnam County Legislature approves the Charitable Donation Agreement between ACI Senior Development Corp. and the County, which shall be in the form and content attached hereto as Exhibit "A", and the County Executive shall be authorized to execute same; and be it further

RESOLVED, that in accordance with the terms of said Charitable Donation Agreement, the senior center facility to be located at The Lahey Pavilion shall be named

the “Roger Ailes Senior Center”, and a sign to that affect will be placed in the lobby of the facility; and be it further

RESOLVED, that the Putnam County Legislature also approves the revisions to the Lease Agreement between Butterfield Realty LLC and the County of Putnam for 6,000 square feet of space at The Lahey Pavilion, located 1756 Route 9D, Cold Spring, New York, which are reflected in the instrument attached hereto as Exhibit “B”, and be it further

RESOLVED, that upon the passage of proposed Local Law, per Resolution #____ of 2016, which authorizes the County to enter into said Lease Agreement with Butterfield Realty LLC for a term in excess of five years, the County Executive shall be authorized, with the advice and the assistance of the County Attorney, to execute said Lease Agreement, which shall be in the form and content attached hereto as Exhibit “B”.

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

RULES, ENACTMENTS & INTERGOVERNMENTAL RELATIONS COMMITTEE
(Chairwoman LoBue, Legislators Albano & Scuccimarra)

Item #6x – Approval/ Litigation Settlement was next. Chairwoman Nacerino recognized Legislator LoBue, Chairwoman of the Rules, Enactments & Intergovernmental Relations Committee. On behalf of the members of the Committee, Legislators Albano and Scuccimarra, Legislator LoBue moved the following:

RESOLUTION #108

APPROVAL/LITIGATION SETTLEMENT

WHEREAS, it has been alleged by Plaintiff, Children’s Station of Brewster, Inc., that on or about March 5-6 of 2011, the Putnam County Department of Highways & Facilities caused water damage to its property by allegedly diverting water onto its real property located at 2430 Route 6 in the Town of Southeast; and

WHEREAS, Plaintiff sought recovery for resulting property damage; and

WHEREAS, Plaintiff agreed to a settlement, subject to the Legislature’s approval, in which the County agreed to pay Plaintiff the sum of twelve thousand (\$10,000.00) dollars, the Town of Southeast agreed to pay the Plaintiff two thousand (\$2,000.00) dollars and American International Group (AIG) agreed to also pay the Plaintiff four thousand (\$4,000.00) dollars; and

WHEREAS, the County Attorney , NYMIR’s claims representative and assigned counsel all recommended the settlement as an alternative to lengthy litigation; and

WHEREAS, the matter has in fact been settled with the Plaintiff for the total sum of six thousand (\$16,000.00) dollars, of which ten thousand (\$10,000.00) dollars will be paid by the County; and

WHEREAS, the County’s counsel will obtain settlement documents from the Plaintiff which, upon filing with the Court, will discontinue this matter with the Court and which will allow Plaintiff to receive its settlement payment; and

WHEREAS, the settlement is in the public interest and has avoided the costs of further litigation; now therefore be it

RESOLVED, that the settlement of this matter for the sum of sixteen thousand (\$16,000.00) dollars, of which the County will be required to pay ten thousand (\$10,000.00) dollars, is hereby approved.

BY ROLL CALL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6y – Approval/Litigation Settlement was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Albano and Scuccimarra, Legislator LoBue moved the following:

Legislator LoBue made a motion to amend the resolution to include the settlement amount; seconded by Chairwoman Nacerino and Legislator Wright.

By Roll Call Vote: Eight Ayes – Legislators Addonizio, Albano, Castellano, Gouldman, LoBue, Scuccimarra, Wright and Chairwoman Nacerino. One Nay – Legislator Gross. Motion Fails.

Legislator LoBue explained to Legislator Gross that the amendment was only to include the settlement amount.

Legislator Wright questioned if Legislator Gross was withdrawing his “no” vote.

Legislator Gross said, “yes.”

Motion Carries to amend.

Chairwoman Nacerino called for a Roll Call on the amended resolution:

RESOLUTION #109

APPROVAL/LITIGATION SETTLEMENT

WHEREAS, the County of Putnam commenced an administrative hearing process against Dr. Allen Beals under Section 351 of the New York State Public Health Law on March 1, 2016; and

WHEREAS, the hearing was scheduled to commence on March 31, 2016, however, a settlement was reached between the parties before the commencement thereof; and

WHEREAS, the parties entered into a Stipulation of Settlement on March 31, 2016, which was made subject to the approval of the Putnam County Legislature; and

WHEREAS, the County Attorney and assigned counsel recommended the settlement as an alternative to lengthy litigation; and

WHEREAS, the settlement is in the public interest and has avoided the costs of further litigation; now therefore be it

RESOLVED, that the terms of the Stipulation of Settlement in the amount of \$41,750 entered into between the County of Putnam and Dr. Allen Beals on March 31, 2016 are hereby approved.

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

PERSONNEL COMMITTEE
(Chairwoman Nacerino, Legislators Castellano & Wright)

Item #6z – Approval/Budgetary Transfer (16T069)/Personnel Officer/ PILOT Program was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Wright, Chairwoman Nacerino moved the following:

Chairwoman Nacerino stated that this request from Personnel Director Eldridge is for an additional \$10,000 for the summer PILOT program this year. She stated that it is a wonderful program and there have been over 100 applications this year alone. The request is to hire four (4) or five (5) additional students. She explained that we are investing in our leaders of tomorrow and wholeheartedly supported this request.

Legislator Gross stated that our youth is our most important resource in Putnam County. He stated that they are our leaders at every level in government. He stated that this is an excellent program which helps our youth.

Legislator Scuccimarra concurred. She stated that the Department Heads have rave reviews of the interns that have worked in their departments. She believed this program was also a great way to have these students experience how local government works.

Legislator Addonizio stated that this program was introduced in 2013 and has helped students decide their career path they will pursue. She stated that we currently have three (3) positions that receive no pay; one (1) in the District Attorney's office, one (1) in Veterans Affairs and one (1) in Economic Development.

Legislator Albano stated that he fully supported this request. He stated that it is a great experience for the interns and helps the County which in turn produces a cost savings.

Legislator Castellano stated that Westchester County does not have this program every year. He stated that when they do get the internships he believed that it does also boost the morale of the County employees.

Legislator Wright stated that he is an avid supporter of government offering opportunities to our youth to get a window into jobs of tomorrow. He stated that as he elaborated during the Committee meeting, he would like to see the paid positions remain at the current level and to encourage volunteer positions to be more widely adopted in the program. He believed there was a great desire of highly motivated students. He believed that if money was the object of the exercise, they could certainly do better than what the County pays under this program. He would like the program directors to encourage program growth through expansion of the volunteer component.

Legislator LoBue concurred with Legislator Wright. She stated that she could not support the additional funding of \$10,000. She stated that in 2013 and 2014 the adopted budget for this program was \$45,000 and in 2015 it jumped up to \$70,000. She stated that now on top of the \$70,000 we are asking for an additional \$10,000. She stated that she cannot support this request.

Chairwoman Nacerino stated that this program has increased in popularity each year. She stated that 100 applications were received this year alone and the County could not

fulfill the demand for students seeking out these summer internship jobs. She believed that students work in the summer to earn extra money to offset their college tuition. She believed that it wouldn't be feasible for many of them to volunteer for a whole summer working 28 hours per week. She stated that perhaps we could look into something in the future where letters could be established in lieu of salary. She believed that for now this program was absolutely terrific.

Legislator Albano believed that based on the fact we are being asked to increase the program suggests that it is working very well.

Legislator LoBue stated that at \$80,000 her concern was we were getting close to the amount of having two (2) entry level full time positions. She stated that she supports the program, however she believed that instead of increasing the funding, we should be opening up the opportunity for volunteerism.

RESOLUTION #110

APPROVAL/BUDGETARY TRANSFER /PERSONNEL OFFICER/ PILOT PROGRAM

WHEREAS, the Personnel Officer has requested a budgetary transfer (16T069) to provide additional funding for the PILOT Program; and

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

RESOLVED, that the following budgetary transfer be made:

Increase Estimated Appropriations:

10123000 51095	PILOT Program	10,000
10123000 58002	FICA	<u>765</u>
		10,765

Decrease Estimated Appropriations:

10199000 54980	Contingency	10,765
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2016 Fiscal Impact \$10,765

2017 Fiscal Impact – 0 –

**BY POLL VOTE: SEVEN AYES. TWO NAYS – LEGISLATORS LOBUE & WRIGHT.
MOTION CARRIES.**

Item #6aa – Approval/Ratification / PCSEA Contract was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Wright, Chairwoman Nacerino moved the following:

RESOLUTION #111

APPROVAL/ RATIFICATION / PCSEA CONTRACT

WHEREAS, the Putnam County Sheriff's Employee's Association, Inc. ("PCSEA") and the County of Putnam and Putnam County Sheriff are parties to a Collective Bargaining Agreement ("CBA") which expired on December 31, 2011; and

WHEREAS, negotiations with the PCSEA for a new and/or amended CBA took place on June 26, 2012, September 28, 2012, December 17, 2012, January 28, 2013, February 26, 2013, April 10, 2013, April 23, 2013, August 19, 2013 and April 1, 2014, and many proposals and counter-proposals were exchanged over that same period of time; and

WHEREAS, as a result of the parties' inability to arrive at a mutually acceptable Agreement, a Declaration of Impasse was filed by the PCSEA on June 11, 2014 with the Office of Conciliation of the Public Employment Relations Board; and

WHEREAS, mediation sessions took place between the PCSEA, the County of Putnam and the Putnam County Sheriff with mediator, Laurie Matles on July 31, 2014, September 8, 2014 and October 6, 2014 and November 20, 2014; and

WHEREAS, a final meeting took place between the negotiating teams of the PCSEA, the County of Putnam and the Putnam County Sheriff on October 26, 2015, and all of the parties were able to arrive at an agreement concerning all of the terms and conditions of the employment of its members for the years January 1, 2012 to December 31, 2016 after the aforementioned lengthy period of negotiations and mediation; and

WHEREAS, a Memorandum of Agreement ("MOA") was executed by Putnam County Executive MaryEllen Odell, by Donald B. Smith, the Putnam County Sheriff, and the attorneys for both Putnam County and the PCSEA, in which the specific changes to the underlying Collective Bargaining Agreement were outlined; and

WHEREAS, the Personnel Committee of the Putnam County Legislature held a meeting on April 21, 2016 to discuss the terms of the MOA; and

WHEREAS, the Legislature is in agreement with the administration and the negotiating team that the MOA is in the best interests of the County of Putnam, the Putnam County Sheriff and the Membership of the PCSEA; now therefore be it

RESOLVED that the Putnam County Legislature hereby approves and ratifies the attached Memorandum of Agreement, dated October 30, 2015, which was entered into with the PCSEA for the period of January 1, 2012 up to and including December 31, 2016.

BY ROLL CALL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #7 – Other Business

There was no other business submitted to the meeting.

Item #8 – Recognition of Public

Mr. Frank Caruso, Second Vice President of Putnam County Sheriff's Employee Association stated the he has lived in Putnam County for 23 years and a member of the Sheriff's Department for 22 years. He thanked the Legislature for taking the time to discuss the PCSEA contract. He stated that the PCSEA has been without a contract since December 31, 2011. He stated that as part of the contract, the members were supposed to receive a copy of that contract; which was never received. He explained that not having a contract for 4½ years has caused the 911 Dispatchers to join the CSEA. He stated that the current contract offered by the County was voted down by the members 46 to 30. He stated that at a meeting he had with County Executive Odell in February, she was informed by her staff that the vote was 50-50. He asked the Legislature to take into consideration to grant the PCSEA binding arbitration.

Director of Veterans Services, Karl Rohde stated that he wished he had been called up to speak about the fund transfer on the generator for the Veterans Home. He explained his

many concerns regarding the delay in approving this transfer if there should be a loss of power in the upcoming months.

Item #9 – Recognition of Legislators

Legislator Gross stated that Memorial Day is approaching and he recognized the Veterans and their support for our Country. He mentioned that there are many events that take place all around the County.

Chairwoman Nacerino stated that she would like to close the meeting in memory of two (2) very fine gentlemen who recently passed away; Jerry Herbest from the Town of Patterson and Anthony Cassetta.

There being no further business, at 9:12 P.M., Chairwoman Nacerino made a motion to adjourn; seconded by Legislator Albano. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.