

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

Tuesday

October 3, 2017

7:00 P.M.

The meeting was called to order at 7:00 P.M. by Chairwoman Nacerino who requested Legislator Castellano lead in the Pledge of Allegiance. Chairwoman Nacerino requested Legislator Addonizio lead in the Legislative Prayer. Upon roll call, Legislators Scuccimarra, Gouldman, Addonizio, Albano, Jonke, Castellano, LoBue, Sullivan and Chairwoman Nacerino were present. Also present was Legislative Counsel Firriolo.

PROCLAMATIONS

Chairwoman Nacerino recognized Legislator Jonke who presented the “Domestic Violence Awareness Month” proclamation to Executive Director of the Putnam/Northern Westchester Women’s Resource Center, Ann E. Ellsworth; Associate Executive Director of the Putnam/Northern Westchester Women’s Resource Center, Anne Nadig and Elaine McNamara from the Putnam County Probation Department.

DOMESTIC VIOLENCE AWARENESS MONTH

WHEREAS, Domestic Violence is an epidemic affecting individuals in every community including Putnam County, regardless of age, economic status, sexual orientation, gender, race, religion, or nationality; and

WHEREAS, 1 in 3 women and 1 in 4 men have been victims of some form of physical violence by an intimate partner and 72% of all murder-suicides involve an intimate partner; 94% of the victims of these murder suicides are female; and

WHEREAS, The Putnam/Northern Westchester Women’s Resource Center served 1650 women, children, and men who were victims of domestic and sexual violence in 2016 and;

WHEREAS, Domestic Violence also affects businesses and the economy because 1 in 5 employed adults is a victim and women make up 46% of the workforce; and

WHEREAS, there are eight million lost work days, \$2 billion in lost wages and productivity and \$4 billion spent in medical and mental health care costs due to Domestic Violence; and

WHEREAS, a study found that 2 in 3 Americans still do not recognize the symptoms of domestic violence; now therefore be it

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature do hereby proclaim October as “Domestic Violence Awareness Month”.

Chairwoman Nacerino recognized Legislator Gouldman who presented the “National Fire Prevention Week” proclamation to Acting Commissioner of the Bureau of Emergency

Services, Kenneth Clair and Deputy Commissioner of the Bureau of Emergency Services, Robert Lipton.

NATIONAL FIRE PREVENTION WEEK - October 8th-14th

WHEREAS, National Fire Prevention Week will be October 8 - October 14, 2017, during which attention will be focused on promoting fire safety and prevention. In 2015, there were 1,345,500 reported fires in the United States, 3,280 deaths caused by fires, 175 of which were in New York State, and 15,700 injuries. Those fires resulted in an estimated \$14.3 billion in property damage; and

WHEREAS, The National Fire Protection Agency (NFPA) has adopted the theme of this year's prevention efforts as "Every second counts, Plan two ways out!" In a fire, seconds count. Seconds can mean the difference between residents of our community escaping safely from a fire or having their lives end in tragedy. That's why this year's Fire Prevention Week theme: "Every second Counts: Plan 2 ways out!", is so important; and

WHEREAS, Every family should discuss evacuation routes in case of a fire, including an area to reunite to assure that everyone has safely evacuated. These plans should then be drilled so everyone is familiar with the procedures. Once safely outside everyone should wait for the Fire Department to arrive and never re-enter a burning building; and

WHEREAS, it is recommended that local businesses get involved in Community Fire Prevention efforts, practice fire drills, and evacuation plans with their employees. Employees should be trained on how to properly report an emergency to 911, how to assist fellow employees in an emergency, and how to activate an alarm. Training on how to use a fire extinguisher, perform CPR, and use a defibrillator should also be discussed during this month; and

WHEREAS, Each home and business should also have smoke detectors and carbon monoxide detectors. It is important to keep in mind that most carbon monoxide detectors expire after 5 years of service; and

WHEREAS, Putnam County is served by dedicated Volunteer Fire Departments whose service we greatly value and appreciate. Last year across this Nation there were 69 firefighter deaths and 68,085 firefighter injuries. Taking time to properly use smoke alarms and plan fire drills protects both residents and our courageous volunteers; now therefore be it

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature do hereby proclaim the week of October 8 - October 14, 2017 as National Fire Prevention Week in the County of Putnam and remind all citizens of the dangers of fires and of the need to practice home fire drills and to visit their local fire departments' fire prevention programs.

Chairwoman Nacerino recognized Legislator Scuccimarra who presented the "National Lead Poisoning Prevention Week" proclamation to Rebecca Wittenberg from the Putnam County Health Department.

NATIONAL LEAD POISONING PREVENTION WEEK – October 22nd – 28th

WHEREAS, every Putnam County resident deserves to grow up in a healthy, safe environment, free from harmful effects of lead; and

WHEREAS, the major source of lead exposure is the dust from deteriorating lead-based paint or renovations to houses or childcare facilities built before 1978; and

WHEREAS, 73% of lead poisoning cases have lead-based paint as the primary or contributing source; and

WHEREAS, although individuals with lead poisoning often exhibit no symptoms, lead interferes with normal brain development, and is associated with permanently reduced IQ, learning disabilities, behavioral disorders, and has been cited as an indicator of decreased lifelong learning potential; and

WHEREAS, it is vital that all Putnam County residents, especially parents and child caregivers are aware of the dangers of lead poisoning and seek appropriate screening for their children as a preventative measure; and

WHEREAS, lead poisoning caused by renovations can be prevented by using EPA certified contractors who follow the Renovation, Repair, and Painting Rule; and

WHEREAS, October 22-28, 2017, is National Lead Poisoning Prevention Week and is an opportunity for Putnam County to provide education and raise awareness about lead poisoning prevention measures; now therefore be it

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature do hereby proclaim October 22-28, 2017 as Lead Poisoning Prevention Week in Putnam County, and invite all citizens to duly note this occasion.

Chairwoman Nacerino recognized Legislator Sullivan who presented the “Gleneida Avenue Beautification” proclamation to Carmel Rotarians Al Lotrecchiano and Lou Margolus.

GLENEIDA AVENUE BEAUTIFICATION

WHEREAS, Each Spring and Summer, a collaborative effort is put forth by multiple organizations within our community to enhance the beauty of Gleneida Avenue in the Town of Carmel; and

WHEREAS, in 2008 the Brewster-Carmel Garden Club received a \$3,000 grant from local developer Paul Camarda to be used for the beautification of Gleneida Avenue. The funding was used to purchase watering equipment and flowers to be placed along the avenue. This began the yearly tradition of planting flowers in front of the County Law Department, the County Office Building, the Sybil Ludington statue, and in front of the 9/11 Memorial at Cornerstone Park. The lamp posts lining Gleneida Avenue are also adorned with hanging flower baskets; and

WHEREAS, with an annual \$500 donation from the Carmel Rotary, the Brewster-Carmel Garden Club purchases the flowers and the hanging flower baskets from the Carmel Flower Shop. The Garden Club then plants the flowers and the Putnam County Highway Department provides their assistance by hanging the flower baskets from the lamp posts 14-feet above the ground; and

WHEREAS, in order to keep the flowers healthy and looking their best, dedicated volunteers from the Carmel Rotary meet at 5:00am every other day, or every day if the temperature reaches above 90°, and hitch a water tank to a trailer loaned to them by Legislator Carl Albano, and set out to water the planted and hanging flowers. 2017 marks the 10th year that Rotarians Al Lotrecchiano and Lou Margolus have been volunteering their summer mornings to water the flowers and they are regularly joined by Rotary members Jim Reitz and Mike McDonough. Volunteers Peter Gebhardt, David Keith, and Jim McMorrow have also served as substitute drivers when necessary; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby recognize and publicly thank all who contribute to the annual

beautification of Gleneida Avenue, specifically members of the Carmel Rotary Al Lotrecchiano, Lou Margolus, Jim Reitz, and Mike McDonough, for their dedication to volunteering and taking action that has enhanced the shoreline of Lake Gleneida and Gleneida Avenue in the bucolic Town of Carmel.

Item #4 – Approval of Minutes - Regular Meeting – September 5, 2017

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:

**PERSONNEL COMMITTEE
(Chairwoman Nacerino, Legislators Albano & Jonke)**

Item #6a – Approval/Budgetary Transfer (17T192)/ County Executive/ Retirement of Commissioner of Emergency Services, Anthony Sutton / Appointment of Deputy Commissioner Kenneth Clair to Serve as Acting Commissioner was next. On behalf of the members of the Personnel Committee, Legislators Albano and Jonke, Chairwoman Nacerino moved the following:

Legislator Scuccimarra stated that she had faith in Kenny Clair and believed that he would be great at the helm. She expressed to Anthony Sutton, who was in the audience, how much she would miss him as Commissioner.

Chairwoman Nacerino explained that he would stay on as a consultant for a period of time and believed that he would be no more than a phone call away.

RESOLUTION #199

APPROVAL/BUDGETARY TRANSFER (17T192)/ COUNTY EXECUTIVE/ RETIREMENT OF COMMISSIONER OF EMERGENCY SERVICES, ANTHONY SUTTON / APPOINTMENT OF DEPUTY COMMISSIONER KENNETH CLAIR TO SERVE AS ACTING COMMISSIONER

WHEREAS, Commissioner of the Bureau of Emergency Services Anthony Sutton retired effective September 5, 2017; and

WHEREAS, County Executive Odell has selected Deputy Commissioner Kenneth Clair to serve as Acting Commissioner of the Bureau of Emergency Services; and

WHEREAS, County Executive Odell has requested an increase to Acting Commissioner Clair's salary from \$81,000 to \$105,000; and

WHEREAS, County Executive Odell has requested that retiring Commissioner Sutton be retained as a Consultant to assist Acting Commissioner Clair for a period of one year for the sum of \$12,000.00 for that time period; and

WHEREAS, the proposal has been reviewed by the Personnel Committee and the Audit & Administration Committee of the Putnam County Legislature; now therefore be it

RESOLVED, that Resolution #261 of 2016 setting the Salaries for Officers and Employees paid from County Funds is hereby amended for the following positions effective September 5, 2017:

Budget Line:	Position:	Salary:
398913105	Deputy Comm Emergency Services (as Acting Commissioner of Emergency Services)	\$105,000

And be it further
RESOLVED, that the following budgetary transfer be made:

Increase Estimated Appropriations:		
10014000 51000 (105)	Personnel Services	9,604
10014000 58002 (105)	FICA	735
10398900 54182	Consultants	<u>4,000</u>
		14,339
Decrease Estimated Appropriations:		
10398900 51000 (101)	Personnel Services	14,339
	2017 Fiscal Impact – 0 –	
	2018 Fiscal Impact – 0 –	

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6b – Approval/Grant Application / Office for Senior Resources/ New York State Department of Transportation FTA Section 5310 Grant Program / Enhanced Mobility of Seniors and Individuals with Disabilities Program was next. On behalf of the members of the Personnel Committee, Legislators Albano and Jonke, Chairwoman Nacerino moved the following:

RESOLUTION #200

APPROVAL/GRANT APPLICATION/ OFFICE FOR SENIOR RESOURCES/ NEW YORK STATE DEPARTMENT OF TRANSPORTATION FTA SECTION 5310 GRANT PROGRAM / ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES PROGRAM

WHEREAS, when County matching funds are required Section 5-1(D)(1) of the Putnam County Code requires the Legislature to approve all grant applications and subsequent renewals thereof prior to submission for all applications requiring County matching funds; and

WHEREAS, this Section also provides that in the case when time is of the essence and Legislature approval before submission is not possible, the Legislature shall be furnished the grant application for consideration by the next Full Legislature meeting; and

WHEREAS, by Resolution #141 of 2016, the Putnam County Legislature approved the application of the Office of Senior Resources for a \$284,528.00 grant under the New York State Department of Transportation FTA Section 5310 Grant Program for four (4) buses; and

WHEREAS, the Putnam County Office for Senior Resources is seeking approval for a continuation of this grant through the 2017 FTA Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program in the amount of \$147,895.50 for two (2) CDL Drivers and one (1) Dispatcher for the next three (3) years; and

**WHEREAS, this application was due on August 21, 2017; and
WHEREAS, this grant application was considered and approved by the Personnel Committee of the Putnam County Legislature at its September 13, 2017 meeting; now therefore be it**

RESOLVED, that the Putnam County Legislature approves retroactively the application of the Office for Senior Resources for a \$147,895.50 grant under the New York State Department of Transportation FTA Section 5310 Grant Program.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6c – Approval/Confirmation of Appointment/ Director of Office for Senior Resources was next. On behalf of the members of the Personnel Committee, Legislators Albano and Jonke, Chairwoman Nacerino moved the following:

RESOLUTION #201

APPROVAL/CONFIRMATION OF APPOINTMENT/ DIRECTOR OF OFFICE FOR SENIOR RESOURCES

WHEREAS, the position of Putnam County Director of the Office for Senior Resources will become vacant at the close of the business on November 2, 2017; and

WHEREAS, County Executive MaryEllen Odell has appointed Michael J. Cunningham to succeed Patricia Sheehy as the Putnam County Director of the Office for Senior Resources, pursuant to Section 12.04 of the Putnam County Charter; and

WHEREAS, Michael J. Cunningham possesses the requisite knowledge, experience and qualifications to serve as the Director of the Office for Senior Resources for the County of Putnam; and

WHEREAS, the Personnel Committee of the Putnam County Legislature considered and approved this appointment; now therefore be it

RESOLVED, that the Putnam County Legislature hereby confirms the appointment, effective at the close of business on November 2, 2017, of Michael J. Cunningham as the Director of the Office for Senior Resources, pursuant to Article 12, Section 12.04 of the Putnam County Charter; and be it further

RESOLVED, that this appointment 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 #6d – Approval/Sheriff's Department/ Extended Sick Leave for Deputy Sheriff Michael J. Schmidt was next. On behalf of the members of the Personnel Committee, Legislators Albano and Jonke, Chairwoman Nacerino moved the following:

Legislator Addonizio stated that she supported this as it will help to alleviate some financial strain for our deputy.

RESOLUTION #202

**APPROVAL/SHERIFF'S DEPARTMENT/ EXTENDED SICK LEAVE FOR DEPUTY SHERIFF
MICHAEL J. SCHMIDT**

WHEREAS, when a serious illness strikes a County employee, it may require more days of sick time for recovery than the employee may have available; and

WHEREAS, the above named employee has been fighting a long and courageous battle with a rare form of cancer that has caused the depletion of all available sick leave; and

WHEREAS, the County Executive, County Sheriff and County Personnel Officer have requested approval for additional sick leave for this employee from September 19, 2017 through the end of the year 2017, if necessary; and

WHEREAS, the Personnel Committee of the Putnam County Legislature has reviewed and approved this request; now therefore be it

RESOLVED, that the Putnam County Legislature hereby approves the request to extend sick leave, from September 19, 2017 through December 31, 2017, for Deputy Sheriff Michael J Schmidt.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**RULES, ENACTMENTS & INTERGOVERNMENTAL RELATIONS COMMITTEE”
(Chairman Sullivan, Legislators Addonizio & Albano)**

Item #6e – Approval/Litigation Settlement/ Brewster Central School District v. Putnam County was next. Chairwoman Nacerino recognized Legislator Sullivan, Chairman of the Rules, Enactments & Intergovernmental Relations Committee. On behalf of the members of the Committee, Legislators Addonizio and Albano, Legislator Sullivan moved the following:

RESOLUTION #203

**APPROVAL/ LITIGATION SETTLEMENT/ BREWSTER CENTRAL SCHOOL DISTRICT V.
PUTNAM COUNTY**

WHEREAS, a Notice of Claim and a Verified Petition was served upon the County of Putnam in a certain matter captioned, In the Matter of the Board of Education of the Brewster Central School District v. Putnam County et al., seeking reimbursement for the transportation costs for a foster child that was in the care and custody of the Department of Social Services and attending the Brewster Schools from outside of the County; and

WHEREAS, NYMIR, the County's insurer in this case, denied coverage and the matter was handled by the County Attorney's Office; and

WHEREAS, Petitioner agreed to a settlement with the County, subject to the approval of both the Petitioner's Board of Education and the Putnam County Legislature, in which the County agreed to pay Petitioner the sum of thirteen thousand, seven hundred and three dollars and no cents (\$13,703.00); and

WHEREAS, the County Attorney recommended the settlement so as to avoid the possibility of an adverse decision, the need to expend costs and expenses for further litigation and any subsequent appeals; and

WHEREAS, a Stipulation of Discontinuance will be filed with the Court by Petitioner's counsel which will fully and finally dispose of this matter with prejudice; and

WHEREAS, the Legislature has considered the facts and circumstances of this case, as well as the advice of counsel, and has determined that settlement is in the public interest and has avoided potentially greater exposure to liability; now therefore be it

RESOLVED, that the settlement of this matter for the sum of thirteen thousand, seven hundred and three dollars and no cents (\$13,703.00), is hereby approved.

BY POLL VOTE: EIGHT AYES. ONE ABSTENTION – LEGISLATOR NACERINO. MOTION CARRIES.

**PROTECTIVE SERVICES COMMITTEE
(Chairman Gouldman, Legislators Castellano & Jonke)**

Item #6f – Approval/Fund Transfer (17T212)/Probation/Drug Testing Supplies was next. Chairwoman Nacerino recognized Legislator Gouldman, Chairman of the Protective Services Committee. On behalf of the members of the Committee, Legislators Castellano and Jonke, Legislator Gouldman moved the following:

RESOLUTION #204

APPROVAL/FUND TRANSFER /PROBATION/ DRUG TESTING SUPPLIES

WHEREAS, the Director of Probation has requested a fund transfer (17T212) to purchase drug testing supplies; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10314000 51000 (10103)	Personnel Services	1,645
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Increase:

10314000 54445	Lab Analysis	1,645
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2017 Fiscal Impact – 0 –

2018 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6g – Approval/NYS STOP-DWI Foundation Grant for 2017-2018 /Probation Department was next. On behalf of the members of the Protective Services Committee, Legislators Castellano and Jonke, Legislator Gouldman moved the following:

RESOLUTION #205

APPROVAL /NYS STOP-DWI FOUNDATION GRANT FOR 2016-2017 /PROBATION DEPARTMENT

WHEREAS, the NYS STOP-DWI Foundation Board has secured \$686,500 in funding from the Governor's Traffic Safety Committee in order to continue the crackdown enforcement during the grant cycle of October 1, 2017 – September 30, 2018; and

WHEREAS, applicants must submit their 2018 STOP-DWI Plan by October 1, 2017; and

WHEREAS, the Putnam County 2018 STOP-DWI Plan will be submitted by the Putnam County Probation Department by the October 1st deadline; and

WHEREAS, the maximum amount available to the County is \$10,000; and

WHEREAS, the notification of this grant availability is August 16, 2016 with an application deadline for this grant of September 15, 2017; and

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

RESOLVED, that the Putnam County Legislature retroactively authorizes and approves the Department of Probation application for this NYS STOP-DWI Foundation Grant.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6h – Approval/ Grant Application/ Bureau of Emergency Services/ Emergency Management Performance Grant (EMPG) was next. On behalf of the members of the Protective Services Committee, Legislators Castellano and Jonke, Legislator Gouldman moved the following:

RESOLUTION #206

APPROVAL/ GRANT APPLICATION/ BUREAU OF EMERGENCY SERVICES/ EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG)

WHEREAS, Section 5-1(D)(1) of the Putnam County Code requires Legislative approval of all grant applications and renewals that require County matching funds; and

WHEREAS, the Bureau of Emergency Services was awarded \$42,106 under the FY2017 Emergency Management Performance Grand (EMPG); and

WHEREAS, funding is provided by the U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA); and

WHEREAS, the New York State Division of Homeland Security and Emergency Services (DHSES) will administer this funding on behalf of FEMA; and

WHEREAS, the performance period for this grant is October 1, 2016 through September 30, 2018; and

WHEREAS, applications for this grant are due no later than September 22, 2017; and

WHEREAS, this grant requires a 100% matching funds; and

WHEREAS, this matching portion of this grant is more than covered by a portion of the salaries of Deputy Commissioner Lipton and EMS Director Cuomo; and

WHEREAS, the Protective Services Committee has reviewed and approved of this request; now therefore be it

RESOLVED, that the Bureau of Emergency Services is authorized to apply for a \$42,106 grant from the NYS Homeland Security and Emergency Services under the FY2017 Emergency Management Performance Grant (EMPG).

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

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

Item #6i – Approval/Budgetary Amendment (17A049)/Commissioner of Finance/Establish an Operations Budget for Tilly’s Table 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 #207

**APPROVAL/BUDGETARY AMENDMENT (17A049)/COMMISSIONER OF FINANCE/
ESTABLISH AN OPERATIONS BUDGET FOR TILLY’S TABLE**

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (17A049) to establish an operations budget for Tilly’s Table for 2017; and
WHEREAS, the Physical Services Committee and the Audit & Administration Committee have reviewed and approved said budgetary amendment; now therefore be it
RESOLVED, that the following budgetary amendment be made:

Increase Revenue:

10084000 420892 10137	Tilly’s Table	120,000
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Increase Appropriation:

10084000 10137	Tilly’s Table	
54646	Contracts	93,600
54631	Electricity	4,250
54633	Propane	2,300
54636	Internet	2,625
54753	Rubbish Removal	1,000
54560	Equipment Rental/Lease	3,500
54755	Janitorial	1,500
54410	Supplies & Materials	1,250
54989	Miscellaneous	<u>9,975</u>
		120,000

2017 Fiscal Impact – 0 –

2018 Fiscal Impact – 0 –

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

Item #6j – Approval/Acceptance of Amendment B for 2016-2017 Snow and Ice Agreement with New York State was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #208

APPROVAL/ACCEPTANCE OF AMENDMENT B FOR 2016-2017 SNOW AND ICE AGREEMENT WITH NEW YORK STATE

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

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

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

WHEREAS, by Resolution #205 of 2015, the Putnam County Legislature approved to extend the term of the Agreement through June 30, 2017; and

WHEREAS, in order to more accurately reflect the 2016-2017 winter season's expenditures, an amendment to this Agreement ("Amendment B") has been proposed for said winter season based on revised estimated expenditures; and

WHEREAS, approval and acceptance of Amendment B will enable New York State to reimburse Putnam County the additional sum of \$303,458.39 over the above previous estimated expenditures set forth in the Agreement; and

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

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

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6k – Approval/Budgetary Amendment (17A050)/Highways & Facilities/Snow & Ice Funding was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #209

APPROVAL/BUDGETARY AMENDMENT /HIGHWAYS & FACILITIES/SNOW & ICE FUNDING

WHEREAS, the Commissioner of Highways & Facilities has been notified by New York State Department of Transportation (NYSDOT) that the County will receive an additional \$303,458.39 in connection with the Snow & Ice Agreement for the 2016-2017 season; and

WHEREAS, the Commissioner of Highways & Facilities has requested a budgetary amendment (17A050) to account for this increased revenue and increase appropriations to cover expenses through year end as well as reduce some expenditures proposed in the Department's 2018 budget; and

WHEREAS, the Physical Services Committee and the Audit & Administration Committee have reviewed and approved said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Appropriations:

10149000	Highway Admin	
52130	Computer Equipment	1,200.00
52180	Other Equipment	8,500.00
52680	Other Equipment	22,000.00
54782	Software Accessories	10,695.00
54682	Special Services	75,000.00
52110	Furniture & Furnishings	8,000.00
52610	Furniture & Furnishings	30,000.00
10199000	General Contingency	
54980	Contingency	<u>148,063.39</u>
		303,458.39

Increase Revenues:

10131000 428551	Transfer from Road Fund	303,458.39
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ROAD FUND:

Increase Appropriations:

02990100 59030	Transfer to General Fund	303,458.39
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Increase Revenue:

10514400 423021	Snow Removal Other Gov'ts	303,458.39
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2017 Fiscal Impact (148,063.39)

2018 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6L – Approval/ Highways & Facilities/ Use of Capital Reserve/ County Facility Renovations was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #210

APPROVAL/HIGHWAYS & FACILITIES/ USE OF CAPITAL RESERVE/ COUNTY FACILITY RENOVATIONS

WHEREAS, by Resolution #165 of 2015 Putnam County established a County Facility Renovation Capital Project in the amount of \$1,500,000 from a settlement with NYMIR regarding the Deskovic matter; and

WHEREAS, by Resolutions #169 of 2016, #73 of 2017, #144 of 2017 and #182 of 2017 the Putnam County Legislature approved the use of this Capital Project fund for projects, CP-1 County Office Building Façade, CP-2 Historic Courthouse Building Management System, CP-3 Putnam County Golf Club Upgrades, CP-4 Sheriff's Dept. Elevated Walkway Project, CP-5 Highways & Facilities Dept. Heating & Air Conditioning Upgrades, CP-6 Access Control for County Facilities, CP-7 Replacement Doors – Dept. or Motor Vehicles, and CP-8 Renovate Forensic Lab – Sheriff's Dept., for a total expenditure not to exceed \$624,673.00; and

WHEREAS, the Commissioner of Highways & Facilities has proposed the use of this Capital Project fund, to amend CP-4 Resolution #73 of 2017 - Sheriff's Department

Elevated Walkway Project, to include additional funding for Phase 1 of the project, for which project scope is attached to the Resolution; and

WHEREAS, the Physical Services Committee has reviewed and approved this project; and

WHEREAS, the Legislature through the Physical Services Committee has received a scope of this project and a preliminary cost estimate of this project; now therefore be it

RESOLVED, that the Putnam County Legislature approves and authorizes the expenditure of \$75,000 from the County Facility Renovation Capital Project budget line 55197000 53000 51509 as follows:

CP-4 Sheriff's Department – Elevated Walkway Project (Additional Funding)

Project cost not to exceed \$75,000

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6m – Approval/ Application for Grant Funds Available Through the U.S. Department of Transportation's "Transportation Investment Generating Economic Recovery (TIGER)" Competitive Grant Program was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

Legislator LoBue explained that the backup information attached states that "the Department does not have sufficient information and/or documentation in hand to provide the Legislature its proposed application prior to the submission deadline". She stated that she was concerned about what was being applied for.

Legislator Albano stated that the TIGER grants are funds received through the Federal government to help boost the economy and infrastructure projects. He stated that when and if a grant is approved, at that time, we can determine if we want to accept it. He stated that infrastructure is a major issue throughout New York State.

Chairwoman Nacerino believed this was important and that we needed to make a concerted effort to try and obtain these funds for infrastructure in Putnam County.

Legislator LoBue believed that it was vague and usually has backup information so that we are aware of what is being approved.

Legislator Albano stated that time was of the essence and we would like to be part of the application process for Putnam County to be considered.

RESOLUTION #211

APPROVAL/APPLICATION FOR GRANT FUNDS AVAILABLE THROUGH THE U.S. DEPARTMENT OF TRANSPORTATION'S "TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY (TIGER)" COMPETITIVE GRANT PROGRAM

WHEREAS, the U.S. Department of Transportation (USDOT) has made available \$500 Million in discretionary funds through September 30, 2020 for, among other things, national infrastructure investment projects, such discretionary funds to be awarded

nationwide on a competitive basis under the Transportation Investment Generating Economic Recovery (TIGER) grant program; and

WHEREAS, it is intended that USDOT's Fiscal Year (FY) 2017 TIGER discretionary grant funds will be awarded to projects that will have a significant impact in the Nation, metropolitan area or region, with particular focus on capital infrastructure projects; and

WHEREAS, the FY 2017 TIGER funding is provided in the Consolidated Appropriations Act, 2017, and the deadline for application submission is October 16, 2017; and

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

WHEREAS, the County, by and through the Putnam County Department of Planning, Development and Public Transportation, is desirous to competitively seek grant funds through the FY 2017 TIGER grant program and in furtherance therefor proposes to submit a grant application by the October 16, 2017 deadline set forth by the USDOT; and

WHEREAS, the grant funding is eighty (80%) percent reimbursement federal funding and twenty (20%) percent matched funding; and

WHEREAS, the Legislature, by and through the Physical Services Committee, approves the County's application for TIGER grant funding and the Department of Planning, Development and Public Transportation will provide the application post-submission to the Legislature for review and ratification thereof for TIGER grant funding; now therefore be it

RESOLVED, that the County Executive, together with the County Legislature, supports the County's application for TIGER grant funding, such application to be submitted on October 16, 2017 and subsequently presented to the County Legislature by the Putnam County Department of Planning, Development and Public Transportation for consideration and ratification thereof.

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

Item #6n – Approval/ Utility Easements/ Sheriff's Department Garage /25 Old Route 6, Carmel, New York (Carmel Tax Map #55.7-1-2) (*located at Board of Elections site*) was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #212

APPROVAL/UTILITY EASEMENTS/SHERIFF'S DEPARTMENT GARAGE/25 OLD ROUTE 6, CARMEL, NEW YORK (CARMELTAX MAP # 55.7-1-2) (*located at Board of Elections site*)

WHEREAS, the County is the record owner of a certain parcel of property which is designated and described as 25 Old Route 6, Carmel, New York 10512 (Town of Carmel Tax Map No.: 55.7-1-2) (hereinafter the "Property"); and

WHEREAS, the Property is the site of the Board of Elections building; and

WHEREAS, a recently constructed garage building utilized by the Putnam County Sheriff's Department has been co-located on the Property; and

WHEREAS, in order to provide electric service to the recently constructed garage building, the New York State Electric and Gas Corporation will need to install an additional utility pole and pad mounted transformer on the Property; and

WHEREAS, New York State Electric and Gas Corporation has furnished two (2) proposed utility easements, which provide the New York State Electric and Gas Corporation the right to install and maintain said utility pole and pad mounted transformer; and

WHEREAS, the Putnam County Department of Highways and Facilities engineers have reviewed the proposed utility easements (copies of which are attached hereto and made a part hereof as Exhibit "A" and Exhibit "B", respectively), and have determined same to be acceptable; and

WHEREAS, the Putnam County Attorney has reviewed and approved the proposed utility easements as to form; now therefore be it

RESOLVED, that Putnam County Legislature hereby approves and authorizes the subject utility easements in the form and content attached hereto and made a part hereof as Exhibit "A" and Exhibit "B", respectively; and be it further

RESOLVED, that the Putnam County Executive is authorized to execute said utility easements on behalf of the County, which shall thereafter be recorded in the Putnam County Clerk's Office, Division of Land Records; and be it further

RESOLVED, that the County Attorney is authorized to take whatever legal action is necessary to effectuate said utility easements in the manner approved herein and as written; and be it further

RESOLVED, that this Resolution shall take effect immediately.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

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

Item #60 – Approval/Budgetary Amendment (17A051)/Health Department/Preschool Program 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 Gouldman, Legislator Scuccimarra moved the following:

RESOLUTION #213

APPROVAL/BUDGETARY AMENDMENT /HEALTH DEPARTMENT/PRESCHOOL PROGRAM

WHEREAS, the Health Department has requested a budgetary amendment (17A051) to cover increased costs associated with higher enrollment in the Care at Private Institutions 3 to 5 Program as well as a 14.5% increase in the number of children receiving Itinerant Services ending June 2017 as compared to June 2016; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Appropriations:

10196000	Preschool 3 to 5 Program	
54414	Care at Private Institutions	200,000
54441	Itinerant Services	<u>200,000</u>
		400,000

Decrease Appropriations:

10199000	General Contingency	
54980	Contingency	162,000

Increase Revenues:

10296000	Preschool 3 to 5 Program	
432773	Education & Transp Hndcp Child	238,000

2017 Fiscal Impact \$162,000

2018 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**AUDIT & ADMINISTRATION COMMITTEE
(Chairman Castellano, Legislators Jonke & Sullivan)**

Item #6p – Approval/ Local Law to Amend Chapter 220, Article XI (Cold War Veterans Exemption), Section 220-70 of the Code of Putnam County Entitled “Exemption Granted” was next. Chairwoman Nacerino recognized Legislator Castellano, Chairman of the Audit & Administration Committee. On behalf of the members of the Committee, Legislators Jonke and Sullivan, Legislator Castellano moved the following:

Legislator Castellano explained that the exemption is sun-setting and this will extend the exemption for the Veterans.

Legislator Albano stated that he hoped that the schools and the towns would act on this also.

Chairwoman Nacerino believed that they would be receptive as well.

Legislator Jonke stated that this is an existing program and we are not adopting new legislation. He stated that this just extends what we already have.

RESOLUTION #214

APPROVAL/ LOCAL LAW TO AMEND CHAPTER 220, ARTICLE XI (COLD WAR VETERANS EXEMPTION), SECTION 220-70 OF THE CODE OF PUTNAM COUNTY ENTITLED “EXEMPTION GRANTED”

A Local Law to Amend Chapter 220, Article XI (Cold War Veterans Exemption), Section 220-70 of the Code of Putnam County Entitled “Exemption Granted”

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

Section 1.

Chapter 220, Article XI, Section 220-70 of the Putnam County Code is hereby amended to read as follows:

Section 220-70. Exemption Granted.

In accordance with the provisions of § 458-b of the Real Property Tax Law of the State of New York, residential real property owned by veterans who rendered military service to the United States during the “Cold War” shall be exempt from County taxation. The exemption authorized by this section shall apply to qualifying owners of qualifying real property for as long as they remain qualifying owners, without regard to such ten year limitation contained in RPTL §458-b.

Section 2.

This local law shall take effect immediately upon its filing with the Secretary of State.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6q – Authorizing Lease Agreement / Relocation of Department of Planning and Development Offices / Hudson Valley Trust Building, 2 Route 164, Patterson, New York was next. On behalf of the members of the Audit & Administration Committee, Legislators Jonke and Sullivan, Legislator Castellano moved the following:

Legislator LoBue stated that it was her understanding that in order for the County to increase their reimbursement through the Federal Transit Authority, the building has to be dedicated specifically for transportation. However, it states that the Economic Development Corporation will also occupy the building. She stated that it is also a five (5) year lease. She explained that if a repair is made to the existing building, such as a new roof, the useful life period of the roof could be 25 years. If the County wanted to move back to the original location prior to the 25 useful life period, a portion of the money received by the County would need to be paid back to the Federal government. She explained that this occurred when the trolleys were taken off dedicated routes to be utilized for other uses within the County. At that time the County had to buy them back at a prorated amount. She stated that this lease is \$24,000 per year and \$4,500 for electricity for a total of approximately \$30,000 per year.

Chairwoman Nacerino stated that this five (5) year lease does not impact the rationale for moving the Planning Department to an alternative location. She stated that in five (5) years we could perhaps revisit a renewal of the lease or look at moving into another venue. She stated that the lease does not have an impact on the monies we are seeking to receive as a result of this relocation.

Legislator LoBue believed that it would have an impact. She stated that if we go from a five (5) year lease to a 25 year lease, it would cost the County over \$600,000.

Chairwoman Nacerino believed that was speculation.

Legislator Albano stated that the lease is a yearly renewal based on if it is funded. He stated that the fact we are moving to that particular location does not mean we will stay

there for 25 years. He stated that the current facility needs well over \$1 million in upgrades; most being long term items that depreciate. He stated that they are not short term improvements. He stated that a major part of these upgrades can be reimbursed through the Federal government.

Legislator LoBue explained the rationale that we are receiving funding from the Federal government is that the building be completely dedicated as a transportation facility.

Legislator Sullivan explained that Deputy Commissioner of Planning, Sandra Fusco attended the Audit & Administration Committee meeting. She explained that the relocation of the Planning Department would increase the monies received from the Federal government from 40%, which we are receiving now, to 80%. He stated that the amount that we could potentially receive from the Federal government is over \$700,000. He believed this would be a significant savings to the taxpayers since we could be reimbursed for improvements by the Federal government. He stated that this was the main motivation behind the relocation of the Planning Department.

Chairwoman Nacerino stated that Deputy Commissioner Fusco also substantiated what she said at the meeting by providing us additional correspondence. Chairwoman Nacerino believed this was a temporary measure now. She stated that we will revisit this in another five (5) years to see if it is feasible or if we want to bring these departments to the County campus.

Legislator Castellano stated that we are not locked into a five (5) year lease. He stated that we can step out of it after one (1) year and renew each year after that. He believed it was a great deal for Putnam County.

Legislator LoBue stated that she did not believe the numbers added up. She stated that we would still have to lease for the other offices in the Planning Department.

Legislator Castellano stated that the County will be reimbursed double the rate. He stated that if we leave everyone where they are now, as Legislator Sullivan mentioned, the County would receive 40% for that building. He explained that by moving those offices we will get 80% which is \$700,000.

Legislator LoBue believed that we would pay out \$600,000 in rent over a 25 year period.

Chairwoman Nacerino stated that our decision is not based on speculation. The department could come back to a County owned property.

RESOLUTION #215

AUTHORIZING LEASE AGREEMENT/RELOCATION OF DEPARTMENT OF PLANNING AND DEVELOPMENT OFFICES/HUDSON VALLEY TRUST BUILDING, 2 ROUTE 164, PATTERSON, NEW YORK

WHEREAS, the Putnam County Department of Planning, Development and Public Transportation (the "Department") is currently situated at the Putnam County Transit Facility (the "Facility"), located at 841 Fair Street, Carmel, New York; and

WHEREAS, the Facility, from which Putnam County (the "County") operates its public transportation system, including, without limitation, fixed route transportation services, Para-transit on-call services, veterans transportation and mobility services, and EI-Pre-K transportation services, also provides more than fifty percent of the total square footage at the Facility to the County's third-party transportation services provider, MV Contract Transportation, Inc.; and

WHEREAS, the County, for, among other things, cost efficiency, collaboration and expediency's sake, is desirous to integrate the office of Economic Development Corporation (the "EDC"), currently located at 40 Gleneida Avenue, Carmel, New York, with the Department to work closely and collaboratively with the County in furtherance of driving local economic vitality and explore and further economic development and growth in the area, which is in the best interests of the County; and

WHEREAS, the County, to further existing cooperative efforts, is desirous to work closely with the offices of the East of Hudson Watershed Corporation ("EOH"), its members from Northern Westchester County, Putnam County and Dutchess County, working directly with the NYS Department of Environmental Conservation (the "DEC") and the NYC Department of Environmental Protection (the "DEP") in re improving the overall water quality in the Region, including, without limitation, phosphorous reduction and installation of stormwater retrofit projects to meet the requirements of phosphorous reduction as defined by the DEC, all of which is in the best interests of the County; and

WHEREAS, when considering the benefits of continuing cooperative efforts between the County and EDC to cultivate and expand existing business as well as promote new business and growth in the County, as well as the County and EOH working to improve water quality in the Region, inasmuch as the office space at the Facility is unable to accommodate additional personnel and based upon the conduct of an in-depth financial/other analysis, it has been determined that it is fiscally prudent to relocate the non-transportation related elements of the Department as well as the office of EDC to another location keeping in mind the overarching need and importance of continued joint efforts between the County and EDC and the County and EOH to work collaboratively as aforesaid; and

WHEREAS, the County of Putnam is desirous of leasing a certain portion of the Hudson Valley Trust Building (the "Property"), for the purpose of re-locating the non-transportation elements of the Department; and

WHEREAS, the Property is the ideal location for such offices; and

WHEREAS, the County Executive, with the advice and assistance of the County Attorney, has entered into negotiations with The Hudson Valley Trust, Inc. for the lease of said Property at the Hudson Valley Trust Building; and

WHEREAS, pursuant to Section 215 of the New York State County Law, the County Executive has requested that the Putnam County Legislature grant authorization for such lease; now therefore be it

RESOLVED, that pursuant to Section 215 of the New York State County Law the Lease Agreement between The Hudson Valley Trust, Inc. and the County of Putnam for certain office space at Hudson Valley Trust Building, located at 2 Route 164, Patterson, New York is approved, as specified herein; and be it further

RESOLVED, that the County Executive is hereby authorized, with the advice and the assistance of the County Attorney, to finalize and execute said Lease Agreement with The Hudson Valley Trust, Inc., at the monthly rental price of \$2,000.00 plus utilities, which Lease Agreement shall be in substantial form and content as Exhibit "A" attached hereto; and be it further

RESOLVED, that this Resolution shall take effect immediately.

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

Item #6r – Approval/Fund Transfer (17T236)/Planning Department/Building Rental was next. On behalf of the members of the Audit & Administration Committee, Legislators Jonke and Sullivan, Legislator Castellano moved the following:

RESOLUTION #216

APPROVAL/FUND TRANSFER / PLANNING DEPARTMENT/ BUILDING RENTAL

WHEREAS, the Commissioner of Finance has requested a fund transfer (17T236) to cover building rental and utility costs associated with the relocation of the Putnam County Department of Planning, Development and Public Transportation to the Hudson Valley Trust building effective November 1, 2017; and

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

RESOLVED, that the following fund transfer be made:

Decrease:		
10199000 54980	Contingency	4,400
Increase:		
10802000 54383	Building Rental	4,400
	2017 Fiscal Impact \$4,400	
	2018 Fiscal Impact – 0 –	

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6s – Approval/Fund Transfer (17T235) / Purchasing Department/ Temporary was next. On behalf of the members of the Audit & Administration Committee, Legislators Jonke and Sullivan, Legislator Castellano moved the following:

RESOLUTION #217

APPROVAL/FUND TRANSFER / PURCHASING DEPARTMENT/ TEMPORARY

WHEREAS, the Commissioner of Finance has requested a fund transfer (17T235) to increase temporary hours in the Purchasing Department from 17.5 hours per week to 25 hours per week for the remainder of year due to a staffing shortage; and

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

RESOLVED, that the following fund transfer be made:

Decrease:		
10134500 51000 (10102)	Personnel	2,100
Increase:		
10134500 51094	Temporary	2,100

2017 Fiscal Impact – 0 –
2018 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #7 – Other Business

There was no other business submitted to the meeting.

Item #8 – Recognition of Public

Ms. Lynne Eckardt from the Town of Southeast stated that she attended some of the meetings regarding moving the EDC and the Planning Department to the building in Patterson. She stated that it seemed short sighted that the County hasn't found more permanent housing for these. She stated that it wasn't long ago where many on this Board and the County Executive argued to have the EDC down the hall. She stated that she is confused about the change and believes it is a short term solution for what could be a long term problem. She believes that more homework could have been done on this.

Item #9 – Recognition of Legislators

Chairwoman Nacerino wished two (2) retirees the best of luck in their retirement; Patricia Sheehy, Director of Office of Senior Resources and Anthony Sutton, Commissioner of the Bureau of Emergency Services. She stated that they were stellar Department Heads and will be greatly missed. She thanked them for their service and wished them good health and happiness.

Legislator Gouldman stated that the events that have taken place in the last few weeks have been horrifying; the hurricanes in Texas, Florida, Puerto Rico and the mass shooting in Las Vegas. He shared the following quote: "Strength doesn't come from what we can do, it comes from overcoming the thing that you once thought you couldn't". He asked that everyone work together to make our community, our county, our state and our country a better place for our families.

There being no further business, at 7:42 P.M., Chairwoman Nacerino made a motion to adjourn; seconded by Legislator Albano. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.