

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

Tuesday

February 5, 2019

7:00 P.M.

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

Item #4 – Approval of Minutes – Regular Meeting – December 4, 2018
Year End Meeting – December 19, 2018
Organizational Meeting – January 8, 2019

The minutes were approved as submitted.

Item #5 – Correspondence

a) County Auditor was duly noted.

Item #6 – Pre-filed resolutions:

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

Item #6a – Approval/ Utilize Office Space/ County Office Building/ New York State Senator Peter B. Harckham (District #40) was next. Chairman Castellano recognized Legislator Albano, Chairman of the Physical Services Committee. On behalf of the members of the Committee, Legislators Gouldman and Nacerino, Legislator Albano moved the following:

RESOLUTION #31

**APPROVAL / UTILIZE OFFICE SPACE/ COUNTY OFFICE BUILDING/ NYS SENATOR
PETER B. HARCKHAM (DISTRICT # 40)**

WHEREAS, the County of Putnam is the record owner of the building known as the “David D. Bruen County Office Building”, which is located at 40 Gleneida Avenue, Carmel, New York 10512; and

WHEREAS, Room # 310A in the David D. Bruen County Office Building is not needed for use as office space by the County (hereinafter referred to as “Surplus Office Space”); and

WHEREAS, the Putnam County Executive is in favor of assisting NYS Senator Peter B. Harckham by providing him the use of said Surplus Office Space as an office in connection with his official Senate duties; and

WHEREAS, the Putnam County Legislature is likewise in favor of accommodating NYS Senator Peter B. Harckham; now therefore be it

RESOLVED, that the County Executive and the Putnam County Legislature are desirous of accommodating NYS Senator Peter B. Harckham, by providing him with a license to use the Surplus Office Space in the David D. Bruen County Office Building in connection with his official Senate duties, at no cost; and be it further

RESOLVED that the County Attorney is authorized to prepare such documentation as shall be necessary to confirm the permission granted herein, and the County Executive shall be authorized to execute same on behalf of the County.

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #6b – Approval/ Authorizing the Implementation, and Funding in the First Instance 100% of the Federal-Aid and State “Marchiselli” Program-Aid Eligible Costs, of a Transportation Federal-Aid Project, and Appropriating Funds Therefore was next. On behalf of the members of the Physical Services Committee, Legislators Gouldman and Nacerino, Legislator Albano moved the following:

Chairman Castellano stated that this is a project that is long overdue for the Village of Brewster. He stated that the bridge was closed in 2006 to vehicles and closed to foot traffic in 2013. He believed this would be a nice walkway into the Village of Brewster and the train station. He believed this would be a gateway into the Village of Brewster.

RESOLUTION #32

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE. (Morningthorpe Bridge)

WHEREAS, a Project for Morningthorpe Avenue Pedestrian Bridge Connection in the Town of Southeast and Village of Brewster, Putnam County, PIN 8780.53 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, Putnam County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction and construction inspection.

NOW, THEREFORE, the Putnam County Legislature, duly convened does hereby

RESOLVE, that the Putnam County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Putnam County Legislature hereby authorizes Putnam County to pay in the first instance one hundred (100%) percent of the federal and non-federal share of the cost of construction and construction inspection work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$602,000 is hereby appropriated from the Putnam County capital budget line number 05 55197000 53000 51419 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Putnam County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Putnam County Executive thereof, and it is further

RESOLVED, that the Putnam County Executive, on behalf of Putnam County, be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Putnam County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and Putnam County's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that the County Executive, with the advice and assistance of the County Attorney, is authorized to finalize and execute all necessary documents, including, without limitation, the State/Local Agreement, in connection with the Project; and it is further

RESOLVED, that in addition to the Putnam County Executive, the Commissioner of Highways and Facilities and the Commissioner of Finance are also hereby authorized, with the consent of the County Executive, to execute any necessary Agreements or certifications on behalf of Putnam County, with New York State Department of Transportation in connection with the advancement or approval of the project identified in the State/Local Agreement; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #6c – Approval/ Reallocation of Funds Previously Approved by Budgetary Amendment in Resolution #163 of 2017 for Sewer District Projects was next. On behalf of the members of the Physical Services Committee, Legislators Gouldman and Nacerino, Legislator Albano brought forward the following:

Legislator Albano made a motion to accept the revised resolution; seconded by Legislator Jonke. All in favor.

Legislator Albano explained that the revised resolution provided more detailed information of the breakdown of monies associated with the project.

Legislator Jonke stated that it is a great allocation of funds that was put aside for these projects.

RESOLUTION #33

APPROVAL/REALLOCATION OF FUNDS PREVIOUSLY APPROVED BY BUDGETARY AMENDMENT IN RESOLUTION #163 OF 2017, RESOLUTION #187 OF 2018 AND RESOLUTION #307 OF 2018 FOR SEWER DISTRICT PROJECTS

WHEREAS, Resolution #163 of 2017 concerned, among other things, the allocation of \$50,000 for preliminary engineering work and \$25,000 for legal work required in connection with a feasibility study for the proposed creation of a sewer

district along the Route 6 corridor from the Danbury, Connecticut state line to the Village of Brewster (the “Southeast-Danbury Sewer Project”); and

WHEREAS, also pursuant to Resolution #163 of 2017, \$50,000 for preliminary engineering work and \$25,000 for legal work required was allocated in connection with a feasibility study for the proposed creation of a sewer district in Carmel/Mahopac in re the Carmel/Mahopac Sewer Infrastructure Project (the “Carmel/Mahopac Sewer Infrastructure Project”); and

WHEREAS, also pursuant to Resolution #163 of 2017, \$10,000 was allocated for the conduct of a feasibility study at Lake Carmel in re a proposed sewer treatment plant (the “Lake Carmel Feasibility Study”); and

WHEREAS, by Resolution #187 of 2018, \$10,000 was reallocated from the Lake Carmel Feasibility Study to the Carmel/Mahopac Sewer Infrastructure Project inasmuch as a feasibility study was conducted for the Town of Kent (the “Lake Carmel Regional Wastewater Collection and Treatment” Study published on June 29, 2018); and

WHEREAS, by Resolution #307 of 2018, \$1,500 of the \$10,000 budgetary amendment created in Resolution #163 of 2017 and subsequently reallocated to the Carmel/Mahopac Sewer Infrastructure Project by Resolution #187 of 2018, was reallocated to the Lake Carmel Feasibility Study for the purpose of paying costs and expenses associated therewith that had not previously been reported; and

WHEREAS, in connection with both the Southeast-Danbury Sewer Project and the Carmel/Mahopac Sewer Infrastructure Project, a summary of contractors’ preliminary engineering and related costs and expenses to date is set forth on Exhibit A, annexed hereto and made a part hereof; and

WHEREAS, at this time no further or other work is contemplated in connection with the Southeast-Danbury Sewer Project and there remains unused funds, *to wit*: \$17,500, previously approved by budgetary amendment in Resolution #163 of 2017 for preliminary engineering and related costs and expenses; and

WHEREAS, certain additional costs and expenses are expected in connection with the feasibility study for the Carmel/Mahopac Sewer Infrastructure Project that were not contemplated as at the time of the creation of Resolution #163 of 2017; and

WHEREAS, the County Executive has now requested the reallocation of \$17,500 from the Southeast-Danbury Sewer Project to the Carmel/Mahopac Sewer Infrastructure Project in order that such costs and expenses associated with the feasibility study for the Carmel/Mahopac Sewer Infrastructure Project can be paid; now therefore be it

RESOLVED, that \$17,500 of the \$50,000 in the budgetary amendment created in Resolution #163 of 2017 be reallocated from the Southeast-Danbury Sewer Project to the Carmel/Mahopac Sewer Infrastructure Project for the purpose of paying costs and expenses associated with the feasibility study for the Carmel/Mahopac Sewer Infrastructure Project which costs and expenses were not previously contemplated.

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

EXHIBIT A

<u>Project/Services</u>	<u>Funds Allocated</u>	<u>Balance Remaining</u>
Southeast-Danbury Sewer Project/Analysis and Report	\$50,000.00	
- Contractor costs and expenses	(\$32,500.00)	
TOTAL BALANCE REMAINING		\$17,500.00

Carmel/Mahopac Sewer Infrastructure Project/Facility Plan	\$50,000.00	
- Contractor costs and expenses	(\$49,600.00)	
- Reallocation of funds (Resolution #187 of 2018)	\$10,000.00	
- Less reallocation of funds (Resolution #307 of 2018)	(\$1,500.00)	
TOTAL BALANCE REMAINING		\$8,900.00

**AUDIT & ADMINISTRATION COMMITTEE
(Chairman Gouldman, Legislators Castellano & Sayegh)**

Item #6d – Approval/Budgetary Amendment (18A092)/Sheriff’s Department/Insurance Recoveries was next. Chairman Castellano recognized Legislator Gouldman, Chairman of the Audit & Administration Committee. On behalf of the members of the Committee, Legislators Castellano and Sayegh, Legislator Gouldman moved the following:

RESOLUTION #34

APPROVAL/BUDGETARY AMENDMENT /SHERIFF’S DEPARTMENT/INSURANCE RECOVERIES

WHEREAS, the Putnam County Sheriff has requested a budgetary amendment (18A092) to repair one (1) vehicle in the Putnam County Sheriff’s Patrol Division damaged in an accident November 8, 2018; and

WHEREAS, a check was received from the Government Employees Insurance Co. to offset the expense to the County; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

17311000 426800	Sheriff Patrol – Insurance Recoveries	2,034.83
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Increase Expenses:

17311000 54370	Sheriff Patrol – Automotive	2,034.83
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2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #6e - Approval/ Budgetary Amendment (19A002)/Office for Senior Resources/ Retired Senior Volunteer Program (RSVP) Grant was next. On behalf of the members of the Audit & Administration Committee, Legislators Castellano and Sayegh, Legislator Gouldman moved the following:

RESOLUTION #35

APPROVAL/ BUDGETARY AMENDMENT /OFFICE FOR SENIOR RESOURCES/ RETIRED SENIOR VOLUNTEER PROGRAM (RSVP) GRANT

WHEREAS, the Director of the Office for Senior Resources has requested has been awarded additional grant funding for the Retired Senior Volunteer Program (RSVP) Grant #18SR201080; and

WHEREAS, the Director of the Office for Senior Resources has a budgetary amendment (19A002) to account for this award; and

WHEREAS, this is a one-time augmentation in the amount of \$500 to be spent by March 31, 2019; and

WHEREAS, the funds will be used to update the background check information on the four (4) RSVP employees who are attached to this Federal grant; and

WHEREAS, there are no matching funds required by the County and therefore no approval resolution was needed to apply for said grant; 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:

10677300 447731	OSR – RSVP – Federal Aid RSVP	500
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Increase Appropriations:

10677300 54989	OSR – RSVP – Miscellaneous	500
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2019 Fiscal Impact – 0 –

2020 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #6f – Approval/ Budgetary Amendment (19A003)/Bureau of Emergency Services & Putnam County Sheriff/ FY2018 State Homeland Security Program Grant (SHSP) was next. On behalf of the members of the Audit & Administration Committee, Legislators Castellano and Sayegh, Legislator Gouldman moved the following:

RESOLUTION #36

APPROVAL/ BUDGETARY AMENDMENT /BUREAU OF EMERGENCY SERVICES & PUTNAM COUNTY SHERIFF/ FY2018 STATE HOMELAND SECURITY PROGRAM GRANT (SHSP)

WHEREAS, the Bureau of Emergency Services has been awarded grant funding through the FY2018 State Homeland Security Program (SHSP) through 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, this grant requires no matching funds on the part of the County but requires at least 25% (\$68,730) be directed towards law enforcement terrorism prevention activities; and

WHEREAS, the performance period for this grant is from September 1, 2018 through August 31, 2021; and

WHEREAS, the Bureau of Emergency Services has requested a budgetary amendment (19A003) to account for the 2018 Homeland Security Grant in the amount of \$274,920; and

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

Increase Appropriations:

10398901 52640 10148	FY18 Homeland Security-Audio Visual Equip	13,000
10398901 52195 10148	FY18 Homeland Security-Rescue Equip	15,000
10398901 52695 10148	FY18 Homeland Security-Rescue Equip	146,920
10364501 52680 10148	FY18 Homeland Security-Other Equip	35,000
10364501 54646 10148	FY18 Homeland Security-Contracts	<u>65,000</u>
		274,920

Increase Revenues:

10398901 440891 10148	FY18 Homeland Security	274,920
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2019 Fiscal Impact – 0 –

2020 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #6g – Approval/Budgetary Amendment (19A004)/Social Services/Child Advocacy Center/Safe Harbour Funding was next. On behalf of the members of the Audit & Administration Committee, Legislators Castellano and Sayegh, Legislator Gouldman moved the following:

RESOLUTION #37

APPROVAL/BUDGETARY AMENDMENT /SOCIAL SERVICES/CHILD ADVOCACY CENTER/SAFE HARBOUR FUNDING

WHEREAS, the Commissioner of Social Services has requested a budgetary amendment (19A004) to account for annualized grant funds in accordance with the Multi-Disciplinary Team (MDT)/CAC grant C-028056 awarded by the NYS Office of Children & Family Services to the Child Advocacy Center; and

WHEREAS, the grant term is effective 10/01/18 through 9/20/19; and

WHEREAS, due to a reduction in Putnam County’s Safe Harbour funding for CY2019, this grant renewal includes funding to support a portion of the Safe Harbour funded position for the period 2/1/19 through 9/30/19; 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 Appropriations:

22070000	OEOP Child Advocacy Center	
51000	Personal Services	7,455
52110	Furniture	400
54310	Office Supplies	100

54410	Supplies & Materials	929
54640	Education & Training	8,000
54646	Contracts	5,000
54675	Travel	1,035
58001	State Retirement	1,122
58002	Social Security	570
58003	Disability Insurance	14
58004	Workmen's Comp	23
58006	Dental Benefits	98
58007	Life Insurance	57
58008	Health Plans	56
58011	Flex Plan	<u>174</u>
		25,033

Increase Estimated Revenues:

22070000	OEOP Child Advocacy Center	
436233	Child Advocacy Center	25,033

Decrease Appropriations:

10058000	Safe Harbour	
51000	Personal Services	7,455
58001	State Retirement	1,122
58002	Social Security	570
58003	Disability Insurance	14
58004	Workmen's Comp	23
58006	Dental Benefits	98
58007	Life Insurance	57
58008	Health Plans	56
58011	Flex Plan	<u>174</u>
		9,569

Decrease Estimated Revenues:

10058000	Safe Harbour	
436101	Admin Social Services	9,569

2019 Fiscal Impact – 0 –

2020 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #6h – Approval/Budgetary Amendment (19A014)/Commissioner of Finance/ Morningthorpe Bridge and Walkway Project was next. On behalf of the members of the Audit & Administration Committee, Legislators Castellano and Sayegh, Legislator Goldman made a motion to accept the Revised resolution for Item #6h; seconded by Legislator Nacerino. All in favor.

RESOLUTION #38

**APPROVAL/BUDGETARY AMENDMENT /COMMISSIONER OF FINANCE/
MORNINGTHORPE BRIDGE AND WALKWAY PROJECT**

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (19A014) to update Capital Project estimated costs for the Morningthorpe Bridge and Walkway project, as discussed at the Physical Services Committee meeting held on January 22, 2019; and

WHEREAS, the Deputy Commissioner of Highways & Facilities and the Commissioner of Planning attended a regional transportation meeting on January 24, 2019 to initiate the process of securing an additional \$600,000 in CMAQ funding; and

WHEREAS, once the funding has been secured, a bond resolution will be forwarded to the Legislature to commit the County share of \$270,400; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Estimated Appropriations:

55197000 53000 51419	Morningthorpe Bridge & Walkway	1,352,000
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Increase Estimated Revenues:

55197000 44597151419	Fed Aid – Morningthorpe Bridge	1,081,600
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Increase Estimated Revenues:

05000 45710J	Serial Bonds – 2019	270,400
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2019 Fiscal Impact – 0 -

2020 Fiscal Impact – Undetermined Debt Service

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #6i – Approval Budgetary Transfer (19T013)/Commissioner of Finance/Veterans Services/ Restore Veterans Assistant Part Time Position was next. On behalf of the members of the Audit & Administration Committee, Legislators Castellano and Sayegh, Legislator Goldman moved the following:

RESOLUTION #39

APPROVAL BUDGETARY TRANSFER /COMMISSIONER OF FINANCE/ VETERANS SERVICES/ RESTORE VETERANS ASSISTANT PART TIME POSITION

WHEREAS, the Commissioner of Finance has requested a budgetary transfer (19T013) to restore a Part Time Veterans Assistant position #651010107 at a salary of \$3,763.00 for 2019; and

WHEREAS, the position was eliminated during the budget process in the summer of 2018 when it was contemplated that the incumbent would not continue due to health issues; and

WHEREAS, the Commissioner of Finance also requests to restore radio communication funds inadvertently omitted from the adopted 2019 budget; and

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

RESOLVED, that the following budgetary transfer be made:

Increase Estimated Appropriations:		
10651000 51000 (10107)	Personnel	3,763
10651000 58002	FICA	288
10651000 54540	Radio Communications	<u>2,000</u>
		6,051

Decrease Estimated Appropriations:		
10199000 54980	Contingency	6,051

And be it further

RESOLVED, that Resolution #281 of 2018, setting the Salaries of Officers and Employees Paid from County Funds, is hereby amended to reflect restored salary of the Part Time Veterans Assistant position #651010107 of \$3,763.00 as of January 1, 2019.

2019 Fiscal Impact \$6,051
2020 Fiscal Impact \$6,051

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #6j – Approval/Fund Transfer (18T424)/Social Services/County Contribution was next. On behalf of the members of the Audit & Administration Committee, Legislators Castellano and Sayegh, Legislator Goldman moved the following:

RESOLUTION #40

APPROVAL/FUND TRANSFER /SOCIAL SERVICES/COUNTY CONTRIBUTION

WHEREAS, the Commissioner of Social Services has requested a fund transfer (18T424) to cover an additional individual court ordered to a State Office of Mental Health Facility from 11/6/18 through 2/4/19 at \$529.18 per day; and

WHEREAS, the length of stay for an ongoing court order that was extended from 11/19/18 through 11/19/19 at \$426.22 per day; and

WHEREAS, additional funds are needed to cover these two (2) court ordered individuals for year ending 2018; and

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

RESOLVED, that the following fund transfer be made:

Decrease:		
10431000 51094	Temporary	3,318
10198900 51094	Temporary	8,665
10048000 54647	Sub Contractor	<u>23,375</u>
		35,358

Increase:		
10431000 54950	County Contribution	35,358

2018 Fiscal Impact – 0 –
2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #7 – Other Business

Chairman Castellano made a motion to accept Other Business Item #7a; seconded by Legislator Albano. All in favor.

Item #7a – Approval/Bond Resolution/ Morningthorpe Bridge Project \$3,852,000 / Grant Funds Expected to Receive \$3,081,600 / County Balance of Serial Bonds \$770,400 was next.

Chairman Castellano stated that he is looking forward to see this bridge completed.

Legislator Jonke stated this bridge has been an eyesore for the Village of Brewster since it was closed. He stated that bringing this bridge back to life will add some vitality to the lower end of the Village of Brewster.

Chairman Castellano moved the following resolution.

RESOLUTION #41

EXTRACT OF MINUTES

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

February 5, 2019

*** * ***

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 February 5, 2019, at 7 o'clock P.M. (Prevailing Time).

The following Legislators were present: Addonizio, Albano, Gouldman, Jonke, Montgomery, Nacerino, Sullivan and Chairman Castellano.

There were absent: Legislator Sayegh

**Also present: Diane Schonfeld, Clerk of the County Legislature
Robert Firriolo, Legislative Counsel**

*** * ***

Chairman Castellano offered the following resolution and moved its adoption:

RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED FEBRUARY 5, 2019, AMENDING THE BOND RESOLUTION ADOPTED AUGUST 5, 2014 RELATING TO THE REHABILITATION AND/OR RECONSTRUCTION OF THE MORNINGTHORPE BRIDGE

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:

Recitals

WHEREAS, the County Legislature of the County of Putnam, New York, has heretofore duly authorized the issuance of \$500,000 serial bonds to finance the County's share of the rehabilitation and/or reconstruction of the Morningthorpe Bridge, in the Town of Southeast (the "Project"), for such purpose \$2,500,000 was appropriated pursuant to Resolution No. 186 of 2014, adopted by said County Legislature on August 5, 2014; and

WHEREAS, it has now been determined that the total cost of the Project is \$3,852,000, of which the County's share is \$770,400; and

WHEREAS, it is now in order to amend Resolution No. 186 of 2014 to set forth the total plan of financing for the Project and to reflect such increase and to authorize the issuance of additional serial bonds to finance such County share,

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) Resolution No. 186 of 2014 of the County of Putnam duly adopted by the County Legislature on August 5, 2014, entitled:

"Bond Resolution of the County of Putnam, New York, adopted August 5, 2014, authorizing the rehabilitation and/or reconstruction of the Morningthorpe Bridge; stating the estimated total cost thereof is \$2,500,000; appropriating said amount therefor, including the expenditure of approximately \$2,000,000 in grant funds expected to be received; and authorizing the issuance of \$500,000 serial bonds of said county to finance the balance of said appropriation"

is hereby amended to read as follows:

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED AUGUST 5, 2014 AND AMENDED FEBRUARY 5, 2019, AUTHORIZING THE REHABILITATION AND/OR RECONSTRUCTION OF THE MORNINGTHORPE BRIDGE; STATING THE ESTIMATED TOTAL COST THEREOF IS \$3,852,000; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF APPROXIMATELY \$3,081,600 IN GRANT FUNDS

EXPECTED TO BE RECEIVED; AND AUTHORIZING THE ISSUANCE OF \$770,400 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 rehabilitate and/or reconstruct the Morningthorpe Bridge. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$3,852,000, and said amount is hereby appropriated therefor, including the expenditure of approximately \$3,081,600 in anticipated grant funds. The plan of financing, includes the expenditure of said grant funds and the issuance of \$770,400 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 \$770,400 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. Of said \$770,400, serial bonds herein authorized, serial bonds of the County in the amount of \$500,000 have heretofore been issued.

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.

Section (B) The amendment of the bond resolution set forth in Section (A) of this resolution shall in no way affect the validity of any prior liabilities incurred, obligations issued, or action taken pursuant to said bond resolution, 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) Said bond resolution, as amended, shall take effect immediately.

* * *

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

AYES: EIGHT – Legislators Addonizio, Albano, Gouldman, Jonke, Montgomery, Nacerino, Sullivan and Chairman Castellano.

NOES: NONE

ABSENT: ONE – Legislator Sayegh.

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 Resolution No.____-2019 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 February 5, 2019, 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 February 5, 2019 and approved by the County Executive on February __, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County of Putnam this ____ day of February, 2019.

(SEAL)

Diane Schonfeld
Clerk to the County Legislature

NOTICE

The resolution, a summary of which is published herewith, has been adopted on August 5, 2014 and amended on February 5, 2019, 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 AUGUST 5, 2014 AND AMENDED FEBRUARY 5, 2019,
AUTHORIZING THE REHABILITATION AND/OR RECONSTRUCTION
OF THE MORNINGTHORPE BRIDGE; STATING THE ESTIMATED
TOTAL COST THEREOF IS \$3,852,000; APPROPRIATING SAID
AMOUNT THEREFOR, INCLUDING THE EXPENDITUE OF
APPROXIMATELY \$3,081,600 IN GRANT FUNDS EXPECTED TO BE
RECEIVED; AND AUTHORIZING THE ISSUANCE OF \$770,400
SERIAL BONDS OF SAID COUNTY TO FINANCE THE BALANCE OF
SAID APPROPRIATION.**

Object or purpose: the rehabilitation and/or reconstruction of the Morningthorpe Bridge.

Period of probable usefulness: twenty (20) years

Amount of obligations to be issued: \$3,852,000

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: February 5, 2019
Carmel, New York

Chairman Castellano made a motion to accept Item #7b; seconded by Legislator Nacerino. All in favor.

Item #7b – Approval/Authorization/ Legislators to Attend March 2019 National Association of Counties (NACo) Conference was next.

Chairman Castellano believed that it would be beneficial for at least one (1) Legislator to attend the NACo conference to bring the information back to the Legislature.

Legislator Albano believed that the information they provide at the conference could be very beneficial.

Legislator Nacerino concurred with sending one (1) Legislative representative to provide feedback to this Legislative body.

Legislator Montgomery stated that she met many of the NACo representatives during the NYSAC conference. She stated that they encouraged the Legislature to attend. She explained that unfortunately she would not be able to attend. She suggested even sending two (2) Legislators if possible.

Chairman Castellano moved the following resolution; seconded by Legislators Albano and Jonke.

RESOLUTION #42

APPROVAL/AUTHORIZATION/LEGISLATORS TO ATTEND MARCH 2019 NATIONAL ASSOCIATION OF COUNTIES (NACo) CONFERENCE

WHEREAS, one Legislator has requested permission to attend the National Association of Counties (NACo) Conference to be held in Washington, D.C. in March 2019 for registration and lodging total expenditure of approximately \$1,515 per person; and

WHEREAS, the Putnam County Legislature has reviewed and approves their requests; now therefore be it

RESOLVED, that one Legislator is authorized to attend the National Association of Counties (NACo) Conference to be held in Washington, D.C. in March 2019.

BY POLL VOTE: ALL AYES. LEGISLATOR SAYEGH WAS ABSENT. MOTION CARRIES.

Item #8 – Recognition of Public on Agenda Items

There were no members of the public that wished to be recognized.

Item #9 – Recognition of Legislators

Legislator Addonizio mentioned that tonight the Mahopac Carmel Chamber of Commerce is honoring the business person of the year; Bill Hammond, Edward Jones Financial Advisor in Carmel. She extended congratulations to him. She also welcomed the new Director of Cornell Cooperative Extension; Stefanie Hubert.

Legislator Sullivan announced with great sadness, the passing of US Coast Guard Chief Warrant Officer, Michael Kozloski. He was a devoted shipmate, father and husband. He is a Mahopac native and graduated in 2001 from the Mahopac High School. He dedicated his entire adult life to protecting our Country as a member of the US Coast Guard. He stated that his service will not be forgotten and his family and friends will be in our thoughts and prayers.

Legislator Montgomery explained that during her first month as a Legislator she has visited with many Department Heads throughout the County. She stated that they were so generous with their time, the information they provided and their warm welcome to the team. She explained that while she was at the NYSAC conference, she attended many of the informative workshops that they offered. She also attended Assemblywoman Galef's forum which was held in Garrison. She met with the Mayor of Cold Spring and the County Executive to see how things were going with Butterfield and the possibility of opening up more programs there. She believed that there was some misunderstanding that the Mayor does not want more programs. She stated that it is clear that there is a site plan in place for what use is allowable however, while I'd like to bring more services there, it is unclear as to whether or not that site can handle more programs.

There being no further business, at 7:17 P.M., Chairman Castellano made a motion to adjourn; seconded by Legislators Nacerino and Sullivan. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.