

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

Tuesday

February 7, 2012

7:00 P.M.

The meeting was called to order at 7:00 P.M. by Chairwoman Conklin who led in the Pledge of Allegiance. Upon roll call, Legislators Tamagna, Oliverio, Othmer, Albano, Gross, Birmingham, LoBue and DiCarlo and Chairwoman Conklin were present. Also present was Legislative Counsel Van Ross.

Chairwoman Conklin recognized Mr. Peter Pennelle, Commander of the Putnam County Joint Veterans Council and Mr. Karl Rohde, Putnam County Director of Veterans Affairs, who presented Lt. Col. Mahoney with a proclamation. They commended him for his service to our local veterans and for his work at Castle Point Veterans Center.

**PROCLAMATION**

**Honoring Brennan P. Mahoney, Lieutenant Colonel, US Army Reserve  
(By the Putnam County Joint Veterans Council)**

**WHEREAS, Brennan P. Mahoney, Lieutenant Colonel, US Army Reserve, was born on March 16, 1964, in Hartford, Connecticut; and**

**WHEREAS, Lieutenant Colonel Mahoney received the following military training in furtherance of his service to our Nation: Basic Training/Advance Individual Training; 1982, Officers' Candidate School (OCS) 1989, Engineer Officer Basic Course (OBC) 1990, Nuclear, Biological, Chemical Defense Course (NBC School) 1992, Engineer Officer Advance Course (EOBC) 1997 and Combined Arms Services Staff School (CAS3) 2000; and**

**WHEREAS, Lieutenant Colonel Mahoney has also achieved distinction in the civilian academic world by receiving a Bachelors of Science Degree from the State University of New York in Buffalo in 1989, a Masters of Science Degree from the University of Bridgeport in 1991 and is a Doctorate candidate at Capella University, Minneapolis, Minnesota; and**

**WHEREAS, Lieutenant Colonel Mahoney has distinguished himself by receiving the following awards, decoration and badges: Legion of Merit, Army Commendation Medal (4), Army Achievement Medal (2), Army Good Conduct Medal (1), Army Reserve Component Achievement Medal (4), National Defense Service Medal (2), Global War on Terrorism Service Medal (1), Humanitarian Service Medal (1), Iraq Campaign Medal (1), Armed Forces Reserve Medal w/M Device and Silver Hourglass (2), Overseas Service Ribbon (2), Army Service Ribbon (1) and Army Reserve Overseas Training Ribbon (7); and**

**WHEREAS, Lieutenant Colonel Mahoney has served the United States Army in active duty from 1982 to 1984, the New York National Guard from 1984 to 1990 and has since been a member of the United States Army Reserve from 1990 to the present; and**

**WHEREAS, Lieutenant Colonel Mahoney is a member of the VFW Post 5491, Mahopac, American Legion Post 1080, Mahopac and the Putnam County Joint Veterans Council; and**

**WHEREAS, Lieutenant Colonel Mahoney provides invaluable service to our Veterans as a Veterans Service Officer with the New York State Division of Veterans' Affairs where he is responsible for assisting Veterans and their families in applying for Veterans benefits for which they are entitled, conducting Veterans benefits briefings to deploying and returning active and reserve forces in large groups as well as processing claims for individuals for benefits such as service connected disability benefits, education benefits and healthcare and death/burial and DIC benefits through the United States Department of Veterans Affairs; now therefore be it**

**RESOLVED, that Peter Pennelle, Commander of the Putnam County Joint Veterans Council do hereby present this Proclamation to Lieutenant Colonel Mahoney in recognition and deep gratitude for his tireless service to his Nation, his State and his fellow Veterans and do hereby call upon all Veterans of Putnam County, New York to pause and thank Lieutenant Colonel Mahoney for his unstinting service to the United States of American.**

**Chairwoman Conklin recognized Assemblyman Katz who presented Lt. Col. Mahoney with a proclamation from New York State honoring his service to his Country and to local veterans.**

**Chairwoman Conklin recognized Mr. Denis Castelli, the County Historian, who also serves as Congresswoman Nan Hayworth's Liaison for Veterans Affairs. He presented Lt. Col. Mahoney with a commendation that was read into the Congressional Record by Congresswoman Hayworth recognizing and commending his service to his Country as well as his current responsibilities in assisting local veterans.**

**Chairwoman Conklin requested Legislator Othmer present the following proclamation to Ms. Adriene Iasoni, a representative from the Youth Bureau.**

**"Children of Alcoholics Week"**

**WHEREAS, it is estimated that one in four children in the United States under age 18 is hurt by family alcohol abuse or alcoholism and that countless others are affected by parental drug use; and**

**WHEREAS, there is strong scientific evidence that alcoholism runs in families with children of alcoholics being 2 to 4 times more likely to develop alcoholism than children of non-alcoholics; and**

**WHEREAS, parental alcohol abuse or drug use is a significant factor in a large proportion of child abuse and neglect cases; and**

**WHEREAS, young children of alcoholics exhibit symptoms of depression and anxiety to a greater extent than children of non-alcoholics; and incur increasing health care costs and experience more life problems over their lifespan; and**

**WHEREAS, young children of alcohol or drug dependent parents often have difficulty in school and are more likely to be truant, drop out of school, repeat grades or be referred to a school counselor or psychologist; and**

**WHEREAS, children of addicted parents, with interest and support from family, friends, health professionals, teachers, clergy and other can avoid the negative effects of familial alcoholism and drug dependence; now therefore be it**

**RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature do hereby recognize February 12-18, 2012 as Children of Alcoholics Week and encourage all residents to help break the silence often surrounding family**



**Item #5b – Approval/Appointment/Putnam County Industrial Development Agency/Sullivan was next. Chairwoman Conklin recognized Legislator Birmingham, Chairman of the Economic Development & Energy Committee. On behalf of the members of the Committee, Legislators DiCarlo and Tamagna, Legislator Birmingham moved the following:**

**RESOLUTION #29**

**APPROVAL/APPOINTMENT/PUTNAM COUNTY INDUSTRIAL DEVELOPMENT AGENCY/SULLIVAN**

**RESOLVED, that Neal Leonard Sullivan, Town of Carmel, be appointed to the Putnam County Industrial Development Agency for a three (3) year term, said term to expire December 31, 2014.**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5c – Approval/Memorialization/Opposition to Proposed Regional Funding for “I Love New York” and Other Tourism Programs was next. On behalf of the members of the Committee, Legislator Birmingham moved the following:**

**RESOLUTION #30**

**APPROVAL/OPPOSITION TO PROPOSED REGIONAL FUNDING FOR II LOVE NEW YORK AND OTHER TOURISM PROGRAMS**

**WHEREAS, Putnam County has participated successfully in the state “I Love NY” promotional program for over a decade; and**

**WHEREAS, the “I Love NY” program has increased awareness of Putnam County to the regional community, assisted in the promotion of the Putnam County economy and has brought out-of-county revenues to innumerable small businesses, recreations centers and merchants; and**

**WHEREAS, funds from the “I Love NY” program, which when matched with local funds, have been used to promote many important cultural, historical and athletic events, including:**

**The Tour de Putnam  
The Annual 4-H Fair  
The Half-Marathon  
Founder’s Day in the Village of Brewster  
Seasonal athletic events in all parts of the County**

**And many, many more exhibits, events and activities; and**

**WHEREAS, the current “I Love NY” funding formula has provided funds specifically designated for the promotion of tourism in Putnam County, funds from which have been managed by a knowledgeable and professional local staff sensitive to the various tourist destinations in Putnam County; and**

**WHEREAS, such “I Love NY” funds have been wisely allocated to enhance tourism opportunities for the entire County; and**

**WHEREAS, many regional, state and national studies have concluded that for every tourism dollar spent in a particular locale, seven private-sector dollars in ancillary and additional revenues are created and spent in the local economy; and**

**WHEREAS, it has been proposed that the funding formula for the "I Love NY" program be radically and drastically modified in a manner which could deprive Putnam County, and by extension, its tax payers, the value of such location-specific tourism; and such funding modification could take needed state resources away from promoting tourism in Putnam County; now therefore be it**

**RESOLVED, that the Putnam County Legislature hereby states its opposition to the proposal for regional funding for tourism and respectfully requests that the Governor of the State of New York, the State Senate and the State Assembly endeavor to continue the "I Love NY" funding program on a county-by-county distribution basis; and be it further**

**RESOLVED, that a certified copy of this resolution be sent to Governor Cuomo, the President Pro Tem of the Senate, the Speaker of the Assembly, Senator Ball, Assemblywoman Galef, Assemblyman Katz and the New York State Association of Counties.**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**RULES, ENACTMENTS & INTERGOVERNMENTAL RELATIONS COMMITTEE  
(Chairman Othmer, Albano & Gross)**

**Item #5d - Approval/Request to Board of Elections/Transfer Portion of Patterson Election District 6 to Patterson Election District 3 was next. Chairwoman Conklin recognized Legislator Othmer, Chairman of the Rules, Enactments & Intergovernmental Relations Committee. On behalf of the members of the Committee, Legislators Albano and Gross, Legislator Othmer moved the following:**

**RESOLUTION #31**

**APPROVAL/REQUEST TO BOARD OF ELECTIONS/TRANSFER PORTION OF PATTERSON ELECTION DISTRICT 6 TO PATTERSON ELECTION DISTRICT 3**

**WHEREAS, the Legislative Re-Districting Commission has recommended that a small portion of Patterson Election District 6 be transferred from Patterson Election District 6 to Patterson Election District 3; and**

**WHEREAS, the portion of Patterson Election District 6 is bounded and described as follows:**

**West by the Town of Kent  
North by Towners Road (as referred to on the Census map and Noonan Road on the Legislative District map);  
South by the Town of Southeast  
East by Fields Corners Road; and**

**WHEREAS, the total population of this portion of Patterson Election District 6 contains a population of 175 residents; and**

**WHEREAS, this portion of Patterson Election District 6 has more of community of interest with Legislative District 4 than Legislative District 3; and**

**WHEREAS, the Rules Committee has considered and approves of this transfer; now therefore be it**

**RESOLVED**, that the Putnam County Legislature requests that Putnam County Board of Elections transfer the above described parcel of property from Patterson Election District 6 to Patterson Election District 3.

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item # 5e - Approval/Local Law/amend Chapter 70 of the Putnam County Code/Entitled “Legislative Districts”** was next. On behalf of the members of the Rules Committee, Legislator Othmer moved the following:

Legislator Albano stated that the goal of the Charter Review Commission was to have all the Legislative Districts have approximately 11,500 residents and to keep “communities of interest” together. In his opinion, the Commission did an excellent job.

Legislator Birmingham stated that this redistricting is required by Charter every ten years after the census. Unlike other states and communities, the Putnam County Charter mandates that the Re-Districting Commission is bi-partisan with equal numbers of Democrats and Republicans. This history of our Charter form of government shows that the Legislative District lines have been drawn by the recommendation of this bi-partisan Commission. It is important to recognize what is special about Putnam County and that is this re-districting was not political. It was an unanimous vote from the Commission for these changes.

Legislative Counsel Van Ross, who chaired the Re-Districting Commission, stated that he wished to thank his fellow members. Mr. Anthony Maccarini and Ms. Karin Greenfield-Sanders were the Democratic representatives. Mr. James DiBella and he were the Republican representatives.

**RESOLUTION #32**

**A LOCAL LAW TO AMEND CHAPTER 70 OF THE PUTNAM COUNTY CODE ENTITLED “LEGISLATIVE DISTRICTS”**

**BE it enacted by the Legislature of Putnam County as follows:**

**Section 1.**

Chapter 70 of the Putnam County Code entitled “Legislative Districts” is hereby amended to read as follows:

**§ 70-1 Description of districts**

The Putnam County Legislative Districts are hereby described by County election district by population as determined by the U.S. Census Bureau for the 2010 Census.

**§ 70-2**

**Legislative District 1**

Legislative District 1 shall be as follows:

**Election District  
Philipstown 1**

**Population  
762**

Philipstown 2	628
Philipstown 3	1,082
Philipstown 4	1,018
Philipstown 5	931
Philipstown 6	990
Philipstown 7	1,027
Philipstown 8	1,190
Philipstown 9	912
Philipstown 10	493
Philipstown 11	629
Putnam Valley 8	<u>1,309</u>
	10,971

**§ 70-2 Legislative District 2**

Legislative District 2 shall be as follows:

Election District	Population
Putnam Valley 1	1,324
Putnam Valley 2	1,093
Putnam Valley 3	1,567
Putnam Valley 4	1,033
Putnam Valley 5	1,286
Putnam Valley 6	998
Putnam Valley 7	1,005
Putnam Valley 9	1,254
Putnam Valley 10	940
Carmel 9	<u>712</u>
	11,212

**§ 70-4 Legislative District 3**

Legislative District 3 shall be as follows:

Election District	Population
Kent 1	1,214
Kent 2	856
Kent 4	1,143
Kent 6	827
Kent 7	1,037
Kent 8	1,543
Kent 10	858
Kent 11	1,194
Kent 12	1,008
Patterson 6	<u>1,087</u>
	10,767

**§ 70-5 Legislative District 4**

Legislative District 4 shall be as follows:

<b>Election District</b>	<b>Population</b>
Patterson 1	1,533
Patterson 2	1,517
Patterson 3	1,892
Patterson 4	1,247
Patterson 5	2,282
Patterson 7	1,385
Patterson 8	<u>1,080</u>
	<b>10,936</b>

**§ 70-6 Legislative District 5**

**Legislative District 5 shall be as follows:**

<b>Election District</b>	<b>Population</b>
Carmel 2	1,841
Carmel 8	1,266
Carmel 14	1,137
Carmel 20	1,420
Carmel 29	1,421
Kent 3	1,332
Kent 5	1,450
Kent 9	<u>1,045</u>
	<b>10,912</b>

**§ 70-7 Legislative District 6**

**Legislative District 6 shall be as follows:**

<b>Election District</b>	<b>Population</b>
Southeast 1	1,401
Southeast 3	1,234
Southeast 5	722
Southeast 7	1,234
Southeast 8	1,432
Southeast 10	1,246
Southeast 11	1,236
Southeast 12	963
Southeast 13	971
Southeast 14	<u>1,303</u>
	<b>11,742</b>

**§ 70-8 Legislative District 7**

**Legislative District 7 shall be as follows:**

<b>Election District</b>	<b>Population</b>
Southeast 2	2,390
Southeast 4	826
Southeast 6	1,148
Southeast 9	1,242



Southeast 15	1,056
Carmel 7	1,295
Carmel 10	981
Carmel 15	1,171
Carmel 22	<u>1,042</u>
	11,151

**§ 70-9 Legislative District 8**

Legislative District 8 shall be as follows:

Election District	Population
Carmel 5	1,426
Carmel 11	720
Carmel 13	1,071
Carmel 17	889
Carmel 18	1,351
Carmel 23	1,073
Carmel 24	1,268
Carmel 26	923
Carmel 28	867
Carmel 30	<u>1,242</u>
	10,830

**§ 70-10 Legislative District 9**

Legislative District 9 shall be as follows:

Election District	Population
Carmel 1	923
Carmel 3	1,491
Carmel 4	962
Carmel 6	1,210
Carmel 12	959
Carmel 16	1,188
Carmel 19	1,466
Carmel 21	921
Carmel 25	1,299
Carmel 27	<u>770</u>
	11,189

**Section 2.**

This local law shall take effect immediately.

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**PERSONNEL COMMITTEE MEETING  
(Chairman DiCarlo, Legislators LoBue & Oliverio)**

Item #5f – Approval/Budgetary Transfer/Sheriff’s Department/Reassignment of Deputy Sheriffs was next. Chairwoman Conklin recognized Legislator DiCarlo, Chairman of the

Personnel Committee. On behalf of the members of the Committee, Legislators LoBue and Oliverio, Legislator DiCarlo moved the following:

**RESOLUTION #33**

**APPROVAL/BUDGETARY TRANSFER/SHERIFF'S DEPARTMENT/REASSIGNMENT OF DEPUTY SHERIFFS**

WHEREAS, the Sheriff's Department has requested a budgetary transfer (12T006) to account for the salaries of several Deputy Sheriffs who have been reassigned to various divisions; and

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

RESOLVED, that the following budgetary transfer be made:

**Increase estimated appropriations:**

13311000 51000	Personnel Services	\$21,122
16311000 51000	Personnel Services	31,736
13311000 58002	FICA	1,616
06311000 58002	FICA	<u>2,428</u>
		\$56,902

**Decrease estimated appropriations:**

14311000 51000	Personnel Services	\$ 2,817
17311000 51000	Personnel Services	50,041
14311000 58002	FICA	216
17311000 58002	FICA	<u>3,828</u>
		\$56,902

2012 Fiscal Impact -0-

2013 Fiscal Impact -0-

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #5g – Approval/Fund Transfer/Commissioner of Finance/Finance Department Personnel/Acting Director of Consumer Affairs was next. On behalf of the members of the Personnel Committee, Legislator DiCarlo moved the following:

**RESOLUTION #34**

**APPROVAL/FUND TRANSFER/COMMISSIONER OF FINANCE/FINANCE DEPARTMENT PERSONNEL/ ACTING DIRECTOR OF CONSUMER AFFAIRS**

WHEREAS, the Commissioner of Finance has requested a fund transfer (12T011) to transfer money into the Finance Department's temporary line to fill a temporary vacancy and to pay the additional salary for the Acting Director of Consumer Affairs; and

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

RESOLVED, that the following fund transfer be made:

<b>Decrease:</b>		
01661000 51000	Personnel Services	\$7,700
10661000 51001	Personnel- Director	<u>2,090</u>
		\$9,790

<b>Increase:</b>		
10661000 51094	Temporary	\$7,700
10661000 51006	Personnel-Acting Director	<u>2,090</u>
		\$9,790

2012 Fiscal Impact -0-  
2013 Fiscal Impact -0-

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #5h - Approval/Amend Resolution #387 of 2011/2012 Salaries for Officers and Employees Paid From County Funds was next. On behalf of the members of the Personnel Committee, Legislator DiCarlo moved the following:

**RESOLUTION #35**

**APPROVAL/AMEND RESOLUTION #387 OF 2011/2012 SALARIES FOR OFFICERS AND EMPLOYEES PAID FROM COUNTY FUNDS**

WHEREAS, as by Resolution #387 of 2011 the Putnam County Legislature set the salaries of officers and employees paid from County funds pursuant to Section 2.04 of the Putnam County Charter and Section 201 of County Law; and

WHEREAS, there is a need to amend this resolution by providing for the stipend for the Records Management Officer and for salaries for positions in the County Executive's Office; now therefore be it

RESOLVED, that Resolution #387 of 2011 is hereby amended by setting the stipend of the Records Management Officer and for salaries for positions in the County Executive's Office for the year 2012 as an addition to Resolution #387 of 2011 as follows:

123010	1003 Chief of Staff	\$65,000
123010	1006 Conf. Sec'y to County Executive	30,000
123010	1014 Dir. of Constituent Services	44,000
146010	1903 RMO Stipend	7,500

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**AUDIT & ADMINISTRATION COMMITTEE**  
(Chairwoman Conklin, Legislators Birmingham & LoBue)

Item #5i – Approval/Fund Transfer/Commissioner of Finance/Central Switchboard was next. On behalf of the members of the Audit & Administration Committee, Legislators Birmingham and LoBue, Chairwoman Conklin moved the following:

**RESOLUTION #36**

**APPROVAL/FUND TRANSFER/COMMISSIONER OF FINANCE/CENTRAL SWITCHBOARD**

WHEREAS, the Commissioner of Finance has requested a fund transfer (12T002) to provide funding for two temporary part time employees who are familiar with County services to operate the central switchboard for 2012; 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:

<b>Decrease:</b>		
10199000 54980	Contingency	\$24,652

<b>Increase:</b>		
10161000 51094	Temporary	\$22,900
10161000 58002	FICA	<u>\$ 1,752</u>
		\$24,652

2012 Fiscal Impact - \$24,652

2013 Fiscal Impact - \$24,652

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #5j – Approval/Budgetary Amendment/Commissioner of Finance/Account for Decrease in Health Insurance Rates was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:

**RESOLUTION #37**

**APPROVAL/BUDGETARY AMENDMENT/COMMISSIONER OF FINANCE/ACCOUNT FOR DECREASE IN HEALTH INSURANCE RATES**

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (12A001) to account for the decrease in health insurance rates from the original estimated 2012 budget rates to the actual 2012 rates; 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:

<b>General Fund:</b>		
<b>Decrease Estimated Appropriations:</b>		
SEE ATTACHED SCHEDULE		\$493,709

<b>Increase Estimated Revenues:</b>		
10131000 428551	Transfer from Road Fund	33,002
10131000 428661	Transfer from Road Machinery Fund	<u>8,297</u>
		41,299

<b>Decrease Estimated Revenues:</b>		
10131000 427705	Vacancy Control Factor	535,008

**Road Fund:**

**Decrease Estimated Appropriations:  
SEE ATTACHED SCHEDULE 33,002**

**Increase Estimated Appropriations:  
02990100 59030 Transfer to General Fund 33,002**

**Road Machinery Fund:**

**Decrease Estimated Appropriations:  
SEE ATTACHED SCHEDULE 8,297**

**Increase Estimated Appropriations:  
03990100 59030 Transfer to General Fund 8,297**

**2012 Fiscal Impact -0-  
2013 Fiscal Impact -0-**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5k – Approval/Budgetary Amendment/Sheriff’s Department/Access to SCAAP Funds was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:**

**RESOLUTION #38**

**APPROVAL/BUDGETARY AMENDMENT/SHERIFF’S DEPARTMENT/ACCESS TO SCAAP FUNDS**

**WHEREAS, the Sheriff’s Department has requested a budgetary amendment (12A002) to access SCAAP funds received November 22, 2011; 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 Revenues:  
10315001 44389F 10032 SCAAP Criminal Alien CFDA 16.572 \$85,598**

**Increase Estimated Appropriations:  
10315001 Jail Federal  
54646 10032 Contracts – SCAAP 45,598  
52650 10032 Motor Vehicles - SCAAP 40,000  
\$85,598**

**2012 Fiscal Impact -0-  
2013 Fiscal Impact -0-**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #5l – Approval/Settlement of Litigation/Kyle Heady v. County of Putnam and Putnam County Sheriff’s Office was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:

**RESOLUTION #39**

**APPROVAL/SETTLEMENT OF LITIGATION/KYLE HEADY V. COUNTY OF PUTNAM AND PUTNAM COUNTY SHERIFF’S OFFICE**

WHEREAS, on or about June 4, 2010, the Plaintiff, Kyle Heady, while being transported from the Defendant’s premises to court, was cause to sustain severe and permanent injuries as the alleged result of the Defendants, the County of Putnam through the Putnam County Sheriff’s Department, placing the plaintiff’s handcuffs on too tight; and

WHEREAS, Plaintiff sought recovery for the personal injury damages; and

WHEREAS, Plaintiff agreed to a settlement with the County, subject to the Legislature’s approval, in which the County agreed to pay said Plaintiff the sum of seventeen thousand five hundred (\$17,500.00) dollars; and

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

WHEREAS, NYMIR, through its claims representative, has in fact settle the matter with the Plaintiff for the sum of seventeen thousand five hundred (\$17,500.00) dollars and has obtained settlement documents form the Plaintiff which, upon filing with the Court, will discontinue this matter with the Court and which will allow Plaintiff to receive his settlement payment; and

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

RESOLVED, that the settlement of this matter for the sum of seventeen thousand five hundred (\$17,500.00) dollars is hereby approved.

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

Item #5m – Approval/Bond/Intent To Borrow/Capital Improvements was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:

Legislator LoBue stated that she will be voting against this in principle. She did not wish to bond so many projects. She had also asked for a complete breakdown of costs for the renovation work being done at the County Office Building.

**RESOLUTION #40**

**EXTRACT OF MINUTES**

**Meeting of the County Legislature of  
The County of Putnam, New York  
February 7, 2012**

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 7, 2012 at 7 o'clock P.M. (Prevailing Time).

The following Legislators were present: Legislators Albano, Birmingham, DiCarlo, Gross, LoBue, Oliverio, Othmer, Tamagna and Chairwoman Conklin.

There were absent: None

Also present: M. Chris Marrone – Legislative Clerk  
Clement Van Ross – Legislative Counsel

\* \* \* \*

Legislator Conklin offered the following resolution and moved its adoption:

**RESOLUTION DATED FEBRUARY 7, 2012**

**RESOLUTION OF INTENT REGARDING THE TEMPORARY EXPENDITURE OF GENERAL FUND MONIES PRIOR TO THE PROPOSED SALE AND ISSUANCE OF GENERAL OBLIGATION BONDS AND/OR NOTES OF THE COUNTY OF PUTNAM, NEW YORK, IN THE AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$270,000 FOR RECONSTRUCTION AND IMPROVEMENT OF THE COUNTY OFFICE BUILDING AND OTHER BUILDINGS AND FACILITIES IN AND FOR SAID COUNTY.**

**WHEREAS, the County of Putnam, New York (the “County”) has the power and authority to issue general obligation bonds of the County for the purpose of, among other things, paying the cost of the reconstruction and improvement of the County Office Building and other buildings and facilities, including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, pursuant to the provisions of the Local Finance Law of the State of New York (the “Act”); and**

**WHEREAS, the County Legislature of the County is considering to proceed under the provisions of the Act to authorize, sell and issue its general obligation bonds and/or notes in anticipation thereof, for said purpose, subject to the terms and conditions set forth in one or more bond resolutions in an aggregate principal new money amount not to exceed \$270,000 to be adopted thereafter in accordance with requirements of the Act; and**

**WHEREAS, the Internal Revenue Code of 1986, as amended, and the United States Treasury Department regulations promulgated thereunder (together, the “Code”) require that an issuer who intends to reimburse itself for monies to be advanced and expended for a capital project from the proceeds of a debt obligation of the issuer, adopt a declaration of official intent to so reimburse not later than sixty days after the payment of any such original expenditures paid with such advanced monies; and**

**WHEREAS, the Code provides that such declaration may be made in the form of a resolution of the issuer;**

**NOW, THEREFORE, BE IT RESOLVED, by the County hereby finds and determines:**

**Section 1. The County Legislature of the County hereby finds and determines:**

- (a) By virtue of the Act, the County has been vested with all powers necessary and convenient to carry out and effectuate the purposes and provisions of the Act and to exercise all powers granted to it under the Act.
- (b) It is the intent of the County to authorize, sell and issue its general obligation bonds and/or notes in the aggregate new money principal amount not exceeding \$270,000 (the “bonds” and the “Notes”) for the purposed of paying the cost of the reconstruction and improvement of the County Office Building and other County buildings and facilities, including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith (the “Project”), pursuant to the provisions of the Act.
- (c) It is expected that under Section 149(e) of the Code, interest on the Bonds and/or Notes will not be includable in gross income for federal income tax purposes.
- (d) In anticipation of the issuance of the Bonds and/or Notes, the County hereby states its intention to reimburse general fund monies of the County heretofore and hereafter expended in an amount not to exceed \$270,000 in connection with the Project through the issuance of the Bonds and/or Notes, such reimbursement allocations to be made not later than eighteen months after the date the original expenditure is paid and such expenditure of general fund monies is hereby authorized pursuant to resolutions of this County Legislature authorizing said Project.

**Section 2.** A copy of this resolution shall be placed on file in the office of the Clerk of the County Legislature where the same shall be available for inspection during business hours.

**Section 3.** This resolution shall take effect immediately.

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

**AYES: SIX – Legislators Birmingham, DiCarlo, Gross, Othmer, Tamagna & Chairwoman Conklin**

**NAYS: THREE – Legislators Albano, LoBue & Oliverio**

**ABSENT: NONE**

**EXCUSED: NONE**

**This resolution was thereupon declared duly adopted.**

**CERTIFICATE**



I, M. CHRIS MARRONE, Clerk to the County Legislature of the County of Putnam, State of New York, HEREBY CERTIFY that the Resolution No. \_\_\_\_\_ of 2012 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 7, 2012, 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 the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on February 7, 2012 and approved by the County Executive on \_\_\_\_\_ 2012

IN WITNESS WHEREOF:

I have set my hand and affixed the  
Corporate seal of said County of Putnam this  
\_\_\_\_\_ day of \_\_\_\_\_, 2012.

(SEAL)

\_\_\_\_\_  
M. Chris Marrone  
Clerk to the County Legislature

(CORPORATE SEAL)

Item #5n – Approval/Budgetary Amendment/District Attorney/Provide Funding for Video Recording/Byrne Justice Assistance Grant was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:

RESOLUTION #41

APPROVAL/BUDGETARY AMENDMENT/DISTRICT ATTORNEY/PROVIDE FUNDING FOR VIDEO RECORDING/BYRNE JUSTICE ASSISTANCE GRANT

WHEREAS, the District Attorney has requested a budgetary amendment to purchase “Video Recording of Statements” equipment with a Byrne Justice Assistance Grant that was approved by Resolution #334 of 2011; 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:

10116500 443201 10094

Byrne Justice Assistance Grant

\$15,000

Increase Appropriations:

10116500		District Attorney	
	54936	Partnership Initiative	
		10094	Video Recording of Statement Equip \$10,000
10116500		District Attorney	
	55646	Chargeback Contracts	
		10094	Video Recording of Statement Equip <u>5,000</u>
			<u>\$15,000</u>

2011 Fiscal Impact -0-  
2012 Fiscal Impact -0-

BY ROLL CALL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5o – Approval/Fund Transfer/Sheriff’s Department/Funding For November and December Prisoner Board Out Bills was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:

RESOLUTION #42

**APPROVAL/FUND TRANSFER/SHERIFF’S DEPARTMENT/FUNDING FOR NOVEMBER AND DECEMBER PRISONER BOARD OUT BILLS**

WHEREAS, the Sheriff’s Department has requested a fund transfer (11T385) for funding for the November and December Prisoner Board-Out bills; 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:

10011000 54631	Jail – Electric	\$19,000
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Increase:

10315000 54580	Jail – Prisoner Board Out	\$19,000
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2011 Fiscal Impact -0-  
2012 Fiscal Impact -0-

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5p – Approval/Fund Transfer/Sheriff’s Department/Cover Temporary and Overtime Lines Through December 31, 2011 was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:

RESOLUTION #43

**APPROVAL/FUND TRANSFER/SHERIFF’S DEPARTMENT/COVER TEMPORARY AND OVERTIME LINES THROUGH DECEMBER 31, 2011**

WHEREAS, the Sheriff’s Department has requested a fund transfer (11T387) to cover Temporary and Overtime lines through December 31, 2011; 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:	Increase:	
10311000 51093 Overtime	13311000 51094 Temporary	9,602.00
14311000 51093 Overtime	14311000 51094 Temporary	136.50
14311000 51093 Overtime	17002000 51093 Overtime	976.40
10311000 54640 Edu. & Train	16311000 51093 Overtime	144.00
14311000 51093 Overtime	17311000 51093 Overtime	10,012.00
10311000 51093 Overtime	17311000 51093 Overtime	6,198.00
13311000 51093 Overtime	17311000 51093 Overtime	4,195.00
15311000 51093 Overtime	17311000 51093 Overtime	2,225.00
15311000 51094 Temporary	17311000 51093 Overtime	17,356.25
10311000 51094 Temporary	17311000 51093 Overtime	2,800.00
18311000 51094 Temporary	17311000 51093 Overtime	3,104.00
19311003 51093 Overtime	17311000 51093 Overtime	11,230.50
19311003 5109310011 Overtime	17311000 51093 Overtime	362.88
17311002 51093 Overtime	17311000 51093 Overtime	468.82
10311000 54312 Photo	17311000 51093 Overtime	2,021.18
10311000 54313 Books and Supp.	17311000 51093 Overtime	2,040.61
10311000 54640 Edu. & Train.	17311000 51093 Overtime	4,000.00
10311000 54675 Travel	17311000 51093 Overtime	1,798.79
13311000 54310 Office suppl.	17311000 51093 Overtime	921.16
13311000 54510 Mach. Maint.	17311000 51093 Overtime	3,428.00
13311000 54540 Radio Comm.	17311000 51093 Overtime	5,174.00
13311000 54640 Edu. & train.	17311000 51093 Overtime	1,988.41
13311000 54675 Travel	17311000 51093 Overtime	1,000.00

14311000 54783 Software	17311000 51093 Overtime	8,500.00
14311000 54782 Soft. & Acces.	17311000 51093 Overtime	1,400.00
14311000 54640 Edu. & Train.	17311000 51093 Overtime	2,204.75
15311000 54385 Uniforms	17311000 51093 Overtime	6,026.06
15311000 54313 Books and Supp.	17311000 51093 Overtime	2,000.00
15311000 54640 Edu. & Train.	17311000 51093 Overtime	1,898.00
15311000 54675 Travel	19311000 51094 Temporary	200.00
16311000 54385 Uniforms	19311000 51094 Temporary	4,371.70
17311000 54319 Cleaners	19311000 51094 Temporary	5,112.00
17311000 54319 Cleaners	19311000 51093 Overtime	880.80
17311000 54319 Cleaners	19311003 5109310012 Overtime	362.88
17311000 54319 Cleaners	17311002 51093 Overtime	1,600.00
16311000 54385 Uniforms	17311002 51093 Overtime	1,880.00
17311000 54319 Cleaners	17311000 51093 Overtime	44.32
10311000 54510 Mach. Maint.	17311000 51093 Overtime	368.92
16311000 54385 Uniforms	17311000 51093 Overtime	182.35
	<b>Total</b>	<b>\$128,215.28</b>

2011 Fiscal Impact -0-  
2012 Fiscal impact -0-

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #5q – Approval/Fund Transfer/Sheriff’s Department/Provide Funding for Overtime Through Year End 2011 was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:**

**RESOLUTION #44**

**APPROVAL/FUND TRANSFER/PROVIDE FUNDING FOR OVERTIME THROUGH YEAR END 2011**

WHEREAS, the Sheriff's Department has requested a fund transfer (11T388) to provide funding for Overtime through Year End 2011; 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:	Increase:	
10008000 54152	10008000 51093	\$5,000.00
Med. Exam Test.	Overtime	
10011000 54631	10008000 51093	3,208.88
Electric	Overtime	
10011000 54631	10009000 51093	16,291.68
Electric	Overtime	
10011000 54631	10315000 51093	26,499.44
Electric	Overtime	
10011000 54510	10315000 51093	35,507.00
Mach. Maint.	Overtime	
10011000 54710	10315000 51093	8,726.00
Maint. & Repairs	Overtime	
10011000 51000	10315000 51093	3,342.00
Pers. Services	Overtime	
10012000 51093	10315000 51093	13,757.00
Overtime	Overtime	
10315000 54640	10315000 51093	5,600.00
Edu & Train	Overtime	
10315000 54385	10315000 51093	4,600.00
Uniforms	Overtime	
10315000 54319	10315000 51093	1,499.51
Cleaners	Overtime	
10315000 54322	10315000 51093	3,200.00
Clothing	Overtime	
10315000 54310	10315000 51093	2,032.00
Office Supplies	Overtime	
10315000 54313	10315000 51093	1093.00
Books & Supp.	Overtime	
10010000 52170	10010000 51094	10.00
Kitchen equip.	Temp. Kitchen	
	Total:	\$130,366.51

2011 Fiscal Impact -0-

2012 Fiscal Impact -0-

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #5r – Approval/Fund Transfer/Commissioner of Finance/Fund 18B Cases/Fund Post Mortem Exams was next. On behalf of the members of the Audit & Administration Committee, Legislator Conklin moved the following:

RESOLUTION #45

**APPROVAL/FUND TRANSFER/COMMISSIONER OF FINANCE/FUND 18B CASES/FUND POST MORTEM EXAMS**

WHEREAS, the Commissioner of Finance has requested a fund transfer (11T389) to fund an increase in 18B (indigent legal defense) cases and an increase in Post Mortem Exams; 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:

<b>Decrease:</b>		
10249000 54925	Community Colleges	\$26,500
<b>Increase:</b>		
25117100 54125	18B	\$15,000
10118500 54151	Post Mortem Exams	<u>\$11,500</u>
		\$26,500

2011 Fiscal Impact -0-  
2012 Fiscal Impact -0-

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #6 – Other Business was next.

Item #6a – Approval/Local Law/Establishing the 2012 Salary of Certain Elected Officials Serving for Fixed Terms was next. Chairwoman Conklin moved the following; seconded by Legislator Birmingham:

**RESOLUTION #46**

**APPROVAL/LOCAL LAW/ESTABLISHING THE 2012 SALARY OF CERTAIN ELECTED OFFICIALS SERVING FOR FIXED TERMS**

**BE IT ENACTED BY THE PUTNAM COUNTY LEGISLATURE AS FOLLOWS:**

**Section 1.**

Section 201 of the County Law and Municipal Rule Law requires that salary increases of fixed term officers shall be established by Local Law, subject to permissive referendum.

**Section 2.**

The annual salary of the hereinafter designated County Officers elected for a fixed term is hereby set the following amounts effective January 1, 2012:

Donald B. Smith .....\$137,273  
Putnam County Sheriff

**Section 3.**

**THIS LOCAL LAW SHALL TAKE EFFECT FORTY-FIVE DAYS AFTER ITS PASSAGE AND IS SUBJECT TO PERMISSIVE REFERENDUM.**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #6b – Approval/Approval/SEQRA/Agricultural District was next. Chairwoman Conklin moved the following; seconded by Legislator Birmingham:**

**Legislator Tamagna stated that when the Legislature initiated the Agricultural District over eight years ago, they wanted to stabilize agriculture and farming in Putnam County. They did not want the Country to get into the same situation with food as we are now experiencing with oil. There must always be a balance between growth and sustainable agricultural practices. New York has always produced great agriculture. There are several very old farms in Putnam County.**

**Legislator Othmer stated that when he attended a class on agriculture at the recent NYSAC Conference, he learned that currently New York State imports 60% of its crops and produce. We need to encourage and preserve agriculture in New York State.**

**Legislator Oliverio stated that unfortunately, farmland is more valuable for development than for raising crops.**

**Legislator Tamagna stated that he wished to encourage residents to purchase locally grown produce.**

#### **RESOLUTION #47**

#### **APPROVAL/SEQR/AGRICULTURAL DISTRICT**

**WHEREAS, the Department of Agriculture and Markets as Lead Agency for the Agricultural Districts Program has conducted a programmatic review of the environmental effects of Agricultural Districts and has concluded that there is little likelihood of significant adverse environmental impact resulting from the formation or modification of such districts; and**

**WHEREAS, it is the responsibility of the County to review the site-specific proposals under consideration to determine if unique circumstances exist which increase the likelihood of environmental significance; and**

**WHEREAS, the Department of Agriculture and Markets recommends that the County Legislative body serve as the Lead Agency to insure compliance with the requirement of the State Environmental Quality Review Act as it is the only other agency required to undertake an action except for the Department of Agriculture and Markets; now therefore be it**

**RESOLVED, that the Putnam County Legislature declares itself to be the lead agency to insure compliance with the requirements of the State Environmental Quality Review Act; and be it further**

**RESOLVED, that the Putnam County Legislature, as Lead Agency, hereby determines that the site-specific parcels contained in the proposed Agriculture District modifications will not have a significant adverse effect on the environment and that a Draft Environmental Impact Statement will not be prepared; and be it further**

**RESOLVED, that the Putnam County Legislature, as lead agency, hereby accepts and adopts the Negative Declaration prepared in connection with the proposed**

Agriculture District modifications, a copy of which is annexed hereto and made a part here of.

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

Item #6c – Approval/Inclusion of Parcels Located in the Putnam County Agricultural District was next. Chairwoman Conklin moved the following; seconded by Legislator Tamagna:

Legislator Tamagna stated that he wished to give credit to the Putnam County Agriculture & Farmland Protection Board. They have not only met with all the Towns but they also visit every property that applies for inclusion in the Agricultural District to make sure these properties meet the criteria and guidelines for inclusion.

Legislator Birmingham stated that there is a variety of agricultural activities represented in these parcels. The District is becoming more diversified. He is proud to support each one.

#### **RESOLUTION #48**

#### **APPROVAL/INCLUSION OF PARCELS LOCATED IN THE PUTNAM COUNTY AGRICULTURAL DISTRICT**

WHEREAS, by Resolution #81 of 2003, the Putnam County Legislature created an Agricultural District in the County of Putnam; and

WHEREAS, by Resolution #244 of 2003 the Putnam County Legislature established the month of November in which a landowner may request inclusion into the Putnam County Agricultural District; and

WHEREAS, requests were presented to the Putnam County Legislature to modify the existing Agricultural District in the County of Putnam by including the following parcels in the District:

#### **Town of Kent:**

Jacquelyn Gueft – Tax Map #11.16-1-28 with 28.65 acres

Marian Tiship Living Trust – Tax Map #41.-1-9 with 58.24 acres, Tax Map #42.-2-3 with 5.23 acres and Tax Map #42.-2-24 with 54.03 acres

#### **Town of Patterson:**

Daniel & Michele Kuchta – Tax Map #4.15-1-6 with 7.96 acres

Astro Associate c/o Louis Pescatore – Tax Map #13.-3-96 with 42.00 acres

Peter Clarke – Tax Map # 34.-3-1.41 with 15.80 acres

#### **Town of Philipstown:**

Heather Howard – Tax Map #27.20-1-22 with 6.60 acres

#### **Town of Putnam Valley:**

Robert & Cynthia Antoinette – Tax Map #61.-1-42 with 5.36 acres, Tax Map #61.-1-43 with 3.05 acres, Tax Map #61.-1-46 with 18.61 acres, Tax Map #62.-1-24.2 with 10.80 acres & Tax Map #62.-1-24.3 with 5.26 acres

#### **Town of Southeast:**



**Althea Nastasi – Tax Map #56.-1-52 & 54 with 27.34 acres  
Mancini-Ciolo Inc./Michael Bruen White Oak Apiary – Tax Map #57.-2-46.1 with 67 acres  
Patrick O’Mara – Tax Map #69.-1-19 with 21.42 acres**

**WHEREAS, pursuant to Article 25 AA of the Agriculture and Markets Law. Section 303-b, a public hearing on the requests was conducted by the Putnam County Legislature on February 7, 2012; and**

**WHEREAS, the Putnam County Agriculture and Farmland Protection Board considered the requests for inclusion and reported that the parcels for inclusion would serve the public interest by assisting in maintaining a viable agricultural industry within the District and recommend the inclusion of said parcels in the Putnam County Agricultural District; and**

**WHEREAS, the Putnam County Legislature has considered the comments of the speakers at the public hearing, the recommendations of the Putnam County Agriculture and Farmland Protection Board, the various letters in support and in opposition to the inclusion of these parcels in the modification of the Agricultural District; now therefore be it**

**RESOLVED, that the Putnam County Legislature accepts and adopts the findings provided by the Putnam County Agriculture and Farmland Protection Board; and be it further**

**RESOLVED, that the Putnam County Legislature hereby includes in the Putnam County Agricultural District the following tax map identified parcels:**

**Town of Kent:**

**Jacquelyn Gueft – Tax Map #11.16-1-28 with 28.65 acres**

**Town of Patterson:**

**Daniel & Michele Kuchta – Tax Map #4.15-1-6 with 7.96 acres**

**Town of Putnam Valley:**

**Robert & Cynthia Antoinette – Tax Map #61.-1-42 with 5.36 acres, Tax Map #61.-1-43 with 3.05 acres, Tax Map #61.-1-46 with 18.61 acres, Tax Map #62.-1-24.2 with 10.80 acres & Tax Map #62.-1-24.3 with 5.26 acres**

**Town of Southeast:**

**Althea Nastasi – Tax Map #56.-1-52 & 54 with 27.34 acres  
Mancini-Ciolo Inc./Michael Bruen White Oak Apiary – Tax Map #57.-2-46.1 with 67 acres  
Patrick O’Mara – Tax Map #69.-1-19 with 21.42 acres**

**A Total of 195.45 acres.**

**BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.**

**Item #7 – Recognition of Public. There was no member of the public who wished to speak.**

**Item #8 – Recognition of Legislators.**

**Legislator DiCarlo stated that there had been a preliminary discussion on moving the County’s budget process to later in the year during this past year’s budget review. Since Putnam County is one of the first Counties in New York State to pass a budget, much of**

the appropriate information to assist with determining a budget is not yet available when the Legislature begins its review process in September. He would like to recommend that the discussion is continued again. He requested that the Rules Committee make this a future agenda item.

Legislator Birmingham stated that it is traditional in an election year that when a Legislator decides not to run for re-election, he makes that announcement at the end of the meeting at the beginning of the year. He would like to announce this evening that he will not be running for re-election in November. He feels it is time to move on to allow new ideas and vision to be added to the Legislature. He has notified the Party Chairs. He looks forward to working with his colleagues and the Administration through the rest of this year. He will remain a resident and taxpayer in the County.

Legislator Oliverio stated that so many of the current Legislators were “freshmen” or “sophomores”. That is a concern for him. He questioned if term limits would adversely affect the Legislature. There is value in the wisdom and knowledge of long time legislators. That will be missing. He questioned if term limits should be re-examined.

Legislator Othmer stated that Legislator Birmingham will be greatly missed. He also recognized the accomplishments of Navy Seal Team 6 for their brave and daring rescue of hostages in Somalia.

Legislator DiCarlo stated that he had the privilege of attending the “Women of Excellence” awards over the weekend. The award winners would be recognized at the Legislature’s Regular meeting in March. He also reminded residents that this was the time to call, write or e-mail to the Governor and to their State representatives and demand that underfunded and unfunded mandates be taken away from the Counties.

Legislator Gross stated that he had learned a lot from Legislator Birmingham and he would be missed on the Legislature.

Chairwoman Conklin wished everyone a very Happy Valentines Day.

There being no further business, at 7:55 P.M. Legislator Tamagna made a motion to adjourn; seconded by Legislators DiCarlo and Oliverio. All in favor.

Respectfully submitted, Chris Marrone, Clerk.