

**YEAR END MEETING
OF THE
PUTNAM COUNTY LEGISLATURE
HELD IN ROOM 318
PUTNAM COUNTY OFFICE BUILDING
CARMEL, NEW YORK 10512**

Wednesday

December 19, 2018

(Immediately following Audit & Admin. Mtg. starting @ 6:30 P.M.)

The meeting was called to order at 7:17 P.M. by Chairman Castellano who requested Legislator Scuccimarra lead in the Pledge of Allegiance and Legislator Albano lead in the Legislative Prayer. Upon roll call, Legislators Scuccimarra, Gouldman, Addonizio, Nacerino, Albano, Sayegh, Sullivan and Chairman Castellano were present. Legislator Jonke was absent. Also present was Legislative Counsel Firriolo.

Item #4 - Correspondence
a) County Auditor

There was no activity during the reporting period.

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

Item #5a – Approval/Fund Transfer (18T396)/Commissioner of Social Services/Adoption Subsidies Federally Participating & Federally Non-Participating (FP & FNP) was next. On behalf of the members of the Health, Social, Educational & Environmental Committee, Legislators Scuccimarra, Gouldman and Sayegh, Chairman Castellano moved the following:

RESOLUTION #293

APPROVAL/FUND TRANSFER /COMMISSIONER OF SOCIAL SERVICES/ADOPTION SUBSIDIES FEDERALLY PARTICIPATING & FEDERALLY NON-PARTICIPATING (FP & FNP)

WHEREAS, the Commissioner of Social Services has requested a fund transfer (18T396) to reflect projected costs through 12/31/18 for Adoption Subsidies Federally Participating & Non-Participating (FP & FNP); and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10611900 54414

IVE JD/PINS FC (Federally Participating
Foster Care, Juvenile Delinquent/Person in Need
Of Supervision, Foster Care)

58,300

Increase:

10611900 54415

Adoption Subsidies FNP (Federally

10611900 54416	Non-Participating) Adoption Subsidies FP (Federally Participating)	51,000 <u>7,300</u> 58,300
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2018 Fiscal Impact – 0 –
2019 Fiscal Impact – 0 –

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

Item #5b – Approval/Fund Transfer (18T397)/Commissioner of Social Services/Foster Care Federally Non-Participating (FC-FNP) was next. On behalf of the members of the Health, Social, Educational & Environmental Committee, Legislators Scucciamarra, Gouldman and Sayegh, Chairman Castellano moved the following:

RESOLUTION #294

APPROVAL/FUND TRANSFER /COMMISSIONER OF SOCIAL SERVICES/FOSTER CARE FEDERALLY NON-PARTICIPATING (FC-FNP)

WHEREAS, the Commissioner of Social Services has requested a fund transfer (18T397) to reflect projected costs through 12/31/18 for Foster Care Federally Non-Participating (FC-FNP); and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10611900 54114	CSE (Committee for Special Education)	126,430
10611900 54423	IVE-FC (Federally Participating Foster Care)	<u>37,925</u>
		164,355

Increase:

10611900 54420	FC-FNP (Foster Care Federally Non-Participating)	164,355
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2018 Fiscal Impact – 0 –
2019 Fiscal Impact – 0 –

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

Item #5c – Approval/ Local Law to Amend the Putnam County Code to License and Regulate the Sale of E-Cigarettes, Similar Devices, and Related Products was next. On behalf of the members of the Health, Social, Educational & Environmental Committee, Legislators Scucciamarra, Gouldman and Sayegh, Chairman Castellano moved the following:

Legislator Scuccimarra explained that this was taken out of the T21 law since some legislators questioned how we would know where the vape shops were. She stated that

this law would require them to be licensed with the County. She stated that if they are also selling tobacco products they would already be registered with New York State. She explained that stores selling tobacco products that are licensed with the State pay \$250.00 annually. She stated that stores selling tobacco and vape products pay \$300.00 to the State. This would require vape stores to register with the County and pay \$250.00 annually.

Legislator Addonizio questioned who would be in charge of this.

Legislator Scuccimarra stated the Health Department.

Legislator Addonizio questioned when a new shop opens, didn't that need to go before the town in which the business is located.

Chairman Castellano believed that they would need to go before the town if it pertained to a zoning requirement. However, once they open their shop, if they are in the right zone, it would come to the County. He stated that the change was brought up because, although they are licensed through the State if they sell tobacco products, if they are selling e-cigarette products we want to know that they are complying with the Putnam County law.

Legislator Nacerino stated that, through home rule, every town is very aware of any businesses within their own town. She stated that there are only four (4) or five (5) vape shops in Putnam County. She believed it was a little pre-mature to pass legislation requiring a small business to pay a \$250.00 fee. She did not believe that knowing physically where the business is or not would defuse an epidemic.

Legislator Sayegh believed that it was important that we know where these businesses are located. She stated that if the law in the State of New York is that you can't sell these products to a certain age category, then we need to be able to enforce that.

Legislator Sullivan believed that we were leading the way and were ahead of the State in requiring these businesses to be licensed. He stated that there are licensing requirements for selling alcohol. He stated that we have already taken the step that the product cannot be purchased under a certain age. He believed this was the next step so we know where these businesses are. He believed that the Town of Carmel has made changes to their laws which regulate any of these businesses from opening in their town. He stated that many health experts have stated the use of these devices is a problem.

Legislator Nacerino stated that it is ultimately home rule.

Legislator Albano stated that he would support this legislation. He believed that there were some health concerns associated with this product and this will help to regulate its use properly.

Legislator Scuccimarra stated that juul sales climbed 600% between the years 2016 & 2017. She stated that this has become an epidemic. She stated that there are kids addicted to nicotine that do not know how to quit.

Chairman Castellano clarified that businesses that sell tobacco and e-cigarette products are already regulated under State law. This legislation pertains to businesses selling e-cigarettes but not tobacco.

Chairman Castellano called for a Roll Call Vote:

RESOLUTION #294a

A LOCAL LAW TO AMEND THE PUTNAM COUNTY CODE TO LICENSE AND REGULATE THE SALE OF E-CIGARETTES, SIMILAR DEVICES, AND RELATED PRODUCTS

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

Section 1.

Creating Chapter 147 of the Putnam County Code entitled “Electronic Cigarettes (E-Cigarettes)”.

Section 2.

Chapter 147 of the Putnam County Code is hereby amended to add a new Article I, entitled “Retail Sales Licensing” to read as follows:

§ 147-1 Findings and intent; statutory authority.

- A. The Putnam County Legislature declares the intent and purpose of this Article is to preserve and improve the public health by regulating retail sales of e-cigarettes and related products.**
- B. The Putnam County Legislature hereby finds as follows:**
 - 1. E-cigarettes are designed to deliver nicotine, a highly addictive drug;**
 - 2. Nicotine-containing e-cigarettes are the most common nicotine products used by students; E-cigarette use among high schoolers in New York is increasing, and is more common than cigarette use;**
 - 3. Youth use of e-cigarettes and similar products is associated with future cigarette use;**
 - 4. Adults who might otherwise quit smoking combustible cigarettes instead use e-cigarettes in addition to cigarettes, thereby maintaining nicotine intake and addiction level;**
 - 5. E-cigarettes and related products are often marketed for use in places where traditional smoking is prohibited, and are also sold in locations that do not also sell tobacco;**
 - 6. E-cigarettes and similar devices pose health hazards and may contribute to youth smoking and reduced cessation, regardless of nicotine content;**
 - 7. A local licensing system for retailers of electronic cigarettes, similar devices, and related non-tobacco products regulated by Article 13-F of New York State Public Health Law is necessary and appropriate for the public health, safety, and welfare of our residents;**

8. Therefore, the Putnam County Legislature declares the need to enact a new Chapter 147 and Article I of the Code of Putnam County to regulate retail sales of e-cigarettes, similar devices, and related paraphernalia; and
9. The County of Putnam desires to implement effective measures through this new Article to regulate the sale of e-cigarettes and related paraphernalia regulated by the New York Adolescent Tobacco Use Prevention Act, and facilitate the enforcement of other applicable laws relating to e-cigarette products.

C. Unless otherwise noted herein, Article 13-F of the New York State Public Health Law shall apply.

§ 147-2 Definitions.

As used in this Article, the following terms shall have the meanings indicated:

ACCESSORY – Any product that is intended or reasonably expected to be used with or for the human consumption of a Tobacco Product or Electronic Aerosol Delivery System; does not contain tobacco and is not made or derived from tobacco; and meets either of the following: (1) is not intended or reasonably expected to affect or alter the performance, composition, constituents, or characteristics of a Tobacco Product or Electronic Aerosol Delivery System; or (2) is intended or reasonably expected to affect or maintain the performance, composition, constituents, or characteristics of a Tobacco Product or Electronic Aerosol Delivery System but (a) solely controls moisture and/or temperature of a stored Tobacco Product or Electronic Aerosol Delivery System; or (b) solely provides an external heat source to initiate but not maintain combustion of a Tobacco Product. Accessory includes, but is not limited to, carrying cases, lanyards, and holsters.

APPLICANT – An individual, partnership, limited liability company, corporation, or other business entity seeking an E-Cigarette Retail License.

COMPONENT or PART – Any software or assembly of materials intended or reasonably expected to: (1) alter or affect the Electronic Aerosol Delivery System’s performance, composition, constituents, or characteristics; or (2) be used with, or be used for the human consumption of through, an Electronic Aerosol Delivery System. Component or Part excludes anything that is an Accessory, and includes, but is not limited to, electronic cigarette liquids (“e-liquids”), cartridges, certain batteries, heating coils, programmable software, and flavorings for Tobacco Products or Electronic Aerosol Delivery Systems.

DEPARTMENT – The Putnam County Health Department.

E-CIGARETTE RETAIL LICENSE – A license issued by the Department to a Person to engage in the retail sale of Electronic Aerosol Delivery Systems in the County of Putnam.

ELECTRONIC AEROSOL DELIVERY SYSTEM – An electronic device that, when activated, produces an aerosol that may be inhaled, whether or not such aerosol contains nicotine. Electronic Aerosol Delivery System includes any Component or Part, but not an Accessory, and any liquid or other substance to be aerosolized, whether or not separately sold. Electronic Aerosol Delivery System does not include drugs, devices, or

combination products authorized for sale by New York State, as those terms are defined by State law, or by the United States Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

PERSON – Any natural person, company, corporation, firm, partnership, business, organization, or other legal entity.

TOBACCO PRODUCT – Any product made or derived from tobacco or which contains nicotine, marketed or sold for human consumption, whether consumption occurs through inhalation, or oral or dermal absorption. Tobacco Product does not include an Accessory, and does not include drugs, devices, or combination products authorized for sale by New York State, as those terms are defined by State law, or by the United States Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

§ 147-3 E-Cigarette Retail License.

- A.** Starting July 1, 2019, no Person shall sell, offer for sale, or permit the sale of Electronic Aerosol Delivery Systems to consumers in the County of Putnam without a valid E-Cigarette Retail License issued by the Department. An E-Cigarette Retail License is not required for a wholesale dealer who sells products to retail dealers for the purpose of resale only and does not sell any Electronic Aerosol Delivery Systems directly to consumers. An E-Cigarette Retail License is not required by a retail seller of Tobacco Products that possesses a required certificate of registration as a tobacco retail dealer from the New York State Department of Taxation and Finance, and is otherwise in compliance with Article 13-F of the New York Public Health Law and Chapter 223 of the Putnam County Code.
- B.** Notwithstanding the requirements set forth in Section 147-3(A), this Article shall not apply to registered organizations pursuant to Title V-A of Article 33 of New York Public Health Law.
- C.** All E-Cigarette Retail Licenses issued pursuant to this section are nontransferable and non-assignable, and are valid only for the Applicant and the specific address indicated on the E-Cigarette Retail License. A separate E-Cigarette Retail License is required for each address at which Electronic Aerosol Delivery Systems are sold or offered for sale. Any change in business ownership or business address requires a new E-Cigarette Retail License.
- D.** All E-Cigarette Retail Licenses issued pursuant to this section are valid for no more than one year following the effective date of the E-Cigarette Retail License. As set forth in Section 147-7, an E-Cigarette Retail License may be revoked by the Department prior to its expiration date for cause.
- E.** Applications for an E-Cigarette Retail License shall be submitted to the Department in writing upon a form provided by the Department. The Department may require such forms to be signed and verified by the Applicant or an authorized agent thereof.
- F.** Applications for an E-Cigarette Retail License shall be accompanied by the fee set forth in Section 147-5.

- G. The issuance of any E-Cigarette Retail License pursuant to this Article is done in the discretion of the Department. However, issuance of an E-Cigarette Retail License shall not be denied to an Applicant not disqualified by the criteria set forth in Sections 147-4 (B) and (C). An E-Cigarette Retail License shall not confer upon a licensee any property rights in the continued possession of such a license.**

§ 147-4 Issuance of Licenses.

- A. Upon the receipt of a completed application for a new E-Cigarette Retail License or renewed E-Cigarette Retail License and the fee required by Section 147-5, the Department shall inspect the location at which Electronic Aerosol Delivery System sales are to be permitted. The Department may also ask the Applicant to provide additional information that is reasonably related to the determination of whether a license may issue.**
- B. The Department may refuse to issue an E-Cigarette Retail License to an Applicant if it finds that one or more of the following bases for denial exists:**
- (1) The information presented in the application is incomplete, inaccurate, false, or misleading;**
 - (2) The fee for the application has not been paid as required;**
 - (3) The Applicant has previously had an E-Cigarette Retail License issued under this Article revoked;**
 - (4) An E-Cigarette Retail License issued under this Article for the same address or location has previously been revoked;**
 - (5) The Applicant has not paid to the County of Putnam outstanding fees, fines, penalties, or other charges owed to the County of Putnam; or**
 - (6) The Department determines, in accordance with objective criteria established to further the specific purposes of this Article, that the Applicant is otherwise not fit to hold an E-Cigarette Retail License. Such criteria shall be maintained in written or printed form, and shall be made available to the public, and provided to any Applicant, upon request.**
- C. No E-Cigarette Retail License shall be issued to any seller of Electronic Aerosol Delivery Systems that is not in a fixed, permanent location.**

§ 147-5 Required Fee.

- A. Each application for an E-Cigarette Retail License shall be accompanied by a fee of two hundred fifty dollars (\$250.00).**
- B. The Department may reduce the fee required by Section 147-5(A) for an application that will result in issuance of an E-Cigarette Retail License valid for less than eleven (11) months.**

- C. Starting two years after the effective date of this Article, the Department may, on an annual basis, modify the fee required pursuant to Section 147-5(A), provided that such modified fee is duly approved by the Putnam County Legislature. The fee shall be calculated so as to recover the cost of administration and enforcement of this Article, including, for example, issuing a license, administering the license program, retailer education, retailer inspection and compliance checks, documentation of violations, and prosecution of violators, but shall not exceed the cost of the regulatory program authorized by this Article. All fees and interest upon proceeds of fees shall be used exclusively to fund the program. Fees are nonrefundable except as may be required by law.

§ 147-6 License Display

- A. Any E-Cigarette Retail License issued pursuant to this Article shall be displayed prominently at the location where the Electronic Aerosol Delivery System are sold so that it is readily visible to customers.
- B. Selling, offering for sale, or permitting the sale of any Electronic Aerosol Delivery System without a valid E-Cigarette Retail License displayed in accordance with Section 147-6(A) constitutes a violation of this Article.

§ 147-7 Revocation of License

- A. The Department may suspend or revoke an E-Cigarette Retail License issued pursuant to this Article for violations of the terms and conditions of this Article or for violation of any federal, state, or local law or regulation pertaining to (a) trafficking in illegal drugs, including synthetic drugs; or (b) the sale of Tobacco Products, Electronic Aerosol Delivery Systems, or any other product regulated by Article 13-F of the New York State Public Health Law.
- B. The Department may revoke an E-Cigarette Retail License if the Department finds that one or more of the bases for denial of a license under Section 147-4 (B) existed at the time application was made, or at any time before the license issued.
- C. The Department may revoke an E-Cigarette Retail License if the Department finds that any Person issued such a licensee is conducting retail sales of Electronic Aerosol Delivery Systems at a location other than one indicated on an E-Cigarette Retail License issued by the Department.

§ 147-8 Violations and Enforcement

- A. The Department or its authorized designee(s) shall enforce the provisions of this Article. The Department may conduct periodic inspections in order to ensure compliance with this Article.
- B. In addition to the penalties provided for in Section 147-7, any Person found to be in violation of this Article shall be liable for a civil penalty of not more than two hundred fifty dollars (\$250.00) for the first violation; not more than five hundred dollars (\$500.00) for the second violation within a two-year period; and not more than one thousand dollars (\$1,000.00) for the third and each subsequent violation within a two-year period.

§ 147-9 Rules and Regulations

The Department may issue and amend rules, regulations, standards, guidelines, or conditions to implement and enforce this Article, which shall be maintained in written or printed form, and which shall be made available to the public, and provided to any Applicant, upon request.

§ 147-10 Signage.

Any Person operating a place of business wherein any Electronic Aerosol Delivery System is sold or offered for sale shall post in a conspicuous place a sign upon which there shall be imprinted the following statement, "SALE OF CIGARETTES, CIGARS, CHEWING TOBACCO, POWDERED TOBACCO, SHISHA OR OTHER TOBACCO PRODUCTS, HERBAL CIGARETTES, LIQUID NICOTINE, ELECTRONIC CIGARETTES, ROLLING PAPERS OR SMOKING PARAPHERNALIA, TO PERSONS UNDER 18 YEARS OF AGE IS PROHIBITED BY LAW." Such sign shall be printed on a white card in red letters at least one-half inch in height. This Section shall not apply to any person exempted from licensing pursuant to Section 147-3 (A) or (B) of this Article.

§ 147-11 - Reverse pre-emption

This Article shall be null and void on the day that federal or statewide legislation goes into effect incorporating either the same or substantially similar provisions as are contained in this Article, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by the County of Putnam. The County Legislature may determine via mere resolution whether or not identical or substantially similar federal or statewide legislation, or pertinent preempting state or federal regulations, have been enacted for purposes of triggering the provisions of this Article.

§ 147-12 Severability

The provisions of this Article are declared to be severable, and if any section of this Article is held to be invalid, such invalidity shall not affect the other provisions of this Article or this Chapter that can be given effect without the invalidated provision.

§ 147-13 Effective Date

This Local Law shall take effect 60 days from its filing with the NYS Secretary of State.

BY ROLL CALL VOTE: FIVE AYES – LEGISLATORS ALBANO, SAYEGH, SCUCCIMARRA, SULLIVAN & CHAIRMAN CASTELLANO. THREE NAYS – LEGISLATORS ADDONIZIO, GOULDMAN & NACERINO. LEGISLATOR JONKE WAS ABSENT. MOTION CARRIES.

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

Item #5d – Approval/Budgetary Amendment (18A090)/Emergency Services/ Donation from Entergy was next. On behalf of the members of the Protective Services Committee, Legislators Jonke, Gouldman and Sullivan, Chairman Castellano moved the following:

RESOLUTION #295

APPROVAL/BUDGETARY AMENDMENT /EMERGENCY SERVICES/ DONATION FROM ENTERGY

WHEREAS, the Bureau of Emergency Services has received a donation from Entergy in the amount of \$96,000; and

WHEREAS, the Commissioner of the Bureau of Emergency Services has requested a budgetary amendment (18A090) for the funds to be used towards renovations to the Emergency Operations Center (EOC); 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:

53997000 51813	Other Public Serv Projects – EOC Renovations	
415893	Entergy	96,000

Increase Appropriations:

53997000 51813	Other Public Serv Projects – EOC Renovations	
53000	Capital Expenditures	96,000

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

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

Item #5e – Approval/Fund Transfer (18T356)/Sheriff’s Department/Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Jonke, Gouldman and Sullivan, Chairman Castellano moved the following:

RESOLUTION #296

APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/OVERTIME

WHEREAS, the Putnam County Sheriff has requested a fund transfer (18T356) to cover Overtime costs for year ending 2018; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10311000 51094	Temporary	15,000
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Increase:

10311000 51093	Overtime	15,000
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2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

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

Item #5f – Approval/Fund Transfer (18T367)/Sheriff’s Department/Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Jonke, Gouldman and Sullivan, Chairman Castellano moved the following:

RESOLUTION #297

APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/OVERTIME

WHEREAS, the Putnam County Sheriff has requested a fund transfer (18T367) to cover Sheriff Patrol Overtime costs; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10315000 54580	Prisoner Board Out	60,000
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Increase:

17311000 51093	Sheriff Patrol Overtime	55,410
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17311000 58002	Sheriff Patrol FICA	<u>4,590</u>
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		60,000
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2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

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

Item #5g – Approval/ Fund Transfer (18T368)/Sheriff’s Department/ Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Jonke, Gouldman and Sullivan, Chairman Castellano moved the following:

RESOLUTION #298

APPROVAL/ FUND TRANSFER /SHERIFF’S DEPARTMENT/ OVERTIME

WHEREAS, the Putnam County Sheriff has requested a fund transfer (18T368) to cover Sheriff Patrol Overtime costs; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10315000 51092	Compensatory Time	15,000.00
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Increase:

17311000 51093	Sheriff Patrol Overtime	13,852.50
17311000 58002	Sheriff Patrol FICA	<u>1,147.50</u>
		15,000.00

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

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

Item #5h – Approval/Fund Transfer (18T369)/Sheriff’s Department/ Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Jonke, Gouldman and Sullivan, Chairman Castellano moved the following:

RESOLUTION #299

APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/ OVERTIME

WHEREAS, the Putnam County Sheriff has requested a fund transfer (18T369) to cover Sheriff Patrol Overtime costs; and

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

RESOLVED, that the following fund transfer be made:

Decrease:		
10315000 54305	Range Supplies	8,000
Increase:		
17311000 51093	Sheriff Patrol Overtime	7,388
17311000 58002	Sheriff Patrol FICA	<u>612</u>
		8,000

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

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

Item #5i – Approval/Fund Transfer (18T370)/Sheriff’s Department/Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Jonke, Gouldman and Sullivan, Chairman Castellano moved the following:

RESOLUTION #300

APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/OVERTIME

WHEREAS, the Putnam County Sheriff has requested a fund transfer (18T370) to cover Sheriff Patrol Overtime costs; and

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

RESOLVED, that the following fund transfer be made:

Decrease:		
10008000 54152	Medical Exams Testing	2,000
Increase:		
17311000 51093	Sheriff Patrol Overtime	1,847
17311000 58002	Sheriff Patrol FICA	<u>153</u>
		2,000

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

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

Item #5j – Approval/Fund Transfer (18T371)/Sheriff’s Department/Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Jonke, Gouldman and Sullivan, Chairman Castellano moved the following:

RESOLUTION #301

APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/OVERTIME

WHEREAS, the Putnam County Sheriff has requested a fund transfer (18T371) to cover the Bureau of Criminal Investigators division (BCI) overtime costs; and
WHEREAS, the Protective Services Committee, the Personnel Committee and the Audit & Administration Committee has reviewed and approve said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:		
10315000 51092	Compensatory Time Payout	5,000.00
Increase:		
10311000 51093	Sheriff Admin Overtime	4,617.50
10311000 58002	Sheriff Admin FICA	<u>382.50</u>
		5,000.00

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

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

PERSONNEL COMMITTEE
(Chairwoman Nacerino, Legislators Jonke & Sullivan)

Item #5k – Approval/Fund Transfer (18T366)/Sheriff’s Department/Jail Medical Overtime was next. On behalf of the members of the Personnel Committee, Legislators Nacerino, Jonke and Sullivan, Chairman Castellano moved the following:

RESOLUTON #302

APPROVAL/FUND TRANSFER /SHERIFF'S DEPARTMENT/JAIL MEDICAL OVERTIME

WHEREAS, the Putnam County Sheriff has requested a fund transfer (18T366) to cover Overtime expenses due to three (3) vacancies and one (1) 207C; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10315000 51000 (10139)	Jail Personnel	6,201
10315000 51000 (10154)	Jail Personnel	4,236
10315000 58002	FICA	<u>798</u>
		11,235

Increase:

10008000 51093	Jail Medical Overtime	10,437
10008000 58002	FICA	<u>798</u>
		11,235

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

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

PHYSICAL SERVICES COMMITTEE

(Chairman Albano, Legislators Nacerino & Scuccimarra)

Item #5L – Approval/Fund Transfer (18T409)/Planning Department/Gasoline was next. On behalf of the members of the Physical Services Committee, Legislators Albano, Nacerino and Scuccimarra, Chairman Castellano moved the following:

RESOLUTION #303

APPROVAL/FUND TRANSFER /PLANNING DEPARTMENT/ GASOLINE

WHEREAS, the Commissioner of Planning has requested a fund transfer (18T409) to cover Gasoline for Buses through end of year; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

95630000 54373	Diesel Fuel	40,000
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Increase:

95630000 54371	Gasoline	40,000
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2018 Fiscal Impact – 0 –
2019 Fiscal Impact – 0 –

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

Item #5m – Approval/Highways & Facilities/ Use of Capital Reserve/ County Facility Renovations was next. On behalf of the members of the Physical Services Committee, Legislators Albano, Nacerino and Scuccimarra, Chairman Castellano moved the following:

RESOLUTION #304

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 fund 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, #182 of 2017, #210 of 2017, #52 of 2018, #141 of 2018, #162 of 2018, #194 of 2018 and #286 of 2018 the Putnam County Legislature approved the use of this Capital Project fund for projects; CP-1 through CP-12; for a total expenditure not to exceed \$1,029,673; and

WHEREAS, the Commissioner of Highways & Facilities has proposed the use of this Capital Project fund for project, CP-13 Generator Remote Monitoring, 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 \$40,000 from the County Facility Renovation Capital Project budget line 55197000 53000 51509 as follows:

CP-13 Generator Remote Monitoring

Project cost not to exceed \$40,000

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

Item #5n – Approval/ Planning Department/ SEQRA Determination / Sub-Station (Putnam County Facility at Putnam Valley Sub-Station) was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Legislator Albano moved the following:

Legislator Gouldman stated that the Sheriff's Department had a sub-station at that location for many years, however it has been vacant for the last few years. He believed this would revitalize the downtown area.

RESOLUTION #305

APPROVAL/ PLANNING DEPARTMENT /SEQRA DETERMINATION (PUTNAM COUNTY FACILITY AT PUTNAM VALLEY SUB-STATION)

WHEREAS, by and through the State of New York and the Office of Senator Sue Serino (NYS Senate), the County can receive a State and Municipal (SAM) Facilities Grant in the amount of \$100,000, such grant administered through the Dormitory Authority of the State of New York (“DASNY”), for the renovations and improvements necessary at the Putnam County Facility located at 22 Peekskill Hollow Road in the Town of Putnam Valley (the “Sub-Station”) for renovations to the building infrastructure elements including, without limitation, electrical, plumbing, and HVAC systems, and creating through construction a new floor plan to accommodate office space, a reception area, conference room, and other interior and exterior elements that will provide a safe, secure accessible facility to accommodate the needs of the Putnam County Women’s Resource Center; and

WHEREAS, this action has been determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(7) "construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities;" and 617.5(c)(2) “replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site” including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 6 NYCRR Part 617.4; now therefore be it

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

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

Item #5o – Approval/Proposed NYSAC Resolution: Requesting Increased Funding for Programs and Activities of Local Traffic Safety Boards was next. On behalf of the members of the Physical Services Committee, Legislators Albano, Nacerino and Succimarra, Chairman Castellano moved the following:

Legislator Gouldman stated that the Putnam County Traffic Safety Board is vital to the County.

RESOLUTION #306

APPROVAL/ PROPOSED NYSAC RESOLUTION: REQUESTING INCREASED FUNDING FOR PROGRAMS AND ACTIVITIES OF LOCAL TRAFFIC SAFETY BOARDS

WHEREAS, under the authority of Article 43, Section 1672 of the Vehicle and Traffic Law of the State of New York, a county not wholly included within a city in New York State may establish a local traffic safety board for such respective county; and

WHEREAS, pursuant to Article 43, Section 1675 of the Vehicle and Traffic Law of the State of New York, such local traffic safety board shall, among other things, (i) promote and encourage street and highway traffic safety, (ii) formulate county-wide programs and coordinate efforts of interested parties and agencies engaged in traffic safety education, (iii) cooperate with local officials within the respective county in the

formulation and execution of traffic safety programs and activities, (iv) study traffic conditions on streets and highways within the respective county, study and analyze reports of accidents and causes thereof, and recommend to the appropriate legislative bodies, departments or commissions, such changes in rules, orders, regulations and existing laws as deemed advisable, (v) promote safety education for drivers and pedestrians, and (vi) obtain and assemble motor vehicle accident data and analyze, study and consolidate such data for educational and informational purposes; and

WHEREAS, many counties have established local traffic safety boards and parity between the use of funds programmed for traffic safety on state vis-à-vis local roadways/systems is necessary; and

WHEREAS, in order for local traffic safety boards to fully carry out and discharge the duties as aforesaid, greater involvement in and coordination between the local traffic safety board and the transportation planning process is necessary, particularly, but without limitation, as pertains to monitoring crash data on the local roadway systems; and

WHEREAS, increased funding is necessary for local traffic safety boards to continue the development and implementation of programs and activities as aforesaid and in furtherance of the statutory mandate under New York State Vehicle and Traffic Law, Article 43, *et seq.*; now therefore be it

RESOLVED, that the Putnam County Legislature, together with the County Executive (collectively “the County”), by and through the New York State Association of Counties (“NYSAC”), hereby calls on the State to support increased funding to local traffic safety boards in order that such traffic safety boards can carry out their respective duties and develop and implement programs and activities in furtherance of the duties charged therefor under the provisions set forth in New York State Vehicle and Traffic Law, Article 43, *et seq.*; and be it further

RESOLVED, that copies of this Resolution, by and through NYSAC, be sent to the counties of New York State encouraging member counties to enact similar resolutions; and be it further

RESOLVED, that copies of this Resolution, by and through NYSAC, be sent to the Office of the Governor, the New York State Legislature, and any others deemed necessary and proper.

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

Item #5p – Approval/Reallocation of Funds Previously Approved by Budgetary Amendment in Resolution #163 of 2017 and by Resolution #187 of 2018 for Sewer District Projects was next. On behalf of the members of the Physical Services Committee, Legislators Albano, Nacerino and Scuccimarra, Chairman Castellano moved the following:

RESOLUTION #307

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

WHEREAS, Resolution #163 of 2017 concerned, among other things, the allocation of \$10,000 for the conduct of a feasibility study for a proposed Lake Carmel Sewage Treatment Plant (the “Feasibility Study Project”); and

WHEREAS, pursuant to Resolution #187 of 2018, the \$10,000 in the budgetary amendment created in Resolution #163 of 2017 for the Feasibility Study Project was reallocated for the purpose of costs associated with advancing the Carmel/Mahopac Sewer Infrastructure Project (the "Sewer Infrastructure Project"); and

WHEREAS, certain costs and expenses, *to wit*: \$1,500, were incurred but not reported in connection with the Feasibility Study Project as at the time of the creation of Resolution #187 of 2018; and

WHEREAS, the County Executive has now requested the reallocation of \$1,500 from the Sewer Infrastructure Project to the Feasibility Study Project in order that such costs and expenses associated with the Feasibility Study Project can be paid; now therefore be it

RESOLVED, that \$1,500 of the \$10,000 in the budgetary amendment created in Resolution #163 of 2017 and subsequent reallocation to the Sewer Infrastructure Project by Resolution #187 of 2018 be reallocated back to the Feasibility Study Project for the purpose of paying costs and expenses associated therewith but not previously reported.

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

Item #5q – Approval/Conveyance of Tax Map No.: 47.-2-21 / Town of Southeast was next. On behalf of the members of the Physical Services Committee, Legislators Albano, Nacerino and Scuccimarra, Chairman Castellano moved the following:

RESOLUTION #308

APPROVAL/CONVEYANCE OF TAX MAP NO.: 47.-2-21/TOWN OF SOUTHEAST

WHEREAS, an unimproved parcel of real property identified as Town of Southeast Tax Map No.: 47.-2-21 was acquired by the County by Tax Deed, which was recorded in the Office of the Putnam County Clerk Office on September 10, 2018, in Liber 2088 at Page 441; and

WHEREAS, said property cannot be improved under existing zoning regulations; and

WHEREAS, Wells Fargo Bank, N.A. owns the adjacent parcel of property identified as 7 Donna Drive, New Fairfield, Connecticut; and

WHEREAS, Wells Fargo Bank, N.A. has offered to purchase Town of Southeast Tax Map No.: 47.-2-21 for the sum of \$17,565.32; and

WHEREAS, the Putnam County Administration has reviewed said offer and recommends the acceptance of same; now therefore be it

RESOLVED, that pursuant to Section 31-8(B) of the Putnam County Code, the Putnam County Legislature approves the transfer of Town of Southeast Tax Map No.: 47.-2-21 to Wells Fargo Bank, N.A. for the sum of \$17,565.32, together with payment of the appropriate Transfer Tax, Recording Fees, and County, Town, and School Taxes; and be it further

RESOLVED, that upon receipt of said monies Town of Southeast Tax Map No.: 47.-2-21 shall be conveyed in an "as is" condition by quitclaim deed; and be it further

RESOLVED, that the Putnam County Attorney is authorized to prepare said quitclaim deed, and the Putnam County Executive shall be authorized to execute said quitclaim deed on behalf of the County; and be it further

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

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

Item #5r – Approval/Local Law to Amend the Code of the County of Putnam by Adding a New Chapter 156 Entitled “Energize NY Benefit Financing Program”, which Establishes a Sustainable Energy Loan Program in the County of Putnam was next. On behalf of the members of the Physical Services Committee, Legislators Albano, Nacerino and Scuccimarra, Chairman Castellano moved the following:

Legislator Albano stated that this is a good program and a step in the right direction to go green in the future.

RESOLUTION #309

A LOCAL LAW TO AMEND THE CODE OF THE COUNTY OF PUTNAM, by adding a new Chapter 156, entitled “Energize NY Benefit Financing Program”, which establishes a sustainable energy loan program in the County of Putnam.

Be it enacted by the County of Putnam as follows:

Section 1.

The Code of the County of Putnam is hereby amended by adding a new Chapter 156, entitled “Energize NY Benefit Financing Program,” to read as follows:

ARTICLE I

§156-1. Legislative findings, intent and purpose, authority.

- A. It is the policy of both the County of Putnam and the State of New York to achieve energy efficiency and renewable energy goals, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The County of Putnam finds that it can fulfill this policy by providing property assessed clean energy financing to property owners for the installation of renewable energy systems and energy efficiency measures. This chapter establishes a program that will allow the Energy Improvement Corporation (“EIC”), a local development corporation, acting on behalf of the County pursuant to the municipal agreement to be entered into between the County and EIC pursuant to Article 5-G of the New York General Municipal Law (the “Municipal Agreement”), to make funds available to qualified property owners that will be repaid by such property owners through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this law and fulfilling an important public purpose.**
- B. The County of Putnam is authorized to implement this Energize NY Benefit Financing Program pursuant to the Municipal Home Rule Law and Article 5-L of the New York General Municipal Law.**
- C. This law shall be known and may be cited as the “Energize NY Benefit Financing Program Law of the County of Putnam”.**

§156-2. Definitions.

For purposes of this law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

AUTHORITY – The New York State Energy Research and Development Authority, as defined by subdivision two of section eighteen hundred fifty-one of the Public Authorities Law, or its successor.

EIC – the Energy Improvement Corporation, a local development corporation, duly organized under section fourteen hundred eleven of the Not-For-Profit Corporation Law, authorized hereby on behalf of the County to implement the Energize NY Benefit Financing Program by providing funds to qualified property owners (as defined in this law) and providing for repayment of such funds from monies collected by the County tax collecting officer as a charge to be levied on the real property and collected in the same manner and same form as the County taxes.

ENERGY AUDIT – A formal evaluation or “assessment” of the energy consumption of a permanent building or structural improvement to real property, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of identifying appropriate energy efficiency improvements that could be made to the property.

ENERGY EFFICIENCY IMPROVEMENT – Any renovation or retrofitting of a building to reduce energy consumption, such as window and door replacement, lighting, caulking, weatherstripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by the Authority, not including lighting measures or household appliances that are not permanently fixed to real property.

QUALIFIED PROPERTY OWNER – An owner of residential or commercial real property located within the boundaries of the County that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility set forth under this law.

RENEWABLE ENERGY SYSTEM – An energy generating system for the generation of electric or thermal energy, to be used primarily at such property, except when the Qualified Property Owner is a commercial entity in which case the system may be used for other properties in addition to the subject property, by means of solar thermal, solar photovoltaic, wind, geothermal, anaerobic digester gas-to-electricity systems, fuel cell technologies, or other renewable energy technology approved by the Authority not including the combustion or pyrolysis of solid waste.

RENEWABLE ENERGY SYSTEM FEASIBILITY STUDY – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

§156-3. Establishment of an Energize NY Benefit Financing Program.

A. An Energize NY Benefit Financing Program is hereby established by the County, whereby EIC acting on its behalf pursuant to the Municipal Agreement, may provide funds to Qualified Property Owners in accordance with the procedures set forth

under this law, to finance the acquisition, construction and installation of Renewable Energy Systems and Energy Efficiency Improvements and the verification of the installation of such systems and improvements.

- B. For funds provided to a Qualified Property Owner which is a commercial entity, not-for-profit organization, or entity other than an individual, EIC shall have the authority to impose requirements on the maximum amount of funds to be provided, which may consider factors including but not limited to the property value, projected savings, project cost, and existing indebtedness secured by such property.
- C. For financings made to a Qualified Property Owner who is an individual, the funds provided shall not exceed the lesser of: (i) ten percent of the appraised value of the real property where the Renewable Energy Systems and/or Energy Efficiency Improvements will be located, or (ii) the actual cost of installing the Renewable Energy Systems and/or Energy Efficiency Improvements, including the costs of necessary equipment, materials, and labor and the cost of verification of such systems and improvements.

§156-4. Procedures for eligibility.

- A. Any property owner in the County may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the County offices and/or website.
- B. Every application submitted by a property owner shall be reviewed by EIC acting on behalf of the County, which shall make a positive or negative determination on such application based upon the criteria for making a financing enumerated in section 156-5 of this law. EIC may also request further information from the property owner where necessary to aid in its determination.
- C. If a positive determination on an application is made by EIC acting on behalf of the County, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Energize NY Benefit Financing Program in accordance with the procedure set forth under section 156-6 of this law; provided that in no case shall a property owner that has received funds from another municipal corporation for the acquisition, construction and installation of Energy Efficiency Improvements and/or Renewable Energy Systems be deemed a Qualified Property Owner.

§156-5. Application criteria.

Upon the submission of an application, EIC acting on behalf of the County, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

- A. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems are determined to be cost effective based on guidelines issued by the Authority;
- B. The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;
- C. The amount financed under the Energize NY Benefit Financing Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable

Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;

- D. Sufficient funds are available from EIC to provide financing to the property owner;**
- E. The property owner is current in payments on any existing mortgage;**
- F. The property owner is current in payments on any existing real property taxes and has been current on real property taxes for the previous three years; and**
- G. Such additional criteria, not inconsistent with the criteria set forth above, as the County, or EIC acting on its behalf, may set from time to time.**

§156-6. Opt-in, Energize NY Finance Agreement.

- A. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an energize NY finance agreement made by and between the Qualified Property Owner and EIC, acting on the behalf of the County (the “Energize NY Finance Agreement”).**
- B. Upon execution of the Energize NY Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC acting on behalf of County, for the acquisition, construction, and installation of qualifying Renewable Energy Systems and Energy Efficiency Improvements; provided the requirements of Section 156-7 of this law have been met.**
- C. The Energize NY Finance Agreement shall include the terms and conditions of repayment set forth under section 156-8 of this law.**

§156-7. Energy audit, renewable energy system feasibility study.

- A. No funds shall be made available for Energy Efficiency Improvements unless determined to be appropriate through an Energy Audit as defined in Section 156-2.**
- B. No funds shall be made available for a Renewable Energy System unless determined to be feasible through a Renewable Energy System Feasibility Study as defined in Section 156-2.**
- C. The cost of such Energy Audit and/or Renewable Energy System Feasibility Study shall be borne solely by the property owner but may be included in the financed amount if the work is approved.**

§156-8. Terms and conditions of repayment.

The Energize NY Finance Agreement between the Qualified Property Owner and EIC acting on behalf of the County, shall set forth the terms and conditions of repayment in accordance with the following:

- A. The principal amount of the funds paid to the Qualified Property Owner hereunder, together with the interest thereon, shall be paid by the property owner as a charge on their County tax bill and shall be levied and collected at the same time and in the same manner as County property taxes, provided that such charge shall be**

separately listed on the tax bill. The County shall make payment to EIC or its designee in the amount of all such separately listed charges within 30 days of the date the payment is due to be made to the County.

- B. The term of such repayment shall be determined at the time the Energize NY Finance Agreement is executed by the property owner and EIC, provided that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC acting on behalf of the County.
- C. The rate of interest for the charge shall be fixed by EIC acting on behalf of the County at the time the Energize NY Finance Agreement is executed by the property owner and EIC.
- D. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program as set forth in Article 5-L of the General Municipal Law and shall run with the land. A transferee of title to the benefited real property shall be required to pay any future installments, including interest thereon.

§156-9. Verification and report.

- A. EIC shall be responsible for verifying and reporting to the County on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such Program.
- B. The County shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Energize NY Benefit Financing Program in such form and manner as the Authority may establish.

Section 2.

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

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

Legislator Addonizio stated that this was a great initiative and she was in favor of establishing this energy program in Putnam County.

Item #5s – Approval/Authorizing Execution/ Energy Improvement Corporation Municipal Agreement Relating to Energize NY Local Law was next. On behalf of the members of the Physical Services Committee, Legislators Albano, Nacerino and Scuccimarra, Chairman Castellano moved the following:

RESOLUTION #310

AUTHORIZING EXECUTION/ENERGY IMPROVEMENT CORPORATION MUNICIPAL AGREEMENT RELATING TO ENERGIZE NY LOCAL LAW

WHEREAS, the County of Putnam desires to enter into an Energy Improvement Municipal Agreement with Energy Improvement Corporation (EIC) in connection with Energize NY Local Law; and

WHEREAS, EIC is a local development corporation duly formed under Section 1411 of the Not-For-Profit Law of the State of New York, for the purpose of promoting,

facilitating and financing energy audits and renewable energy system feasibility studies, energy efficiency improvements and alternative or renewable energy generating systems thereby promoting the public good by reducing greenhouse gas emissions, mitigating the effect of global climate change and lessening the burdens of government; and

WHEREAS, the Putnam County Legislature has adopted a local law adding a new Chapter 156 to the Code of the County of Putnam, entitled “Energize NY Benefit Financing Program”, which establishes a sustainable energy loan program in the County of Putnam; and

WHEREAS, the EIC and the County desire to enter into an “Energy Improvement Corporation Municipal Agreement” authorizing the EIC to perform and carry out certain duties in order to assist owners of certain commercial real property, located in Putnam County to benefit from Energize NY program; and

WHEREAS, the County intends to seek approval from the EIC Board of Directors for certain program modifications pursuant to Section 3 of the Municipal Agreement; now therefore be it

RESOLVED, that the County Executive, with the advice and assistance of the County Attorney, is hereby authorized and empowered to finalize and execute the Energy Improvement Corporation Municipal Agreement and “Pay When Received PACE” Addendum with the EIC in substantially the same forms annexed hereto as Exhibit “A”.

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

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

Item #5t – Approval/Re-Appointments/ Putnam County Home Improvement Board was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Sullivan, Addonizio and Albano, Chairman Castellano moved the following:

Chairman Castellano stated that Mr. Peter Domin is a person who gets involved in many of the local issues in the Town of Southeast. He believed he would be a great Citizen Representative to the Putnam County Home Improvement Board. He thanked Peter for his service, as well as Michael Porcelli from the Town of Carmel.

Legislator Sullivan thanked Mr. Diaz for volunteering to serve on this Board.

RESOLUTION #311

APPROVAL/RE-APPOINTMENTS/ PUTNAM COUNTY HOME IMPROVEMENT BOARD

RESOLVED, that the following be re-appointed to the Putnam County Home Improvement Board pursuant to Section 135-6:

Christopher Diaz, Town of Carmel, as a Tradesperson, for a two (2) year term, said term to expire December 31, 2020.

Peter Joseph Domin, Town of Southeast, as a Citizen Representative, for a two (2) year term, said term to expire December 31, 2020.

Michael Procelli, Town of Carmel, as a Contractor, for a two (2) year term, said term to expire December 31, 2020.

John Morrison, Town of Carmel, as a Tradesman, for a two (2) year term, said term to expire December 31, 2020.

And be it further

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

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

Item #5u – Approval/Re-Appointments/Putnam County Electrical Examiners Board was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Sullivan, Addonizio and Albano, Chairman Castellano moved the following:

Legislator Albano stated that Mr. William Rossiter is a knowledgeable tradesman.

Legislator Scuccimarra stated that she has known Andrew Pidala for many years and stated that his credentials and work ethic are impeccable.

RESOLUTION #312

APPROVAL/RE-APPOINTMENTS/PUTNAM COUNTY ELECTRICAL EXAMINERS BOARD

RESOLVED, that the following be re-appointed to the Putnam County Board of Electrical Examiners:

Robert Counihan, Town of Southeast, as (D4) NYSEG Representative, for a three (3) year term, said term to expire December 31, 2021.

Andrew Pidala, Town of Philipstown, as (D2(2)) Journeyman, for a three (3) year term, said term to expire December 31, 2021.

William Rossiter, Town of Carmel, as (D3) General Contractor Representative, for a three (3) year term, said term to expire December 31, 2021.

And be it further

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

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

Item #5v – Approval/ Inter-Municipal Agreement (IMA) with the County of Orange/ Reciprocity of Master Electrician Licensing was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Sullivan, Addonizio and Albano, Chairman Castellano made a motion to table this back to the Rules Committee; seconded by Legislator Albano. All in favor.

**APPROVAL/ INTER-MUNICIPAL AGREEMENT (IMA) WITH THE COUNTY OF ORANGE/
RECIPROCITY OF MASTER ELECTRICIAN LICENSING**

WHEREAS, the County of Putnam and the County of Orange desire to enter into a Reciprocal Agreement (“Agreement”) to allow reciprocity of licensing of Master Electricians; and

WHEREAS, Putnam County desires to provide its residents with the level of safety that comes from licensing qualified tradesmen in a competitive environment; and

WHEREAS, Putnam County wants to support its resident qualified tradesmen by offering them greater opportunity to ply their trades; and

WHEREAS, both Putnam County and Orange County require successful completion of examination(s) and licensing by the municipality prior to engaging in the trade of a master electrician; and

WHEREAS, the Putnam County Electrical Board has reviewed the qualifications required for a Master Electrical license in Orange County and has concluded that the requirements are substantially similar to the qualifications required for a Master Electrical license in Putnam County; and

WHEREAS, both Putnam County and Orange County desire to enter into such Agreement defining the terms and conditions upon which their master electricians may obtain a reciprocal Master Electrical license in the other municipality without further examination; and

WHEREAS, the Putnam County Legislature deems that it is in the best interests of the local taxpayers of Putnam County to enter into such Agreement; now therefore be it

RESOLVED, that pursuant to Section 119-o of the NYS General Municipal Law, the Putnam County Legislature approves such Agreement with Orange County to provide for reciprocity of Master Electrician licensing between Putnam County and Orange County; and be it further

RESOLVED, that the Putnam County Executive is authorized to execute such Agreement with Orange County in a form substantially similar to the attached Schedule “A”; and be it further

RESOLVED, that the Putnam County Attorney is authorized to take whatever legal action is necessary to effectuate the Agreement between the County of Putnam and Orange County in the manner approved herein; and be it further

RESOLVED, that this Resolution shall take effect immediately.

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

Item #5w – Approval/Budgetary Amendment (18A091)/Commissioner of Finance/Year End Journal Entry #1 was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #313

**APPROVAL/BUDGETARY AMENDMENT /COMMISSIONER OF FINANCE/YEAR END
JOURNAL ENTRY #1**

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (18A091) for the first Year End Entry for the year ending December 31, 2018; and

WHEREAS, further entry(s) will follow as more information becomes available during the year end closing process; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it
RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Estimated Appropriations:
SEE ATTACHED SHEET 314,080.00

Increase Estimated Revenues:
SEE ATTACHED SHEET 620,436.00

Decrease Estimated Appropriations:
SEE ATTACHED SHEET 897,881.00

Decrease Estimated Revenues:
SEE ATTACHED SHEET 306,356.00

DEBT SERVICE FUND:

Increase Estimated Revenues:
SEE ATTACHED SHEET 45,484.00

Decrease Estimated Revenues:
SEE ATTACHED SHEET 45,484.00

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

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

Item #5x – Approval/Fund Transfer (18T413)/Health Department/Household Hazardous Waste was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #314

APPROVAL/FUND TRANSFER /HEALTH DEPARTMENT/HOUSEHOLD HAZARDOUS WASTE

WHEREAS, the Health Department has requested a fund transfer (18T413) to fund the account for the third (make-up) Household Hazardous Waste Collection Day held at Fahnstock State Park, December 1, 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:
10027000 54646 Health Litter Contracts 21,000

Increase:

10816000 54185

Health Recycling
Household Hazardous Waste

21,000

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

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

Item #5y – Approval/Refund of Taxes/ Vincent Maselli/ Town of Kent/ Tax Map #22.73-1-7 was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #315

APPROVAL/REFUND OF TAXES/ VINCENT MASELLI/ TOWN OF KENT/ TAX MAP #22.73-1-7

WHEREAS, Vincent Maselli has requested a tax refund of \$2,911.00 for Tax Map #22.73-1-7 in the Town of Kent; and

WHEREAS, the Director of Real Property Tax Services Agency, the Commissioner of Finance, the Department of Law, the County Executive and the County Auditor have reviewed and approve said tax refund; now therefore be it

RESOLVED, that the Putnam County Legislature approves the application for refund of taxes by Vincent Maselli for Tax Map #22.73-1-7 in the Town of Kent in the amount of \$2,911.00.

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

Item #5z – Resolution Urging the Governor and the New York State Legislature to Improve the Early Intervention Program to Better Serve Children and Families through Reforms that Address the Lack of Available Providers in Many Areas of the State, Including Putnam County was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #316

RESOLUTION URGING THE GOVERNOR AND THE NEW YORK STATE LEGISLATURE TO IMPROVE THE EARLY INTERVENTION PROGRAM TO BETTER SERVE CHILDREN AND FAMILIES THROUGH REFORMS THAT ADDRESS THE LACK OF AVAILABLE PROVIDERS IN MANY AREAS OF THE STATE, INCLUDING PUTNAM COUNTY

WHEREAS, the early intervention Program in New York State is still in need of comprehensive reform in order to address the concerning issue of provider capacity since the transition to State administered provider agreements in April 2013; and

WHEREAS, counties are responsible to ensure that services developed in an individualized Family Services Plan (IFSP) begin within 30 days from the date of the authorizing IFSP; and

WHEREAS, counties must assign providers to a child's IFSP that have current provider agreements with the New York State Bureau of Early Intervention and are listed per county in the New York Early Intervention System (NYEIS) database; and

WHEREAS, the NYEIS database is not maintained in an accurate and timely manner; and

WHEREAS, providers listed in the NYEIS database are frequently unavailable to service a child due to various factors, including: (1) the locale in which the child resides, (2) the provider is only accepting referrals for one or two children enrolled in the Early Intervention Program (EIP) due to other commitments outside of the EIP, (3) provider case load is full, and/or (4) the provider no longer works for the EIP yet it is still listed in the NYEIS; and

WHEREAS, there are many children not receiving the EIP services they are entitled to, and are instead placed on wait lists pending an available provider; and

WHEREAS, some regions of the state can find no available providers that specialize in certain service categories; and

WHEREAS, the existing number of providers are inadequate to meet the needs of the currently enrolled EIP children and their families; now therefore be it

RESOLVED, that the Putnam County Legislature calls upon the Governor and the New York State Legislature to consider reforms to the Early intervention Program to ensure sufficient provider capacity is available and that counties will be held harmless for any and all delays in providing the service attributable to a lack of adequate providers who are available in a timely manner; and be it further

RESOLVED, that the Putnam County Legislature urges the New York State Department of Health to consider other models of service delivery for counties to utilize, including telemedicine, primary medicine and routine-based intervention to address the lack of available providers in many areas of the State, including Putnam County; and be it further

RESOLVED, that the Putnam County Legislature further urges New York State to ensure that the NYEIS database is maintained current and correct to ensure accuracy at all times; and be it further

RESOLVED, that the Clerk of the Putnam County Legislature is directed to forward this Resolution to Governor Andrew M. Cuomo, the New York State Legislature and all others deemed necessary and proper.

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

Item #5aa – Resolution Urging the New York State Department of Health and the Division of Budget to Require Providers of Early Intervention Services to Maximize Reimbursement from all Third-Party Payors was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #317

RESOLUTION URGING THE NEW YORK STATE DEPARTMENT OF HEALTH AND THE DIVISION OF BUDGET TO REQUIRE PROVIDERS OF EARLY INTERVENTION SERVICES TO MAXIMIZE REIMBURSEMENT FROM ALL THIRD-PARTY PAYORS

WHEREAS, prior to 2013, counties funded 100% of the cost of New York State's Early Intervention Program and then sought reimbursement beginning in the following county fiscal year as required under State law; and

WHEREAS, New York State implemented a State Fiscal Agent administrative model in April of 2013 which centralized billing and contracting at the State level, rather than at the County level; and

WHEREAS, there is little evidence that the centralization of provider agreements and billing, through the Statewide fiscal agency model has improved the overall rate of collections from third party private insurance companies or Medicaid; and

WHEREAS, the State Fiscal Agent model used its own administrative and reimbursement information technology system to collect funds from counties and to make payments to providers due to limitations with the New York State Department of Health's Early Intervention System (NYEIS); and

WHEREAS, due to the lack of oversight by the State Fiscal Agent, problems have arisen related to the lack of follow through by some service providers; and

WHEREAS, any extensive delay in providing such information can result in a denial by the insurance company on the grounds of untimely filing, thereby causing these claims to fall to the State and Counties, forcing both to pay more than they are obligated to under the law; and

WHEREAS, the Putnam County Legislature has been informed that the New York State Association of Counties (NYSAC) continues to support legislative and administrative proposals from the Governor which prioritize and require New York State to enforce current insurance regulations regarding payment of Early Intervention service claims in an attempt to increase commercial insurance collections; and

WHEREAS, the Putnam County Legislature understands that New York State has implemented health insurance benefit changes in its Child Health Plus program which will likely reduce third party billing opportunities thus resulting in higher costs for Counties in the Early Intervention Program, which is unacceptable and further compounds the problem; and

WHEREAS, under the State Fiscal Agency model, Putnam County remains concerned about program integrity efforts being pursued by the State Fiscal Agent and the New York State Department of Health (NYSDOH) through audits and firmly believes that third party collection claims are not being maximized; and

WHEREAS, while Putnam County has been advised by the NYSDOH that counties can pursue their own audits and collections to ensure program integrity, counties have no effective mechanism under the law or leverage with providers to recoup any audit findings, since counties do not hold the provider contracts and do not have the ability to withhold payments as a way to recoup funds; and

WHEREAS, provider costs continue to escalate with no relief for counties, as the rates for reimbursement have not been changed or increased in over 20 years; now therefore be it

RESOLVED, that the Putnam County Legislature urges the Governor and the State of New York to implement policies and procedures to ensure that provider claims are filed in a timely manner to commercial insurance providers and Medicaid; and be it further

RESOLVED, that the Putnam County Legislature further urges the Governor and the State of New York to require all providers to enroll in 835 electronic remits and to execute timely filing requirements; and be it further

RESOLVED, that the Putnam County Legislature further urges the Governor and New York State to require that the State Fiscal Agent implement systematic changes to the billing system to track claims and to ensure that providers exhaust all appeals in a timely manner before moving on to the next payor of record; and be it further

RESOLVED, that the Putnam County Legislature implores the State of New York to increase the rate of reimbursement to counties for the provision of Early Intervention services, as they have failed to keep pace with market rates for more than 20 years; and be it further

RESOLVED, that New York State should carefully review all benefit changes in State-supported public health insurance programs such as Medicaid and Child Health

Plus to ensure that new costs are not shifted to County public health programs when current benefits are eliminated or modified; and be it further

RESOLVED, that the Clerk of the Putnam County Legislature is directed to forward this Resolution to Governor Andrew M. Cuomo, the New York State Legislature, any and all others deemed necessary and proper, and all other counties of New York State encouraging member counties to enact similar resolutions.

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

Item #5bb – Resolution Urging New York State to Include Full State Reimbursement to Counties for any Increase in Costs Related to the Legalization of Non-Medical Use of Marijuana, In Addition to General Revenue Sharing to Counties was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #318

RESOLUTION URGING NEW YORK STATE TO INCLUDE FULL STATE REIMBURSEMENT TO COUNTIES FOR ANY INCREASE IN COSTS RELATED TO THE LEGALIZATION OF NON-MEDICAL USE OF MARIJUANA, IN ADDITION TO GENERAL REVENUE SHARING TO COUNTIES

WHEREAS, the New York State Department of Health has issued an official report recommending that the State should permit the non-medical use of marijuana; and

WHEREAS, the State report acknowledges the anticipated difficulties that legalization presents for law enforcement including, but not limited to, a predictable rise in the need for Drug Recognition Experts and the loss of utility of K-9 dogs specifically trained to detect marijuana; and

WHEREAS, legalization will likely result in significant costs to society resulting from workplace losses, car accidents, homelessness, administrative enforcement and many other ancillary issues; and

WHEREAS, the costs of other collateral issues, such as greater other drug use, greater marijuana use among underage students, property and other economic damage, controlling an expanding black market, sales to minors and public intoxication cannot yet be quantified; and

WHEREAS, the aforementioned social and practical impacts upon New York State residents resulting from any such legalization will place new responsibilities and service requirements on many county departments including public health, mental health, substance abuse, consumer protection, economic development and more; and

WHEREAS, such legalization would also have enormous impacts on local and community-based not-for-profit agencies who are engaged in treatment, educational and preventative programs; now therefore be it

RESOLVED, that the Putnam County Legislature calls on the Governor and New York State Legislature to ensure they use a transparent and collaborative process that includes input from local government officials before legalizing non-medical use of marijuana; and be it further

RESOLVED, that at a minimum, the State must provide necessary reimbursements to counties to cover new costs incurred for law enforcement and other county services, as well as provide general revenue sharing to counties similar to the methodology used under the current medical marijuana program; and be it further

RESOLVED, that the Clerk of the Putnam County Legislature is directed to forward this Resolution to Governor Andrew M. Cuomo, the New York State Legislature and all others deemed necessary and proper.

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

Item #5cc – Resolution Requesting State Action to Promote Recycling was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #319

RESOLUTION REQUESTING STATE ACTION TO PROMOTE RECYCLING

WHEREAS, local governments and counties hereby support recycling efforts in our communities; and

WHEREAS, many counties operate solid waste transfer stations and are required to comply with regulations imposed by New York State that police their operations, including a significant set of rules pertaining to recycled materials; and

WHEREAS, recycling products are a worldwide commodity in which China, the latest buyer of recycling materials in the world, has recently enacted a number of policies that effectively restrict the amounts and kinds of recycling exports from the United States to China; and

WHEREAS, these restrictive international policies are causing the cost of disposal of recycled materials, including electronic waste, to municipalities to increase to a point where the cost of disposing of recycled materials have exceeded and are now approaching our tipping fees for regular trash; and

WHEREAS, these world events are causing unsustainable increases in the cost of recycling material disposal for municipalities, including the disposal of electronic waste; and

WHEREAS, the worldwide commodity situation for recycled materials is unlikely to change in short-term; and

WHEREAS, the disposal of recycled materials previously provided municipalities a small revenue stream, but current events now make their disposal a growing cost to municipalities; and

WHEREAS, raising tip fees and other costs associated with recycling often has detrimental environmental effects such as “dumping” on both private and public lands; and

WHEREAS, the New York State Electronic Recycling and Reuse Act was intended to remove the burden and expense of managing costly electronic waste acceptance programs from municipalities and introduce a producer responsibility approach to managing this expanding waste stream, however, the Act has not had the desired effect; now therefore be it

RESOLVED, that the Putnam County Legislature hereby supports recycling and encourages all parties to collaboratively work together to protect, promote, and preserve the ability to effectively recycle; and be it further

RESOLVED, that the Putnam County Legislature hereby calls on the Governor, the Legislature, and any relevant executive departments to re-evaluate current laws, policies, and administrative interpretations to preserve the ability to recycle, including but not limited to recycling standards under the New York State Electronic Equipment Recycling and Reuse Act; and be it further

RESOLVED, that the Putnam County Legislature requests New York State to provide assistance to local governments who are affected by this international policy, so they can better educate and serve their citizens; and be it further

RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the State Department of Environmental Conservation, and all others deemed necessary and proper.

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

Item #6 – Other Business

Item #6a - Approval/Tax Collector Warrants/Enter into 2018 Book of Proceedings was next. Chairman Castellano moved the following; seconded by Legislator Albano.

RESOLUTION #320

APPROVAL/TAX COLLECTOR WARRANTS/ENTER INTO 2018 BOOK OF PROCEEDINGS

WHEREAS, Tax Collector Warrants have been received for the Towns of Carmel, Kent, Patterson, Philipstown, Putnam Valley and Southeast and signed by the Chairman and the Clerk of the Putnam County Legislature; now therefore be it

RESOLVED, that the Tax Collector Warrants for the Towns of Carmel, Kent, Patterson, Philipstown, Putnam Valley and Southeast are hereby entered into the 2018 Book of Proceedings for the Putnam County Legislature.

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

Item #6b - Approval/Date, Time & Place of Organizational Meeting/2019 was next. Chairman Castellano moved the following; seconded by Legislator Addonizio.

RESOLUTION #321

APPROVAL/DATE, TIME & PLACE OF ORGANIZATIONAL MEETING / 2019

WHEREAS, the Legislative Manual provides for the Putnam County Legislature to set by resolution, the date, time and place of the Organizational Meeting of the Legislature in the preceding December; now therefore be it

RESOLVED, that the Organizational Meeting of the Putnam County Legislature for 2019 be held on Tuesday, January 8, 2019 at 7:00 P.M. in the Historic Courthouse located in Carmel, New York; and be it further

RESOLVED, that the agenda for said meeting also include any items that might normally be included in a regular meeting or special meeting of the Legislature.

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

Chairman Castellano made a motion to waive the rules and accept Other Business Item #6c; seconded by Legislator Addonizio. All in favor.

Item #6c – Approval/Fund Transfer (18T417)/Highways & Facilities/Supplies/Maintenance of OSR Fleet Vans was next. Chairman Castellano moved the following; seconded by Legislator Addonizio.

RESOLUTION #322

APPROVAL/FUND TRANSFER /HIGHWAYS & FACILITIES/SUPPLIES/MAINTENANCE OF OSR FLEET VANS

WHEREAS, the Department of Highways & Facilities has requested a fund transfer (18T417) to cover maintenance until end of 2018 for the fleet of vans in the Office of Senior Resources; 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:

03 10513000 54370	Automotive	44,000
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Increase:

03 10513000 54410	Supplies	44,000
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2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

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

Item #7 – Recognition of Public on Agenda Items

Commissioner of Finance, William Carlin stated that on behalf of the Odell Administration we would like to congratulate Legislator Scuccimarra on a great distinguished career of government service.

Item #8 – Recognition of Legislators

Legislator Gouldman concurred with Commissioner Carlin and congratulated Legislator Scuccimarra. He also wished everyone a Merry Christmas and a safe and enjoyable New Year's.

Legislator Albano concurred with Legislator Gouldman.

Legislator Addonizio wished everyone a happy and healthy New Year.

Chairman Castellano thanked Legislator Scuccimarra for her friendship over the last six (6) years. He stated that it was quite a journey for himself, Legislator Scuccimarra and Legislator Nacerino who all started back in the spring of 2012. He stated that she taught him a lot about the western part of Putnam County. He stated that she has been a tremendous Legislator for the past six (6) years and he wished her well in all future endeavors.

Legislator Nacerino stated that Legislator Scuccimarra was steadfast and very committed to all of her endeavors. She has always been a consummate professional and she was sure that we have not seen the last of her. She wished her all the best.

Legislator Addonizio thanked Legislator Scuccimarra for her service for the last six (6) years. She wished her all the best.

Legislator Sullivan stated that it was a pleasure to work with Legislator Scuccimarra. He stated that he would miss her.

Chairman Castellano wished everyone a healthy and happy holiday season and New Year.

There being no further business, at 7:54 P.M., Chairman Castellano made a motion to adjourn; seconded by Legislator Addonizio.

Respectfully submitted by Diane Schonfeld, Clerk.