

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

Tuesday June 5, 2018 7:00 P.M.

The meeting was called to order at 7:02 P.M. by Chairman Castellano who requested Legislator Sullivan lead in the Pledge of Allegiance and Legislator Nacerino lead in the Legislative Prayer. Upon roll call, Legislators Scuccimarra, Gouldman, Addonizio, Nacerino, Albano, Jonke, Sayegh, Sullivan and Chairman Castellano were present. Also present was Legislative Counsel Firriolo.

Item #4 - Approval of Minutes – Regular Meeting – May 1, 2018

The minutes were approved as submitted.

Item #5 - Correspondence

a) County Auditor

There was no activity during the reporting period.

Item #6 - Pre-filed resolutions:

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

Item #6a – Approval/Fund Transfer (18T079)/Sheriff’s Department/Furniture & Furnishings was next. Chairman Castellano recognized Legislator Jonke, Chairman of the Protective Services Committee. On behalf of the members of the Committee, Legislators Gouldman and Sullivan, Legislator Jonke moved the following:

RESOLUTION #135

APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/ FURNITURE & FURNISHINGS

WHEREAS, the Sheriff’s Department has requested a fund transfer (18T079) to purchase security cage and security racks to centralize evidence storage; and

WHEREAS, the Protective Services Committee forwarded this fund transfer to the Physical Services Committee and Capital Projects Committee for review; 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:

10311000 52650

Motor Vehicle

25,375

Increase:		
10311000 52610	Furniture & Furnishings	25,375

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

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6b – Approval/Fund Transfer (18T091)/Sheriff’s Department/ Equipment, Training, Uniforms & Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Gouldman and Sullivan, Legislator Jonke moved the following:

RESOLUTION #136

APPROVAL/FUND TRANSFER /SHERIFF’S DEPARTMENT/ EQUIPMENT, TRAINING, UNIFORMS & OVERTIME

WHEREAS, the Sheriff’s Department has requested a fund transfer (18T091) to cover equipment, training, uniforms and overtime costs; and

WHEREAS, the Protective Services Committee, 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:

Decrease:		
15311000 51000 (15104)	Personnel Line	18,212

Increase:		
17311000 52680	Equip >5,000	5,000
15311000 52120	Office Equipment	945
15311000 54640	Training	3,500
17004000 51093	Bike Overtime	2,000
17004000 58002	FICA	153
17311000 54385	Uniforms	3,000
15311000 51093	Overtime	<u>3,614</u>
		18,212

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

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

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

Item #6c – Approval/County Attorney /Resolution in Connection with Opioid Litigation was next. Chairman Castellano recognized Legislator Sullivan, Chairman of the Rules, Enactments & Intergovernmental Relations Committee. On behalf of the members of the Committee, Legislators Addonizio and Albano, Legislator Sullivan moved the following:

RESOLUTION #137

APPROVAL/COUNTY ATTORNEY /RESOLUTION IN CONNECTION WITH OPIOID LITIGATION

WHEREAS, addiction to and abuse of opioids is one of the greatest challenges facing Putnam County, one cause of which is the overabundance of prescription opioids; and

WHEREAS, vast amounts of prescription opioids were sold, distributed, and prescribed in Putnam County over the past several years, a practice that continues today; and

WHEREAS, the selling, distributing, and prescribing of large amounts of opioids in our community has created a public health and safety hazard affecting the residents of Putnam County; and

WHEREAS, this crisis has devastated families, wreaked havoc on our economy, and produced a generation of narcotic dependence; and

WHEREAS, as a result of the opioid epidemic, costs related to healthcare, family and social services, criminal justice, addiction and rehabilitation, and many other areas have significantly increased, many of which are paid by the County; and

WHEREAS, the purpose and intent of this resolution is to allow the County to recover these costs, despite the existence of the common-law municipal cost recovery rule (a.k.a. free public services doctrine) and to declare the opioid epidemic and its effects on the County a public nuisance, since the County provides services related to the opioid epidemic, which are funded by tax revenues; and

WHEREAS, reimbursement may be sought for the costs of providing such services, whenever practicable, from the responsible party; and

WHEREAS, the costs which may be recovered include any and all expenditures related to the opioid epidemic that directly or indirectly arise from the County's response to a responsible party's action or inaction; and

WHEREAS, the responsible party from whom the County may recover includes any person or corporation whose negligent, intentional, or otherwise wrongful conduct causes the incident resulting in the County incurring costs or who is found liable or made responsible by a court for the costs incurred by the County in the form of damages, regardless of the cause of action; and

WHEREAS, the Legislature has further been informed by the County Law Department that the County may also recover the costs of governmental functions related to opioids marketed, sold, manufactured, dispensed, prescribed, and/or distributed by the responsible party and that where a responsible party fails to pay the costs demanded, the County may initiate and recover costs through administrative, civil, and/or criminal action against the responsible party, which could include attorney's fees, interest, and any other payment or type of damages the court deems proper; and

WHEREAS, the initiation of administrative or civil proceedings for governmental function cost recovery does not bar the criminal prosecution of a responsible party for any associated violation, nor would criminal prosecution bar civil collection of costs for the violation giving rise to the criminal prosecution; now therefore be it

RESOLVED, that the County hereby finds and declares the following:

- 1) That addiction to and abuse of opioids is one of the greatest challenges facing the County;
- 2) A cause of this increasing crisis is the overabundance of prescription opioids. Vast amounts of prescription opioid pain pills were sold, distributed and prescribed in the County over the past several years which practice continues today;
- 3) There is evidence showing that approximately four in five heroin users began their addiction by first using and then misusing prescription pain medications containing opioids;
- 4) The selling, distributing, and prescribing of large amounts of opioid pain pills in the County has created a public health and safety hazard affecting the residents of the County, resulting in devastation to County families, a negative effect on the County economy, wasted public resources, and a generation of narcotic dependence;
- 5) That selling, distributing, and prescribing of prescription opioid pain pills is a hazard to public health and safety, which has created a public nuisance to the citizens of the County, and said nuisance remains unabated;
- 6) That, in addition to all other powers and duties now conferred by law upon the County, the County is authorized to enact ordinances, issue orders, and take other appropriate and necessary actions for the elimination of hazards to public health and safety and to abate or cause to be abated anything which the commission determines to be a public nuisance;
- 7) That manufacturers of prescription opioids and those in the chain of distribution have wrongfully abused the privilege of selling and/or providing medication to our residents and must be held accountable; and
- 8) That it is the duty of the County to vindicate the rights of the citizens of the County and take action to abate this public nuisance; and be it further

RESOLVED, that the County hereby establishes this cost recovery procedure and declares the opioid epidemic and its effects on the County a public nuisance; and be it further

RESOLVED, that this legislation shall apply retroactively.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6d - Approval/County Attorney/ Resolution in Connection with Opioid Litigation/ New Parties was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Addonizio and Albano, Legislator Sullivan moved the following:

RESOLUTION #138

APPROVAL/COUNTY ATTORNEY/ RESOLUTION IN CONNECTION WITH OPIOID LITIGATION/ NEW PARTIES

WHEREAS, various states and counties across the country have begun filing lawsuits against both pharmaceutical companies and distributors who have created the nationwide opioid epidemic for the fraudulent and negligent marketing and distribution of opioid pain medications; and

WHEREAS, the law firm of Napoli Shkolnik PLLC has been retained by the County of Putnam and has recommended that claims for deceptive acts and practices, false advertising, public nuisance, fraud, unjust enrichment, as well as other State specific violations be brought against the largest manufacturers and marketers of opioid [pain medications, such as Purdue Pharmaceuticals, Teva Pharmaceutical Industries, Inc., Johnson and Johnson, and Endo Pharmaceuticals, against the largest distributors of these drugs, including McKesson Corp., Cardinal health Inc. and AmerisourceBergen Corp., and also against major chain pharmacies such as CVS, Rite Aid, Walmart, Walgreens and Costco; and

WHEREAS, the goal of the proposed litigation would be to fully compensate the County of Putnam for unnecessary costs incurred as a result of prescription opioid abuse, including workplace costs relative to loss of productivity, healthcare costs such as abuse treatment and criminal justice costs; and

WHEREAS, the Putnam County Legislature previously recognized the importance of seeking accountability from those companies that engaged in fraudulent and negligent practices which caused immeasurable harm to Putnam County residents and taxpayers by authorizing the commencement of such litigation; and

WHEREAS, the Putnam County Legislature previously authorized the County Attorney to retain the law firm of Napoli Shkolnik PLLC, upon such terms as are reasonable and standard, for the purpose of commencing litigation against whatever parties are recommended in connection with the ever increasing opioid litigation in New York State and nationwide; and

WHEREAS, Napoli Shkolnik PLLC is now recommending and advising that litigation also be commenced against major drug and pharmacy chain stores which acted as mass distributors of the drugs at issue therein; now therefore be it

RESOLVED, that the County Attorney is authorized to direct Napoli Shkolnik PLLC to commence litigation against those major chain drug stores and pharmacies as are recommended by counsel in connection with the opioid litigation.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

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

Item #6e – Approval/Budgetary Amendment (18A032)/Office For Senior Resources/ Grant Award/ Carmel Senior Center Flooring was next. Chairman Castellano recognized Legislator Albano, Chairman of the Physical Services Committee. On behalf of the members of the Committee, Legislators Nacerino and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #139

APPROVAL/BUDGETARY AMENDMENT /OFFICE FOR SENIOR RESOURCES/ GRANT AWARD/ CARMEL SENIOR CENTER FLOORING

WHEREAS, the Office for Senior Resources was awarded grant funding through the New York State Office For the Aging (NYSOFA) in the amount of \$2,500; and

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (18A032) to account for this award; and

WHEREAS, the funds will be used to offset flooring costs for the newly renovated Senior Center Exercise Room at the Carmel Senior Center; and

WHEREAS, this grant required no matching funds on the part of the County; and

WHEREAS, the grant contract period is from January 1, 2017 through December 31, 2018; and

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

CAPITAL FUND:

Increase Estimated Appropriations:

51997000 53000 51605	OSR Renovation	2,500
----------------------	----------------	-------

Increase Estimated Revenues:

51997000 437891 51605	State Aid – Sr Center – Flooring	2,500
-----------------------	----------------------------------	-------

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6f – Approval Budgetary Amendment (18A033)/ Highways & Facilities/ 2018 CHIPS Capital Project Budget was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #140

APPROVAL/BUDGETARY AMENDMENT /HIGHWAYS & FACILITIES/ 2018 CHIPS CAPITAL PROJECT BUDGET

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (18A033) to amend the 2018 CHIPS County Capital Project Budget to equal the adopted NYS Budget; and

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

Increase Estimated Appropriations:

55197000 53000 51803	CHIPS 2018	279,192
----------------------	------------	---------

Increase Estimated Revenues:

55197000 435011 51803	State Aid – CHIPS 2018	279,192
-----------------------	------------------------	---------

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

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

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

RESOLUTION #141

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

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

WHEREAS, by Resolutions #169 of 2016, #73 of 2017, #144 of 2017, #182 of 2017, #210 of 2017 and #52 of 2018 the Putnam County Legislature approved the use of this Capital Project fund for projects; CP-1 through CP-9; for a total expenditure not to not to exceed \$719,673; and

WHEREAS, the Commissioner of Highways & Facilities has proposed the use of this Capital Project fund for project, CP-10 ADA Compliance at various Putnam County Facilities 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 \$200,000 from the County Facility Renovation Capital Project budget line 55197000 53000 51509 as follows:

CP-10 ADA Compliance – Various Putnam County Facilities

Project cost not to exceed \$200,000

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6h – Approval/ Bond Resolution/ Putnam Bikeway IV – PIN 8759.05 was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #142

EXTRACT OF MINUTES

Meeting of the County Legislature of

the County of Putnam, New York

June 5, 2018

* * *

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 June 5, 2018, at 7 o'clock P.M. (Prevailing Time).

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

There were absent: NONE

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

* * *

Legislator Albano offered the following resolution and moved its adoption:

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED JUNE 5, 2018, AUTHORIZING THE CONSTRUCTION OF RECREATIONAL AREA IMPROVEMENTS TO THE PUTNAM BIKEWAY; STATING THE ESTIMATED TOTAL COST THEREOF IS \$3,331,250; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITUE OF APPROXIMATELY \$2,998,125 IN GRANT FUNDS EXPECTED TO BE RECEIVED; AND AUTHORIZING THE ISSUANCE OF \$333,125 SERIAL BONDS OF SAID COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION.

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

Section 1. The County of Putnam, New York (herein called "County"), is hereby authorized to construct recreational area improvements to the Putnam Bikeway. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$3,331,250, and said amount is hereby appropriated therefor, including the expenditure of approximately \$2,998,125 in anticipated State and Federal grant funds. The plan of financing, includes the expenditure of said grant funds

and the issuance of \$333,125 serial bonds of the County to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$333,125 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance a portion of said appropriation.

Section 3. The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

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

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

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

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

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

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

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

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

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

*** * ***

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

AYES: NINE – Legislators Addonizio, Albano, Gouldman, Jonke, Nacerino, Sayegh, Scuccimarra, Sullivan and Chairman Castellano.

NOES: NONE

The resolution was declared adopted.

CERTIFICATE

I, Diane Schonfeld, Clerk to the County Legislature of the County of Putnam, State of New York, HEREBY CERTIFY that the Resolution No.____-2018 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 June 5, 2018, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on June 5, 2018 and approved by the County Executive on June __, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County of Putnam this ____ day of June, 2018.

(SEAL)

Diane Schonfeld

Clerk to the County Legislature

NOTICE

The resolution, a summary of which is published herewith, has been adopted on June 5, 2018, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the COUNTY OF PUTNAM, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Diane Schonfeld
Clerk to the County Legislature

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED JUNE 5, 2018, AUTHORIZING THE CONSTRUCTION OF RECREATIONAL AREA IMPROVEMENTS TO THE PUTNAM BIKEWAY; STATING THE ESTIMATED TOTAL COST THEREOF IS \$3,331,250; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITUE OF APPROXIMATELY \$2,998,125 IN GRANT FUNDS EXPECTED TO BE RECEIVED; AND AUTHORIZING THE ISSUANCE OF \$333,125 SERIAL BONDS OF SAID COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION.

Object or purpose: the construction of recreational area improvements to the Putnam Bikeway.

Period of probable usefulness: fifteen (15) years

Amount of obligations to be issued: \$333,125

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

Dated: June 5, 2018
Carmel, New York

Item #6i – Approval/ Budgetary Amendment (18A035)/ Planning Department/ Putnam Bikeway IV Capital Project - PIN 8759.05 was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Legislator Albano moved the following:

RESOLUTION #143

APPROVAL/ BUDGETARY AMENDMENT / PLANNING DEPARTMENT/ PUTNAM BIKEWAY IV CAPITAL PROJECT

WHEREAS, the Planning Department has requested a budgetary amendment (18A035) to fund the Putnam Bikeway IV Capital Project; and

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

CAPITAL FUND:

Increase Estimated Appropriations:

55997000 53000 50330	Putnam Bikeway IV – PIN 8759.05	3,331,250
----------------------	---------------------------------	-----------

Increase Estimated Revenues

55997000 430971 50330	State Aid – PIN 8759.05	333,125
55997000 448971 50330	Federal Aid – PIN 8756.09	2,665,000
05000 457101 50330	Serial Bonds – 2018	<u>333,125</u>
		3,331,250

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – Undetermined Debt Service

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6j – Approval/ Authorizing the Implementation, and Funding in the First Instance 100% of the Federal-Aid and State “Marchiselli” Program-Aid Eligible Costs, of a Transportation Federal-Aid Project, and Appropriating Funds Therefore (*Fair Street*

Reconstruction Project) was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Legislator Albano moved the following:

Legislator Albano stated that this project has been in the works for many years and the cost of the project increased. He stated that the Highways & Facilities Department evaluated the project and made some adjustments. He stated that the project would finally be a reality.

RESOLUTION #144

APPROVAL / AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE. (*Fair Street Reconstruction Project*)

WHEREAS, a Project for Putnam County, Fair Street Reconstruction, PIN 8756.09 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, Putnam County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of right-of-way incidentals.

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

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

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

RESOLVED, that the sum of \$300,000 is hereby appropriated from the Putnam County capital budget line number 55197000 53000 51622 and made available to cover the cost of participation in the above phase of the Project as aforesaid; and it is further

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

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

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

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

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

RESOLVED, this Resolution shall take effect immediately.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

STATE OF NEW YORK)

) SS:

COUNTY OF PUTNAM)

I, _____, Clerk of the _____, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said _____ at a meeting duly called and held at the _____ on _____ by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the _____, New York, this _____ day of _____, 201_.

Clerk,

Item #6k – Approval/Utility Easement/ Town of Patterson Tax Map #23.-2-5 (Camp Wilbur Herrlich) was next. On behalf of the members of the Physical Services Committee, Legislators Nacerino and Scuccimarra, Legislator Albano moved the following:

Legislator Nacerino stated that this was a simple easement which she believed was positive for this site.

Legislator Jonke stated that he saw the new building and believed it was a fantastic addition to this camp.

RESOLUTION #145

APPROVAL/UTILITY EASEMENT/ TOWN OF PATTERSON TAX MAP #23.-2-5 (Camp Wilbur Herrlich)

WHEREAS, the County is the record owner of certain real property located at 101 Deacon Smith Hill Road, Town of Patterson, County of Putnam and State of New York, which includes Tax Map Parcel No.: 23.-2-5, and is also known as “Camp Wilbur Herrlich” (hereinafter the “Property”); and

WHEREAS, the Property is leased to Mt. Tremper Outdoor Ministries, Inc. for the purpose of operating a youth camp; and

WHEREAS, Mt. Tremper Outdoor Ministries, Inc. is completing certain capital improvements to the Property consistent with the Second Amendment to the Lease Agreement, which was approved pursuant to Resolution # 269 of 2016 of the Putnam County Legislature; and

WHEREAS, such capital improvements include the construction of an Education and Retreat Center building and upgrading electric service at the Property; and

WHEREAS, New York State Electric and Gas Corporation will need to install a pad mounted transformer on the Property in connection with the electric service upgrades; and

WHEREAS, New York State Electric and Gas Corporation has furnished a proposed utility easement, which provides the New York State Electric and Gas Corporation the right to install and maintain said pad mounted transformer; and

WHEREAS, the Putnam County Department of Highways and Facilities engineers have reviewed the proposed utility easement (a copy of which is attached hereto and made a part hereof as Exhibit “A”), and have determined same to be acceptable; and

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

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

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

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

RESOLVED, that this Resolution shall take effect immediately.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

PERSONNEL COMMITTEE
(Chairwoman Nacerino, Legislators Jonke & Sullivan)

Item #6L – Approval/Budgetary Amendment (18A034)/Health Department/Nursing Overtime was next. Chairman Castellano recognized Legislator Nacerino, Chairwoman to the Personnel Committee. On behalf of the members of the Committee, Legislators Jonke & Sullivan, Legislator Nacerino moved the following:

RESOLUTION #146

APPROVAL/BUDGETARY AMENDMENT /HEALTH DEPARTMENT/NURSING OVERTIME

WHEREAS, the Health Department has requested a budgetary amendment (18A034) for Nursing Overtime to provide for the health and safety of Putnam County residents in dealing with a second measles outbreak; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Appropriations:

11401000 51093	Nursing Overtime	18,000
11401000 58002	Nursing Social Security	<u>1,377</u>
		19,377

Decrease Appropriations:

10199000 54980	General Contingencies	12,897
----------------	-----------------------	--------

Increase Revenues:

11401000 434011	Nursing Public Health – State Aid	6,480
-----------------	-----------------------------------	-------

2018 Fiscal Impact \$12,897

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6m – Approval/ Confirmation of Appointment/ Commissioner of Planning, Development and Public Transportation was next. On behalf of the members of the Personnel Committee, Legislators Jonke and Sullivan, Legislator Nacerino moved the following:

Legislator Nacerino stated that Sandra Fusco has been in the position as Acting Commissioner for quite some time. She applauded this Legislature for doing its due diligence to ensure that we have the right candidate for this position. She stated that Sandra Fusco has proven herself time and time again and this Legislature is very confident with moving her to the Commissioner position permanently.

Legislator Albano explained how much Sandra has accomplished and he believed she was the perfect individual for the Commissioner position.

Legislator Addonizio stated that the Charter does not require the position to have a planning degree.

Legislator Sullivan stated that Sandra has been doing a terrific job with many of her responsibilities; particularly at obtaining grant funding for projects.

Legislator Sayegh concurred. She stated that she has an impressive resume. She believed her legal background was a plus for the County. She stated that her ability to secure grants for Capital Projects in Putnam County was moving us forward into the future.

Legislator Jonke stated that, having worked with Sandra for the last year and a half, he could not think of a better qualified person for this position.

Chairman Castellano explained that she is a proficient attorney who continues to save taxpayer monies by applying and securing grant funding for the County.

RESOLUTION #147

APPROVAL/ CONFIRMATION OF APPOINTMENT/ COMMISSIONER OF PLANNING, DEVELOPMENT AND PUBLIC TRANSPORTATION

WHEREAS, pursuant to Article 5-A, Section 5-A.01 there shall be a Commissioner of Planning, Development and Public Transportation; and

WHEREAS, said appointment is made by the County Executive and must be confirmed by the County Legislature; and

WHEREAS, County Executive MaryEllen Odell has by letter to the Legislature sought the confirmation of the appointment of Sandra Fusco as the Commissioner of Planning, Development and Public Transportation; and

WHEREAS, Sandra Fusco meets or exceeds the qualifications, education and experience required to hold this position under the Putnam County Charter; and

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

RESOLVED, that the Putnam County Legislature hereby confirms the appointment of Sandra Fusco as the Commissioner of Planning, Development and Public Transportation of the County of Putnam pursuant to the Putnam County Charter.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

ECONOMIC DEVELOPMENT & ENERGY COMMITTEE (Chairman Gouldman, Legislators Addonizio & Sayegh)

Item #6n –Approval/ Fox Ridge/Best Western Project / Payment in Lieu of Taxes (PILOT) Agreement / Industrial Development Agency (IDA) was next. Chairman Castellano recognized Legislator Gouldman, Chairman of the Economic Development & Energy Committee. On behalf of the members of the Committee, Legislators Addonizio and Sayegh, Legislator Gouldman moved the following:

Legislator Addonizio stated that the PILOT program is an economic incentive. It reduces the taxes of this particular project 50% for the first year. Each year the percentage will be reduced by 5% for the next 10 years. She stated that the building is approximately 80% complete and is expected to create approximately 15 full time jobs. She stated that when people say we are losing tax money by implementing a PILOT program; she disagreed. She stated that it is justified by encouraging economic growth. If this particular property goes into foreclosure, we would lose the full time jobs and tax revenue. She stated that this agreement was approved in 2007 for the original owner and she believed that we should move forward with this agreement and not have the property sit vacant.

Legislator Albano stated that this was an agreement many years ago and he believed it made sense to continue this project. He explained that a hotel was needed in this area.

Legislator Jonke stated that this property was thriving up until the explosion 20 years ago and it has been sitting vacant ever since. He stated that he has read comments that this project will cost the taxpayers money. However, what they are not stating is that over the 10 years there will be a net gain of over \$1 million that will go to the town, the county and the schools. He stated that the project will generate sales tax revenue. He stated that the project will not have any burden on the Brewster School District and will net the district approximately 60 – 70% of that \$1 million net gain over the next 10 years. He believed this was nothing but a win for the taxpayers of Putnam County and anyone that tells you otherwise are misleading you.

Legislator Scuccimarra stated that she is happy to see that we have an IDA that is up and running. She believed that this was just the beginning of this great group of people who make up the IDA, who are volunteers, which will help this County.

Legislator Nacerino concurred. She believed this was an economic driver and it was incumbent upon the Legislature to bring these projects to fruition. She stated that the PILOT program is an incentive that is frequently used to encourage businesses to come to Putnam County.

Legislator Gouldman believed that economic development is very important for Putnam County. He stated that this project will bring in tax dollars and employment. He believed it was a win-win for our community.

Legislator Sullivan stated that, having sat on the IDA Board for six (6) years, he wanted to comment on their role. He stated that the IDA is one of the few tools that the State Legislature has given to the counties to be able to provide resources for economic development and incentives for businesses to move into counties. He stated that other counties offer these benefits too. He believed this would be a great project for Putnam County. He explained that this new hotel would provide jobs and sales tax revenue and he believed it would be a “boom” for the local businesses, restaurants, delis and gas stations in the area.

Legislator Sayegh stated that she was excited to have a hotel in Putnam County. She stated that she concurred with Legislator Sullivan on the benefits to the local businesses. She stated that the sales tax revenue would help alleviate the tax burden for everyone in the County.

Legislator Albano stated that these abatements are granted with conditions that the IDA will follow along with for many years to make sure they comply with the things that benefit Putnam County and the community.

Legislator Jonke clarified that this is not a 50% exemption. He stated that it is a 50% exemption on the improvements. He stated that the underlying land is not exempt and is not subject to the PILOT program.

Chairman Castellano stated the he remembered the summer of 1997 with the explosion. He stated that this property is situated in the perfect location of the interstate. He believed it would be a tremendous asset to Putnam County and the Town of Southeast.

Legislator Sullivan explained that the developer who is selling the property has almost gone bankrupt because of the tremendous financial burden that the slow process has placed on him. He stated that we often hear that Putnam County does not have commercial development. He explained that some of it was due to the slow process and the unnecessary road blocks placed on the developers. He explained that we need to look at smart development, to make it more business friendly to raise tax dollars to provide services to our residents and relieve their tax burden.

Legislator Nacerino concurred. She explained the need to streamline the process, even with our local municipalities and planning and zoning, where people are required to come back year after year. She explained that it is an exhausting process; they endure burdensome fees and many give up and move on to another county.

RESOLUTION #148

APPROVAL/ FOX RIDGE/BEST WESTERN PROJECT / PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT / INDUSTRIAL DEVELOPMENT AGENCY (IDA)

WHEREAS, the Putnam County Legislature is in receipt of a request on behalf of the contract vendee of premises situated at 7-11 Peach Lake Road, Town of Southeast, Tax Map #68.14-1-30 and known generally as the Fox Ridge/Best Western project (the "Subject Premises"), seeking Putnam County's involvement in a real property tax abatement program and payment in lieu of taxes ("PILOT") agreement in connection with certain improvements to be operated as a motel on the Subject Premises; and

WHEREAS, the project is being done with the financial assistance of the Putnam County Industrial Agency ("IDA"); and

WHEREAS, the Economic Development & Energy Committee of the Putnam County Legislature has reviewed and approves that IDA financing and associated tax abatement programs, coupled with agreements for payments to local municipalities and school districts in lieu of taxes, are an appropriate way to encourage commerce to grow and prosper in this region, as well to encourage job growth and business retention, while at the same time avoiding a complete loss of revenue resulting from the potential "tax exempt" status of the transaction; now therefore be it

RESOLVED, that the Putnam County Legislature hereby authorizes and approves the following tax abatement schedule to be applied only to so much of the assessed valuation of the Subject Premises applicable solely to the improvements made pursuant to the IDA benefits package contemplated hereunder:

Year 1 – 50%	Year 6 – 25%
Year 2 – 45%	Year 7 – 20%
Year 3 – 40%	Year 8 – 15%
Year 4 – 35%	Year 9 – 10%
Year 5 – 30%	Year 10 - 5%

And be it further

RESOLVED, that the Clerk of the Putnam County Legislature shall forward a certified copy of this resolution to the Putnam County Industrial Development Agency, the Assessor of the Town of Southeast and the Town of Southeast Receiver of Taxes.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

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

Item #6o – Approval/Fund Transfer (18T100)/Bureau of Emergency Services/Uniforms was next. On behalf of the Audit & Administration Committee, Chairman Castellano moved the following:

RESOLUTION #149

APPROVAL/FUND TRANSFER /BUREAU OF EMERGENCY SERVICES/UNIFORMS

WHEREAS, the Bureau of Emergency Services has requested a fund transfer (18T100) to purchase protective gear for Technical Rescue Team; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10398901 54646 10132	Contracts	18,817.50
----------------------	-----------	-----------

Increase:

10398901 54385 10132	Uniforms	18,817.50
----------------------	----------	-----------

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6p – Approval/Budgetary Transfer (18T102)/ Commissioner of Finance/ Hire Laberge Group/ 2018 Shared Services Plan was next. On behalf of the Audit & Administration Committee, Chairman Castellano moved the following:

Legislator Scuccimarra explained that the Shared Services initiative was mandated from Albany. She stated that she supports saving taxpayer dollars. She explained that this is

a huge endeavor which includes the Towns and Villages within the County. She stated that there were questions whether or not there was a Request For Proposal (RFP) out on this, however, if the amount is under \$50,000 an RFP is not required. She explained that she looked forward to new ideas being presented to save taxpayer dollars.

Legislator Nacerino concurred. She stated that the Shared Services Panel is not the same as the Fiscal Vision and Accountability Commission, which she and Legislator Sullivan are co-chairs of. She believed that this was a modest fee in comparison to what Laberge Group has charged other municipalities. She believed that \$31,000 was a good value for the return the County will receive with the guidance, knowledge and expertise of the Laberge Group.

Legislator Albano believed that the County would benefit from contracting with the Laberge Group.

Legislator Sullivan concurred with his colleagues. He stated that the Laberge Group brings a lot of expertise. He explained that they will facilitate round table discussions on Thursday, which will include Highway Departments, School Superintendents, Town Supervisors and Village Mayors. He explained that the County has been working on consolidation and sharing of services for many years; trying to find ways to reduce the cost of government for the taxpayers. He explained that we would see real progress over the next few months. He believed there would be significant savings as a result of this collaboration with the municipalities.

Legislator Sayegh stated that she sat in on meetings with Laberge and explained that they are very knowledgeable and they have worked with several other counties in New York State. They have innovated ideas to save taxpayer monies. She believed this was money well spent.

Legislator Gouldman stated that there was no reason to pay twice for a similar service. He believed that consolidation of services would be a savings for the taxpayers.

RESOLUTION #150

APPROVAL/BUDGETARY TRANSFER // COMMISSIONER OF FINANCE/ HIRE LABERGE GROUP/ 2018 SHARED SERVICES PLAN

WHEREAS, the Commissioner of Finance has requested a budgetary transfer (18T102) to provide funding for a contract with the Laberge Group to assist in the development of the 2018 Shared Services Plan; and

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

RESOLVED, that the following budgetary transfer be made:

Increase Estimated Appropriations:

10123000 54646	Contracts	31,000
-----------------------	------------------	---------------

Decrease:

10199000 54980	Contingency	31,000
-----------------------	--------------------	---------------

2018 Fiscal Impact \$31,000

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6q – Approval/County Clerk/Semi-Annual Mortgage Tax/ October 1, 2017 through March 31, 2018 was next. On behalf of the Audit & Administration Committee, Chairman Castellano moved the following:

Legislator Albano stated that the Town of Carmel is a big part of the sewer and water district. He explained the potential for commercial growth along Route 6 on the eastern and western side of town if sewer and water were in that area. He believed that having sewer and water in commercial districts would be a tremendous benefit.

RESOLUTION #151

APPROVAL/SEMI-ANNUAL MORTGAGE TAX REPORT/ OCTOBER 1, 2017 THROUGH MARCH 31, 2018

WHEREAS, upon receipt of approval of the Semi-Annual Report showing the amounts to be credited to each district of the County of the money collected during the period October 1, 2017 through March 31, 2018 from the New York State Department of Taxation and Finance, the Putnam County Audit and Administration Committee reviewed and hereby forwards same to the Putnam County Legislature; now therefore be it

RESOLVED, that pursuant to Section 261 of the Tax Law, the Putnam County Legislature issues tax warrants for the payment to the respective districts of the amounts so credited and authorizes and directs the Commissioner of Finance to make a payment of said amounts to the respective district in accordance with the report as follows:

Town of Carmel	\$ 482,231.13
Town of Kent	151,199.93
Town of Patterson	128,933.52
Town of Philipstown	
Village of Cold Spring	15,566.29
Village of Nelsonville	4,481.04
Town Outside	193,414.99
Town of Putnam Valley	175,340.74
Town of Southeast	
Village of Brewster	9,133.12

Town Outside

272,297.20

Total

\$1,432,597.96

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #7 – Other Business

There was no other business submitted to the meeting.

Item #8 – Recognition of Public on Agenda Items

Chairman Castellano explained that the Legislature has often had this item debated. He requested that Legislative Counsel review this item on the agenda. Chairman Castellano clarified Legislative procedure and read the following:

STATEMENT OF THE CHAIR – RECOGNITION OF PUBLIC AT FULL MEETINGS

The next item on the agenda is “Recognition of Public on agenda items.” This is the public’s opportunity to be heard on any issue that is on tonight’s agenda.

Recognition of Public is not an opportunity for cross-talk or questions-and-answers with the legislators. That opportunity is afforded on every agenda item during the meetings of legislative committees.

Under our procedures, as adopted in the Legislative Manual, this Legislature operates under the committee system. Standing Committees have previously reviewed, and discussed in necessary detail, all of the items on tonight’s agenda. Our careful review and discussion of proposed resolutions and local laws can occur over a course of weeks or even months. The review of a specific agenda item sometimes takes place at more than one meeting of the same committee, and often takes place at meetings of more than one committee.

Standing Committees have the power to request information from county government agencies, and also request their appearance at committee meetings to give reports and answer questions. Our committees also frequently have representatives from interested groups or non-governmental organizations appear to provide information through presentations or reports.

Standing Committee meetings are where the Legislature does the detailed work of considering resolutions and public laws. At these meetings, members of the public are recognized on each agenda item, and they may express their opinion or ask questions, through the Chair, to legislators, to representatives from county government agencies, or to anyone else providing information to the Committee.

It would be impractical and extremely time consuming to engage in public dialogue during sessions of the Full Legislature on those same issues discussed and considered in detail at Committee meetings. Moreover, it would be impractical and unduly burdensome to ask all of the representatives from county government agencies and from other groups to attend Full Legislative meetings to answer public questions that could

have been asked – and may have already been answered – during the Committee Meetings.

Accordingly, questions from the public are best and properly raised at committee meetings, when issues are discussed in detail with all of the knowledgeable parties present. Now is the time for public comment on tonight's agenda items. Any legislator may, but is not required to, respond to such comments when we reach the next agenda item, "Recognition of Legislators." The Legislature will also entertain questions submitted to the legislature by letter or email at any time.

With that said, I will ask anyone wishing to make a comment on an agenda item to please step up and first state your name and town.

Phyllis Hoenig, Mahopac Resident expressed her disappointed that the Legislature amended the qualifications in the Charter for the Planning Commissioner. She also expressed her appreciation to move forward with the hotel in the Town of Southeast.

Lynne Eckardt, Town of Southeast Resident commented on the following items: Item #6p – Approval/Budgetary Transfer (18T102)/ Commissioner of Finance/ Hire Laberge Group/ 2018 Shared Services Plan. She stated that she was glad to see action taken to hire the Laberge Group. She believed this could have been done last year. Item #6m – Approval/ Confirmation of Appointment/ Commissioner of Planning, Development and Public Transportation. She stated that this is not a reflection on Sandra Fusco, however, she did not believe it was ever a good idea to rewrite the Charter to back someone in to a position. She believed it was better to advertise and get the best qualified candidate; not change the Charter to accommodate a candidate. Item #6n - Approval/ Fox Ridge/Best Western Project / Payment in Lieu of Taxes (PILOT) Agreement / Industrial Development Agency (IDA). She explained that when she did the math, you could say we are not losing money, but the business is getting almost a \$500,000 break which is 1/3 less than they would pay if you hadn't agreed with the PILOT program. She stated that she is representing herself, however, the Town of Southeast also approved this PILOT program 3 to 2 and the School Board, on the advice of their attorney, approved it. She believed that we need to tell our residents, when we approve and say yes to commercial growth, just be honest and tell them upfront that the business will be receiving a break. She read the mission of the Putnam County IDA: "To retain present industrial tax base in Putnam County and help attract clean environmentally sensitive manufacturing and industrial interest to the County." She stated that she did not think that is what this hotel does. She stated that she does believe there is a loss of tax dollars. She believed that our residents deserved better. She believed that they deserved the commercial base to pay their fair share.

Item #9 – Recognition of Legislators

Legislator Jonke stated that he wanted to comment on what Councilwoman Eckardt just mentioned. He stated that twice she said, let's "be honest" about this. He stated that there was nothing dishonest about giving an agreement of Payment in Lieu of Taxes to lure someone in to develop a property that has been sitting defunct for 21 years. He stated that the Legislature has been honest. It has been discussed in Committee with the IDA. He stated that it is good for the people of the town she represents, the people the

Legislature represents and he believed that let's "be honest" was not a good way to approach this.

Legislator Sullivan stated that he wanted to speak about the comments made on the process. He stated that he believed there were three (3) public meetings that were held; at the town level, school board level and the Legislature, where the public has the opportunity to attend, learn about the project and ask questions. He believed it was a mischaracterization to say that we are not letting the public know what is going on. He stated that Putnam County is competing against surrounding counties and states. He stated that these are the tools (such as the PILOT program) that the Legislature in Albany has given us to attract businesses to our community. He believed that Putnam County needed to utilize these tools like the surrounding areas: Dutchess County, Westchester County and the State of Connecticut. He believed that we were better off to bring businesses to Putnam County instead of having them go somewhere else.

Legislator Nacerino concurs. She stated that she takes issue with anyone alluding to the fact that there would be anything dishonest being done. She believed that the Legislature has been open and transparent. She stated that this is a driver for economic development and is frequently used in all the surrounding counties. She did not believe there was anything wrong with giving someone the incentive to come to the community. She stated that to speak about this in a negative way, she believed brought forth a negative connotation that defies what we are trying to do for the overall good of the County.

Legislator Albano stated that the abatements are based on the improvements over and above what was already there. He stated that it is 80% complete. He stated that if the property was left in limbo for three (3) or four (4) more years there would be additional tax losses. He believed the project made sense and would benefit the community.

Chairman Castellano stated that it is the month of June and many High Schools would be celebrating graduation soon. He wanted to congratulate all the future High School graduates.

Legislator Sullivan wanted to thank the County Executive, Legislator Albano and our State representative in working so hard to have the State pave Route 6 in the Hamlet of Carmel.

Legislator Nacerino stated that she wanted to congratulate Sandra Fusco on her appointment as Commissioner of Planning. She explained that she is confident with her ability to spearhead this position. She is a stellar candidate for the position and her abilities are far beyond the scope of grant writing.

Chairman Castellano thanked all the first responders and NYSEG for their work during the catastrophic storm that hit our area in May.

There being no further business, at 7:52 P.M., Chairman Castellano made a motion to adjourn; seconded by Legislator Albano. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.

