

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

Wednesday

November 6, 2024

7:00 P.M.

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

PROCLAMATIONS

Deputy Chairwoman Sayegh recognized Legislator Ellner who presented the “Operation Green Light” proclamation to the Director of the Putnam County Veterans Agency Karl Rohde, and Co-Founder & Chief Executive Officer of Guardian Revival Alex Othmer.

SUPPORTING OPERATION GREEN LIGHT

WHEREAS, the residents of Putnam County have great respect, admiration, and the utmost gratitude for all of the men and women who have selflessly served their country and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of the men and women that served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, Putnam County seeks to honor these individuals who have paid the high price of freedom by placing themselves in harm’s way for the good of all; and

WHEREAS, Veterans continue to serve their community through local organizations, church groups, and civil service; and

WHEREAS, Putnam County appreciates the sacrifices our United State Military Personnel made while defending freedom and believes specific recognition be accorded them in appreciation of their service and to demonstrate the honor and support they have earned; now be it

RESOLVED, as we approach Veterans Day in 2024, the Putnam County Legislature and County Executive hereby proclaim that Putnam County recognizes Operation Green Light and encourages its citizens and businesses to honoring those whose immeasurable sacrifice helped preserve our freedom by displaying a green light in a window of their place of business or residence.

Deputy Chairwoman Sayegh recognized Legislator Crowley who presented the “National Runaway Prevention” proclamation to Executive Director of the Youth Bureau Janeen Cunningham, Deputy Youth Director Kimberly Realbuto and Erin Lemon from Green Chimneys.

NATIONAL RUNAWAY PREVENTION MONTH

WHEREAS, November has been designated as National Runaway Prevention Month to raise awareness of the issues facing runaway and homeless youth, and to educate the public about solutions and the role they can play in ending youth homelessness; and

WHEREAS, the prevalence of runaway and homelessness among youth is staggering, with studies suggesting that every year, 4.2 million people ages 13 to 25 endure some form of homelessness; and

WHEREAS, children and youth who run away are at increased danger for falling into high-risk situations, including human trafficking; and

WHEREAS, effective programs supporting runaway youth and assisting youth and their families in providing safe and stable homes, succeed because of partnerships created among families, youth-based advocacy organizations, community-based human service agencies, law enforcement, schools, faith-based organizations and businesses; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim November 2024 as National Runaway Prevention Month. We urge all citizens to support the effort to increase public awareness about, advocate on behalf of, and provide positive and safe alternatives to runaway and homeless youth and their families.

Deputy Chairwoman Sayegh recognized Legislator Gouldman who presented the “Small Business Recognition” proclamation to Bill Nulk – Putnam County Business Council, Nat Prentice – President Putnam County Business Council and Cold Spring Chamber of Commerce, along with other Chamber of Commerce members in the County.

SMALL BUSINESS RECOGNITION MONTH – NOVEMBER 2024

WHEREAS, small business constitutes the single most important segment of our free enterprise system and our small businesspeople are the backbone of our economy; and

WHEREAS, a successful small business is evidence of the independence, initiative, and hard work of the owner/operator and this spirit has been, and will continue to play an important role in maintaining and improving the vitality of our community; and

WHEREAS, small businesspeople take a leading role in civic affairs to improve the quality of life in our communities; and

WHEREAS, with the assistance of the Putnam County Business Council and the local Chambers of Commerce, small businesspeople provide a variety of services, both business and social, to the community at large; and

WHEREAS, small businesses have and will continue to provide employment opportunities for our residents and contribute conveniences and services, both in-person and on-line, to our communities; and

WHEREAS, the November-December holiday season is important to the annual success of many of our small businesses; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim November 2024 as Small Business Recognition Month and urge all citizens to join them in recognizing the contributions small businesses make to county-wide development and Shop Small Business to support our local small businesses so that they can remain vital and flourish in Putnam County.

Item #4 – Acceptance of Minutes – Public Hearing – Agr. District - August 8, 2024

The minutes were accepted as submitted.

Item #5 – Correspondence

- a) County Auditor was duly noted.

There was no activity during this reporting period.

Item #6 – Pre-filed resolutions:

**RULES, ENACTMENTS & INTERGOVERNMENTAL RELATIONS COMMITTEE
(Chairwoman Addonizio, Legislators Ellner & Nacerino)**

Deputy Chairwoman Sayegh made a motion to remove Item #6b and #6c from the agenda since Chairman Jonke is not present at this meeting and we will be addressing these items at a Special Full meeting later this month. Seconded by Legislators Addonizio and Ellner.

By Roll Call Vote: Seven Ayes. One Nay – Legislator Crowley. Chairman Jonke was absent. Motion Carries.

Item #6a – Approval – Litigation Settlement – Andrew Krivak v. County of Putnam was next. Deputy Chairwoman Sayegh recognized Legislator Addonizio, Chairwoman of the Rules, Enactments & Intergovernmental Relations Committee. On behalf of the members of the Committee, Legislators Ellner and Nacerino, Legislator Addonizio moved the following:

RESOLUTION #279

APPROVAL – LITIGATION SETTLEMENT - ANDREW KRIVAK V. COUNTY OF PUTNAM

WHEREAS, following the acquittal of Defendant Andrew Krivak on February 23, 2023 after a second retrial of his initial 1997 conviction for a 1994 rape-homicide in Putnam County Court; and

WHEREAS, Plaintiff Andrew Krivak on or about August 8, 2023, commenced action against the County of Putnam, the Putnam County District Attorney’s Office, the Putnam County Sheriff’s Office and other named defendants in the United States District Court, Southern District of New York, alleging civil rights violations resulting in his wrongful imprisonment, including, *inter alia*, an alleged wrongful arrest and prosecution and denial of a fair trial by fabrication of evidence in violation of his due process rights; and

WHEREAS, Plaintiff sought recovery for compensatory damages in an undetermined amount as well as costs, disbursements, attorney’s fees and interest; and

WHEREAS, following protracted litigation and intensive mandatory mediation with Plaintiff’s counsel, the Claims Committee for the New York Municipal Insurance Reciprocal (NYMIR), the County’s insurance carrier, recently arrived at a negotiated settlement value for this case of twenty million (\$20,000,000.00) dollars; and

WHEREAS, Plaintiff agreed to a settlement with the County, the Sheriff's Office and District Attorney's Office, subject to the Legislature's approval, in which the County agreed to pay Plaintiff the sum of twenty million (\$20,000,000.00) dollars; and

WHEREAS, the County Attorney, the County's outside counsel, Lewis Silverman, Esq., and NYMIR's claims representative, with the approval of outside counsel for both the Sheriff's Office and District Attorney's Office, have recommended the aforementioned settlement as an alternative to trial; and

WHEREAS, in connection with this settlement, the County shall be responsible only for payment of a combined deductible of two hundred thousand dollars (\$200,000.00) pursuant to the County's insurance policy with NYMIR; and

WHEREAS, counsel for the County of Putnam, with the approval of outside counsel for both the Sheriff's Office and District Attorney's Office, has in fact settled the matter with Plaintiff for the sum of twenty million (\$20,000,000.00) dollars; and Plaintiff shall execute the required General Release and Settlement Agreement, which, upon approval by the Legislature, a Stipulation of Discontinuance will be filed with the Court, thereby discontinuing this matter and allowing Plaintiff to receive his settlement payment in the agreed upon amount; and

WHEREAS, the aforementioned settlement is in the public interest and avoids the costs of further litigation, additional attorney's fees and costs, and the risk of a high jury verdict; now therefore be it

RESOLVED, that the proposed settlement of this matter for the sum of twenty million (\$20,000,000.00) dollars with the County only being responsible for payment of a combined deductible of two hundred thousand dollars (\$200,000.00) pursuant to the County's insurance policy with NYMIR, is hereby approved; and be it further

RESOLVED, that the County Executive is hereby authorized to sign any required settlement documents on behalf of the County, including a Settlement Agreement and Release, with respect thereto.

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

Item #6b – Approval – Local Law Strengthening the Term Limit Provisions for the Office of Putnam County Legislator was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Ellner and Nacerino, Legislator Addonizio moved the following:

This item was removed from the agenda prior to consideration of Item #6a. It will be considered at a Special Full Meeting scheduled November 12, 2024.

A LOCAL LAW STRENGTHENING THE TERM LIMIT PROVISIONS FOR THE OFFICE OF PUTNAM COUNTY LEGISLATOR

Section 1. The Legislature of the County of Putnam, New York hereby makes the following findings and determinations:

(a) that Local Law No. 8 of 2013 ("Local Law No. 8"), enacted by the County Legislature on July 2, 2013, sets forth a term limits regime for the office of County Legislator which currently may be amended merely by the favorable vote of two-thirds of all the members of the County Legislature, subject to permissive referendum; and

(b) that a system of governmental term limits engenders transparency in government, promotes the accountability of public officials, and increases public trust, as well as provides for the opportunity for new voices and new ideas to be heard; and

(c) that in order to engender transparency in government, promote accountability, and to increase public trust, this County Legislature is desirous of requiring a unanimous vote of the County Legislature in order to amend, modify or repeal term limits for the office of County Legislator; and

(d) that this County Legislature finds and determines that this Local Law changes its voting power and curtails its power relative to the amending, modifying or repealing of the term limits procedures of the County Legislature by increasing the number of affirmative votes necessary of the County Legislature in order to amend, modify or repeal the term limits procedures of the office of County Legislator, and

(e) that this County Legislature hereby finds and determines that this Local Law embraces only one subject: that of the term of the office of County Legislator,

NOW THEREFORE, BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF PUTNAM AS FOLLOWS:

Section 2. Article 2, Section 2.02 of the Putnam County Charter is hereby amended to read as follows:

A. The County Legislators shall be elected for terms of three (3) years at the general elections hereinafter provided and every three (3) years thereafter as follows:

(1) At the general election held in November of 2026, County Legislators from Legislative Districts Two, Three and Eight shall be elected for said term of three years.

(2) At the general election held in November of 2027, County Legislators from Legislative Districts One, Four and Seven shall be elected for said term of three years.

(3) At the general election held in November of 2025, County Legislators from Legislative Districts Five, Six and Nine shall be elected for said term of three years.

B. With the exception of a partial term, the County Legislators shall serve a maximum of four (4) terms.

C. With the exception of a partial term, in no instance may a Legislator serve more than four terms or 12 years, whichever is less.

D. Except in the instance where a general or special state law would otherwise necessitate, amending, modifying or repealing the term limit provisions as set forth in this Section 2.02 may only be accomplished by the enactment of a local law adopted by the County Legislature by a unanimous vote of the whole of its number, subject to referendum on petition as provided in the Municipal Home Rule Law.

Section 3. Article 3, Section 3.04-B(d) of the Putnam County Charter is hereby amended by adding the following paragraphs:

(d) Reconsideration.

Except as otherwise set forth in this Section 3.04-B, a vetoed enactment shall be resubmitted to the County Legislature together with the veto message at its next regular or special meeting, and such message shall be entered into its Book of Proceedings. Within thirty (30) days after such receipt and entry, the County Legislature may reconsider the vetoed enactment and pass the same over the County Executive's objections by a favorable vote of two-thirds (2/3) of the whole of its number on a roll-call vote. Only one such reconsideration vote shall be taken on any single vetoed enactment.

Other than the veto of an enactment necessitated by the passage of a general or special state law, a vetoed enactment amending, modifying or repealing the term limit provisions as set forth in Section 2.02 of the County Charter shall be resubmitted to the County Legislature together with the veto message at its next regular or special meeting, and such message shall be entered into its Book of Proceedings. Within thirty (30) days after such receipt and entry, the County Legislature may reconsider the vetoed enactment and pass the same over the County Executive's objections by a unanimous vote of the whole of its number on a roll-call vote. Only one such reconsideration vote shall be taken on any single vetoed enactment.

Section 4. Article 15, Section 15.01 of the Putnam County Charter is hereby amended by adding the following paragraphs:

Except as otherwise set forth in this Section 15.01, a Charter amendment may be proposed by a member of the County Legislature, the County Executive or the Legislative bodies of any of the towns or villages of the County. The proposal must then be enacted by a local law passed by a two-thirds (2/3) vote of the County Legislature subject to referendum on petition as provided in the Municipal Home Rule Law. Any proposed amendment which would have the effect of transferring a function or duty of the County or of a town, village, district or other unit of local government of the County shall not become operative unless it is approved by mandatory referendum. Any amendment which would create or abolish an elected office; change the power of an elected County officer during his or her term of office; abolish, curtail or transfer to another County officer or agency any power of an elected County officer, or change the method of election of the County Legislature, but not including decennial reapportionment, shall be subject to a permissive referendum.

Except in the instance where a general or special state law would necessitate such, a Charter amendment amending, modifying or repealing the term limit provisions as set forth in Section 2.02 of the County Charter may only be enacted by a local law passed by a unanimous vote of the County Legislature, subject to referendum on petition as provided in the Municipal Home Rule Law.

Section 5. If any provision of this Local Law is held to be illegal or invalid for any reason, such illegality or invalidity shall not affect the remaining provisions hereof, but such provision shall be fully severable and this Local Law shall be construed and enforced as if such illegal or invalid provision had never been included.

Section 6. Pursuant to Section 34(5) of the Municipal Home Rule Law, this Local Law shall take effect sixty (60) days after its final enactment and is subject to permissive referendum.

Item #6c – Approval – Local Law Strengthening the Term Limit Provisions for the Office of Putnam County Executive was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Ellner and Nacerino, Legislator Addonizio moved the following:

This item was removed from the agenda prior to consideration of Item #6a. It will be considered at a Special Full Meeting scheduled November 12, 2024.

A LOCAL LAW STRENGTHENING THE TERM LIMIT PROVISIONS FOR THE OFFICE OF PUTNAM COUNTY EXECUTIVE.

Section 1. The Legislature of the County of Putnam, New York hereby makes the following findings and determinations:

(a) that Local Law No. 8 of 2011 (“Local Law No. 8”), enacted by the County Legislature on January 4, 2011, sets forth a term limits regime for the office of County Executive which currently may be amended merely by the favorable vote of two-thirds of all the members of the County Legislature, subject to permissive referendum; and

(b) that a system of governmental term limits engenders transparency in government, promotes the accountability of public officials, and increases public trust, as well as provides for the opportunity for new voices and new ideas to be heard; and

(c) that in order to engender transparency in government, promote accountability, and to increase public trust, this County Legislature is desirous of requiring a unanimous vote of the County Legislature in order to amend, modify or repeal term limits for the office of County Executive; and

(d) that this County Legislature finds and determines that this Local Law changes its voting power and curtails its power relative to the amending, modifying or repealing of the term limits procedures of the County Executive by increasing the number of affirmative votes necessary of the County Legislature in order to amend, modify or repeal the term limits procedures of the office of County Executive, and

(e) that this County Legislature hereby finds and determines that this Local Law embraces only one subject: that of the term of the office of County Executive,

NOW THEREFORE, BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF PUTNAM AS FOLLOWS:

Section 2. Article 3, Section 3.01 of the Putnam County Charter is hereby amended by adding a second paragraph to such Section:

Except in the instance where a general or special state law would otherwise necessitate, amending, modifying or repealing the term limit provisions as set forth in this Section 3.01 may only be accomplished by the enactment of a local law adopted by the County Legislature by a unanimous vote of the whole of its number, subject to referendum on petition as provided in the Municipal Home Rule Law.

Section 3. Article 3, Section 3.04-B(d) of the Putnam County Charter is hereby amended by adding the following paragraphs:

(d) Reconsideration.

Except as otherwise set forth in this Section 3.04-B, a vetoed enactment shall be resubmitted to the County Legislature together with the veto message at its next regular or special meeting, and such message shall be entered into its Book of Proceedings. Within thirty (30) days after such receipt and entry, the County Legislature may reconsider the vetoed enactment and pass the same over the County Executive's objections by a favorable vote of two-thirds (2/3) of the whole of its number on a roll-call vote. Only one such reconsideration vote shall be taken on any single vetoed enactment.

Other than the veto of an enactment necessitated by the passage of a general or special state law, a vetoed enactment amending, modifying or repealing the term limit provisions as set forth in Section 3.01 of the County Charter shall be resubmitted to the County Legislature together with the veto message at its next regular or special meeting, and such message shall be entered into its Book of Proceedings. Within thirty (30) days after such receipt and entry, the County Legislature may reconsider the vetoed enactment and pass the same over the County Executive's objections by a unanimous vote of the whole of its number on a roll-call vote. Only one such reconsideration vote shall be taken on any single vetoed enactment.

Section 4. Article 15, Section 15.01 of the Putnam County Charter is hereby amended by adding the following paragraphs:

Except as otherwise set forth in this Section 15.01, a Charter amendment may be proposed by a member of the County Legislature, the County Executive or the Legislative bodies of any of the towns or villages of the County. The proposal must then be enacted by a local law passed by a two-thirds (2/3) vote of the County Legislature subject to referendum on petition as provided in the Municipal Home Rule Law. Any proposed amendment which would have the effect of transferring a function or duty of the County or of a town, village, district or other unit of local government of the County shall not become operative unless it is approved by mandatory referendum. Any amendment which would create or abolish an elected office; change the power of an elected County officer during his or her term of office; abolish, curtail or transfer to another County officer or agency any power of an elected County officer, or change the method of election of the County Legislature, but not including decennial reapportionment, shall be subject to a permissive referendum.

Except in the instance where a general or special state law would necessitate such, a Charter amendment amending, modifying or repealing the term limit provisions as set forth in Section 3.01 of the County Charter may only be enacted by a local law passed by a unanimous vote of the County Legislature, subject to referendum on petition as provided in the Municipal Home Rule Law.

Section 5. If any provision of this Local Law is held to be illegal or invalid for any reason, such illegality or invalidity shall not affect the remaining provisions hereof, but such provision shall be fully severable and this Local Law shall be construed and enforced as if such illegal or invalid provision had never been included.

Section 6. Pursuant to Section 34(5) of the Municipal Home Rule Law, this Local Law shall take effect sixty (60) days after its final enactment and is subject to permissive referendum.

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

Item #6d – Approval – Budgetary Amendment (24A090) – Health Department – Vaccines was next. Deputy Chairwoman Sayegh recognized Legislator Castellano, Chairman of the Audit & Administration Committee. On behalf of the members of the Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #280

APPROVAL – BUDGETARY AMENDMENT (24A090) – HEALTH DEPARTMENT – VACCINES

WHEREAS, the Commissioner of Health has requested a budgetary amendment (24A090) to purchase additional vaccines for upcoming clinics due to the increase in exotic and international travel; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Estimated Revenues:

10406500 416025	Immunization Travel Clinic Fee	3,000
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Increase Appropriations:

10406500 54484	Communicable Disease Treatment	3,000
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2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6e – Approval – Budgetary Amendment (24A091) – Office of Senior Resources – Food Expenses was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #281

APPROVAL – BUDGETARY AMENDMENT (24A091) – OFFICE OF SENIOR RESOURCES – FOOD EXPENSES

WHEREAS, the Director of OSR has requested a budgetary amendment (24A091) to reflect the unprecedented increase in meals served as well as the rising cost of food; and

WHEREAS, OSR received confirmation that grant revenues for 2024 were understated, allowing for the department to offset any food expense increases with no fiscal impact for 2024; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

10677400 447741	Federal Aid Nutrition	5,151.00
10677400 447741 10185	Federal Aid Nutrition – St Home Delivered	17,091.00
10677800 438011	State Aid Received for Elderly	<u>11,525.00</u>
		33,767.00

Increase Expenses:

10677400 54320	OSR Fed-State Home Delivered Meals	10,609.17
10677400 54326	Commodity Foods	2,751.75
10677400 54320 10185	State Home Delivered Meals	4,890.16
10677400 54326 10185	State Home Delivered Meals	1,309.57
10677800 54320	OSR WIN (Wellness In Nutrition)-Food	11,272.24
10677800 54326	OSR WIN-Commodity Foods	<u>2,934.11</u>
		33,767.00

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6f – Approval – Budgetary Amendment (24A092) - Department of Public Works – Road Machinery – Subcontractor & Automotive was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #282

APPROVAL – BUDGETARY AMENDMENT (24A092) - DEPARTMENT OF PUBLIC WORKS – ROAD MACHINERY – SUBCONTRACTOR & AUTOMOTIVE

WHEREAS, the Commissioner of DPW has requested a budgetary amendment (24A092) to cover unexpended major repairs through the end of the 2024 fiscal year; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Appropriations:

10513000 54410	Road Machinery/Subcontractor	30,000
10513000 54370	Road Machinery/Automotive	20,000

Decrease Appropriations:

10331000 54647	Road Machinery	50,000
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Inter-transfer Funds:

03021310 428661	Transfer in from County Road Mach.	50,000
10331000 59010	Transfer to County Road Machinery	50,000

2024 Fiscal Impact – 0 –
2025 Fiscal Impact – 0 –

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

Item #6g – Approval – Budgetary Amendment (24A093) – Veterans Service Agency – Peer to Peer Program was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #283

APPROVAL – BUDGETARY AMENDMENT (24A093) – VETERANS SERVICE AGENCY – PEER TO PEER PROGRAM

WHEREAS, the Veteran’s 2024 Peer to Peer Pilot Program is required to comply with the latest State Aid levels; and

WHEREAS, the \$4,098 increase represents three (3) quarters of an approved 2.8% cost of living adjustment (COLA) for fiscal year 2024, effective 4/01/24; and

WHEREAS, the program is administered by the Putnam County Office of Veterans Services and the NYS Office of Mental Health; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

10651000 437895 10105	Veterans Peer to Peer Program	4,098
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Increase Appropriations:

10651000 54646 10105	Veterans Peer to Peer Program – Contracts	4,098
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2024 Fiscal Impact – 0 –
2025 Fiscal Impact – 0 –

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

Item #6h – Approval – Budgetary Amendment (24A094) – Health Department – Adolescent Tobacco Use Prevention Act (ATUPA) was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #284

APPROVAL – BUDGETARY AMENDMENT (24A094) – HEALTH DEPARTMENT – ADOLESCENT TOBACCO USE PREVENTION ACT (ATUPA)

WHEREAS, the Health Education Program is allotted up to 50% of Adolescent Tobacco Use Prevention Act (ATUPA) fines that are collected to maintain and enhance tobacco cessation education; and

WHEREAS, the Commissioner of Health has requested a budgetary amendment (24A094) to allow the department to utilize these funds to support education and prevention activities related to the use of tobacco and vaping products; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

12401000 10220	Health EHS – Adolescent Tobacco Prevention Act	
416032	ATUPA – Reserve	5,675

Increase Expenses:

12401000 10220	Health EHS – Adolescent Tobacco Prevention Act	
54329	Promotional	2,840
54989	Miscellaneous	<u>2,835</u>
		5,675

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6i – Approval – Budgetary Amendment (24A095) – Tilly Foster Farm & Putnam Golf Course – Contractual Payments was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #285

APPROVAL – BUDGETARY AMENDMENT (24A095) – TILLY FOSTER FARM & PUTNAM GOLF COURSE – CONTRACTUAL PAYMENTS

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (24A095) to adjust the 2024 budget to provide for contractual payments owed regarding the Tilly Foster and Golf Course properties; and

WHEREAS, \$24,212 is for the Tilly Foster financial incentive payment as determined and audited by PKF O’Connor Davies; and

WHEREAS, \$243,826 is for Golf Course service charge payments collected from 4/1/21 – 12/31/23 owed to Homestyle II at Putnam Golf, pursuant to contract; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Estimated Appropriations:

1085000 54646 10149	Contracts – Homestyle Food & Beverage	693,826
1084000 54646 10137	Contracts – Tilly Foster	<u>24,212</u>
		718,038

Increase Estimated Revenues:

10131000 427011	Refund Prior Year Expenses	268,038
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10131000 424011	Interest & Earnings	<u>450,000</u>
		718,038

2024 Fiscal Impact – 0 –
2025 Fiscal Impact – 0 –

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

Item #6j – Approval – Budgetary Amendment (24A096) – DPW – NYSERDA Grant - Clean Energy Communities Program – Purchase Equipment was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #286

APPROVAL – BUDGETARY AMENDMENT (24A096) – DPW – NYSERDA GRANT - CLEAN ENERGY COMMUNITIES PROGRAM – PURCHASE EQUIPMENT

WHEREAS, by Resolution #196 of 2024, the Putnam County Legislature authorized the applications to NYSERDA and SWIMS in connection with costs associated with window replacements, electric landscaping equipment and the lifeguard training program; and

WHEREAS, on August 28, 2024, NYSERDA approved the grant applications submitted in the amounts of \$5,000 and \$10,000 under the Clean Energy Communities Program for the purchase of Electric Landscaping Equipment; and

WHEREAS, the Commissioner of DPW has requested a budgetary amendment (24A096) to account for these purchases; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

10511000	10226	DPW Rd/Bridges – NYSERDA Clean Energy Grant	
	439891	State Aid	15,000

Increase Expenses:

10511000	10226	DPW Rd/Bridges – NYSERDA Clean Energy Grant	
	52180		15,000

2024 Fiscal Impact – 0 –
2025 Fiscal Impact – 0 –

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

Item #6k – Approval – Budgetary Amendment (24A097) – Board of Ethics – Legal Services was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

Legislator Crowley quoted the Putnam County Code, Chapter 55 Ethics, Code of, and Financial Disclosure, Section 55-16(D); “The County Attorney shall provide legal services to the Board of Ethics upon request, except that in cases where the Board of Ethics deems it necessary or appropriate, the Board may engage the services of outside counsel with the consent of the County Legislature which shall not be unreasonably withheld.” She did not understand why we were withholding money from them.

Legislator Castellano stated that the request from the Ethics Board was for \$25,000. He stated that in the discussion during the Audit & Administration Committee meeting, it was determined that \$25,000 was more than necessary. He stated that it was mentioned that they could always come back and request additional funding if necessary.

Legislator Crowley stated that it states, “shall not be unreasonably withheld.” She questioned the reason the full request was withheld.

Deputy Chairwoman Sayegh stated that it was not being withheld. She explained that we are allocating \$10,000 at this time, and if/when more is needed, they could come back to the Legislature for additional funding.

Legislator Gouldman stated that the Personnel Officer originally requested \$25,000 for legal services for the Ethics Board. He believed that holding back funding from their original request was wrong. He believed that we needed an independent Board of Ethics. He stated that if the Legislature controls the purse strings, this body will control the Ethics Board, and it will not be an independent body. He stated that he would not be supporting this.

Legislator Nacerino stated that the Legislature does control the purse strings which is one (1) of our responsibilities. She explained that during the discussion at the Audit & Administration Committee meeting, it was determined that the \$25,000 request was a bit of an overreach for the purpose of their request. Therefore, it was reduced to \$10,000 with the understanding that should there be more funding needed; we would oblige them accordingly. She stated that this is not just cart blanch to have money in an account for different scenarios or cases. She stated that this request was for a specific case and therefore \$10,000 should be sufficient. She stated that \$25,000 is a lot of hours which she believed did not warrant that much time on the case.

Legislator Montgomery said that the resolution clearly states that, due to the nature of, there is a need to conduct an investigation and hearing related to an ethics complaint that is before them. She stated that during the budget, she questioned if we cart blanced \$50,000 for outside counsel for the Legislature with no known reason.

Legislator Nacerino believed that request was to have the funding on hand. It was not for one (1) specific case. She stated that the Ethic Board’s request is for one specific case.

Legislator Montgomery stated that \$10,000 was nothing when it came to legal issues and dealing with investigations.

Legislator Montgomery made a motion to amend the resolution and provide the originally requested \$25,000; seconded by Legislator Crowley.

By Roll Call Vote: Four Ayes – Legislators Crowley, Gouldman, Montgomery and Sayegh. Four Nays – Legislators Addonizio, Castellano, Ellner and Nacerino. Chairman Jonke was absent. Motion Fails.

Legislator Nacerino stated that the \$50,000 in Legislature’s budget was not arbitrarily decided upon. It was in anticipation of what may or may not occur. She stated that if the money is not expended it goes back to the general fund. She stated that if the Ethics Board’s case exceeds \$10,000, they will have the opportunity to receive more funding if need be.

Deputy Chairwoman Sayegh stated that there will not be any constraints on the amount of hours Counsel will need to prepare any work for the Board of Ethics. She stated that the bills will be paid for the hours accumulated.

Deputy Chairwoman Sayegh called for a Roll Call Vote on the resolution for \$10,000.

RESOLUTION #287

APPROVAL – BUDGETARY AMENDMENT (24A097) – BOARD OF ETHICS – LEGAL SERVICES

WHEREAS, the Board of Ethics has determined there is a need to conduct an investigation and hearing relating to an ethics complaint before them; and

WHEREAS, due to the nature of this complaint, the parties involved, and the need to create the highest level of integrity and independence, the Board of Ethics has determined that it is necessary and appropriate for the Board to independently engage the services of outside legal counsel; and

WHEREAS, pursuant to the Putnam County Code of Ethics Section 55-16, subsection D, “where the Board of Ethics deems it necessary or appropriate, the Board may engage the services of outside counsel with the consent of the County Legislature which shall not be unreasonably withheld”; and

WHEREAS, the Board of Ethics has requested an allocation of funds in the amount of \$25,000 for the purpose of the Board’s independent engagement of outside counsel for the purpose of assisting in the conduct of such investigation and hearing; and,

WHEREAS, the Commissioner of Finance has recommended a budgetary amendment (24A097) of \$25,000 to be funded from the County’s Interest and Earnings account for this purpose; and

WHEREAS, the Audit & Administration Committee has reviewed and approved an amended budgetary amendment amount of \$10,000; now therefore be it

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Appropriations:

10200000 54125	Board of Ethics – Legal Services	10,000
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Increase Estimated Revenues:

10131000 424011	Interest & Earnings	10,000
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2025 Fiscal Impact – 0 –

BY ROLL CALL VOTE: SEVEN AYES. ONE NAY – LEGISLATOR GOULDMAN. CHAIRMAN JONKE WAS ABSENT. MOTION CARRIES.

Item #6L – Approval – Budgetary Amendment (24A098) – Sheriff’s Department – NYS Stop-DWI Foundation Inc. – Drug Recognition Expert (DRE) Callout – Overtime was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #288

APPROVAL – BUDGETARY AMENDMENT (24A098) – SHERIFF’S DEPARTMENT – NYS STOP DWI FOUNDATION INC. – DRUG RECOGNITION EXPERT (DRE) CALLOUT – OVERTIME

WHEREAS, the Putnam County Sheriff has requested a budgetary amendment (24A098) to recognize reimbursement of Overtime from the NYS Stop-DWI Foundation Inc. for DRE Callout on May 20, 2024; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

14311000 443890	Sheriff Narcotics – Public Safety Other	315.19
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Increase Expenses:

14311000 51093	Sheriff Narcotics – Overtime	292.79
14311000 58002	Sheriff Narcotics – Social Security	<u>22.40</u>
		315.19

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6m – Approval – Budgetary Amendment (24A099) – Sheriff’s Department – Probation – Overtime DWI Checks February through May 2024 was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #289

APPROVAL – BUDGETARY AMENDMENT (24A099) – SHERIFF’S DEPARTMENT – PROBATION – OVERTIME DWI CHECKS FEBRUARY THROUGH MAY 2024

WHEREAS, the Putnam County Sheriff has requested a budgetary amendment (24A099) to recognize reimbursement of Overtime for DWI checks from February through May 2024; and

WHEREAS, payment is made to the Putnam County Probation Department by the NYS Stop DWI Foundation and passed through to the Sheriff's Department and local Police departments; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenue:

17311000 422601	Sheriff Patrol – Deputy Outside Services	3,107.20
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Increase Expenses:

17311000 51093	Sheriff Patrol – Overtime	2,886.39
17311000 58002	Sheriff Patrol – Social Security	<u>220.81</u>
		3,107.20

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6n – Approval- Budgetary Amendment (24A100) – Coroner – Drug Overdose Submission Reimbursement Program – Uniforms was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #290

APPROVAL- BUDGETARY AMENDMENT (24A100) – CORONER – DRUG OVERDOSE SUBMISSION REIMBURSEMENT PROGRAM – UNIFORMS

WHEREAS, the Putnam County Coroner has received \$900 from Health Research Inc. (HRI) for their participation in the Drug Overdose Report Submission Reimbursement Program; and

WHEREAS, this program helps support counties, specifically coroner and medical examiner offices, for their role in providing data and reports on fatal drug overdoses throughout the state; and

WHEREAS, the Putnam County Coroner has requested a budgetary amendment (24A100) to account for this reimbursement; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

10118500 430351	Coroner – State Aid Medical Examiner	900
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Increase Expenses:

10118500	Coroner	
54385	Uniforms	900

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6o – Approval – Budgetary Amendment (24A101) – Planning – Federal Transit Administration Grant Award was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #291

APPROVAL – BUDGETARY AMENDMENT (24A101) – PLANNING – FEDERAL TRANSIT ADMINISTRATION GRANT AWARD

WHEREAS, Putnam County is in receipt of a U.S. Department of Transportation, Federal Transit Administration (FTA) Grant award in the amount of \$750,000.00 utilizing FFY 2021 and 2022 Section 5307 funding; and

WHEREAS, funds will be used to replace approximately five (5) less than 30-foot vehicles that have reached their useful life on the Putnam County Transit System (PART); and

WHEREAS, the Commissioner of Planning has requested a budgetary amendment (24A101) to account for said grant award; and

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

RESOLVED, that the following budgetary amendment be made:

CAPITAL FUND:

Increase Appropriations:

55997000 53000 51711	Transit Buses	750,000
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Decrease Appropriations:

55997000 53000 52103	Transit – Section 5307 FFY 2021	391,300
55997000 53000 52206	Transit – Section 5307 FFY 2022	<u>358,700</u>
		750,000

Increase Estimated Revenues:

55997000 445970 51711	Federal Aid – Transit Buses	600,000
55997000 435970 51711	State Aid – Transit Buses	75,000
55997000 428601 51711	Local Share – Transfer to General	<u>75,000</u>
		750,000

Decrease Estimated Revenues:

55997000 445970 52103	Federal Aid – Section 5307 FFY 2021	313,040
55997000 435970 52103	State Aid – Section 5307 FFY 2021	39,130
55997000 428601 52103	Local Share – Transfer to General	39,130
55997000 445970 52206	Federal Aid – Section 5307 FFY 2022	286,960
55997000 435970 52206	State Aid – Section 5307 FFY 2022	35,870
55997000 428601 52206	Local Share – Transfer from General	<u>35,870</u>
		750,000

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6p - Approval - Budgetary Amendment (24A102) – Planning – NYSERDA Clean Energy Communities Program Award was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

Legislator Ellner made a motion to table this back to the Physical Services Committee; seconded by Legislator Nacerino.

By Poll Vote: Seven Ayes – Legislators Addonizio, Castellano, Crowley, Ellner, Nacerino and Deputy Chairwoman Sayegh. One Nay – Legislator Montgomery. Chairman Jonke was absent. Motion Carries.

APPROVAL - BUDGETARY AMENDMENT (24A102) – PLANNING – NYSERDA CLEAN ENERGY COMMUNITIES PROGRAM AWARD

WHEREAS, by Resolution #196 of 2024, the Putnam County Legislature approved the County’s applications to NYSERDA and SWIMS in connection with the costs associated with window replacements, electric landscaping equipment and the lifeguard training program; and

WHEREAS, Putnam County has been awarded \$125,000 in Clean Energy Communities funding from the NYS Energy Research & Development Authority (NYSERDA); and

WHEREAS, the initial proposal to use these funds toward energy efficient window upgrades at the Donald B. Smith campus was rejected by NYSERDA; and

WHEREAS, funds were approved to install solar panels on the roof of the transit facility; and

WHEREAS, the Commissioner of Planning has requested a budgetary amendment (24A102) to account for these funds; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Revenues:

55997000 52009	Cap Projects Other Transp – NYSERDA Clean Energy Grant	
439890	State Aid – Other H & C	125,000

Increase Expenses:

55997000 52009	Cap Projects Other Transp – NYSERDA Clean Energy Grant	
53000	Capital Expenditures	125,000

2024 Fiscal Impact – 0 –
2025 Fiscal Impact – 0 –

Item #6q – Approval – Budgetary Amendment (24A103) – Social Services – Office of Mental Health (OMH)/Office for People with Developmental Disabilities (OPWDD) was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #292

APPROVAL – BUDGETARY AMENDMENT (24A103) – SOCIAL SERVICES – OFFICE OF MENTAL HEALTH (OMH)/OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES (OPWDD)

WHEREAS, the Commissioner of Social Services has requested a budgetary amendment (24A103) for additional monies to support projected expenses for 730 examinations, court ordered guardianships, and court order placements in OMH/OPWDD facilities through the end of year 12/31/24; and

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

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Appropriations:

10431000 54950	Mental Health Local Government Unit (MH LGU) County Contribution	66,799
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Increase Estimated Revenues:

10131000 424011	Interest Earnings	66,799
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2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6r – Approval – Budgetary Amendment (24A104) – Finance – Legal Aid 18b was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #293

APPROVAL – BUDGETARY AMENDMENT (24A104) – FINANCE – LEGAL AID 18B

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (24A104) to adjust appropriations and revenues through the third quarter of 2024 regarding the most recent claim for payment to the NYS Office of Indigent Legal Services; and

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

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

**APPROVAL – BUDGETARY AMENDMENT (24A106) – SHERIFF’S DEPARTMENT –
PURCHASE OF TWO (2) UTILITY TASK VEHICLES (UTV)**

WHEREAS, the Putnam County Sheriff has requested the replacement of their current Utility Task Vehicles (UTV) to ensure effective operations on the County Trailway, in wooded, mountainous and wetland areas and during trail rescues; and

WHEREAS, the vehicles have surpassed their service life, leading to frequent breakdowns and high maintenance costs, which impede their response time and operational readiness; and

WHEREAS, modern UTVs offer enhanced reliability, improved fuel efficiency, and advanced safety features critical for navigating challenging terrains; and

WHEREAS, the new vehicles would support search and rescue missions, law enforcement patrols, and emergency medical responses, ensuring the safety and security of both the Deputies and the public; and

WHEREAS, the Putnam County Sheriff has requested a budgetary amendment (24A106) to account for the purchase of these two (2) UTVs; and

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

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Appropriations:

13311000 52650	PCSO Communications – Motor Vehicles	72,498
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Increase Estimated Revenues:

10131000 424011	Interest Earnings	72,498
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2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6u – Approval – Budgetary Amendment (24A107) – Youth Bureau – Subcontractors – Youth Sports & Education was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #296

**APPROVAL – BUDGETARY AMENDMENT (24A107) – YOUTH BUREAU –
SUBCONTRACTORS – YOUTH SPORTS & EDUCATION**

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (24A107) to decrease revenue and expense accounts in the Youth Bureau due to unexpended funds; and

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

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Decrease Appropriations:

10731000 54647 10182 Subcontractors – Youth Sports & Education 10,344

Decrease Revenue:

10731000 438201 10182 State Aid – Youth Sports & Education 10,344

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6v – Approval – Fund Transfer (24T320) – Sheriff’s Department – Temporary was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #297

APPROVAL – FUND TRANSFER (24T320) – SHERIFF’S DEPARTMENT – TEMPORARY

WHEREAS, the Putnam County Sheriff has requested a fund transfer (24T320) to cover remaining 2024 projected SPO Temporary pay due to increase to \$30.00 per hour; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

16099000 51094	SPO Program Temporary	34,000
16099000 58002	SPO Program FICA	<u>2,601</u>
		36,601

Increase:

19311000 51094	Sheriff Security Serv. Temporary	34,000
19311000 58002	Sheriff Security Serv. FICA	<u>2,601</u>
		36,301

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6w – Approval – Fund Transfer (24T335) – Social Services – Purchase Furniture was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #298

APPROVAL – FUND TRANSFER (24T335) – SOCIAL SERVICES – PURCHASE FURNITURE

WHEREAS, the Commissioner of Social Services has requested a fund transfer (24T335) to reappropriate funds to purchase furniture for the new office/new position of Director of Mental Health; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10431000 51000 (101)	Pers. Serv. – Director of Mental Health	4,900
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Increase:

10431000 52110	Mental Health Furniture	4,900
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2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6x – Approval – Fund Transfer (24T344) – Department of Public Works – Overtime was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #299

APPROVAL – FUND TRANSFER (24T344) – DEPARTMENT OF PUBLIC WORKS – OVERTIME

WHEREAS, the Commissioner of DPW has requested a fund transfer (24T344) to cover Overtime costs through the remainder of 2024; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10331000 54647	Subcontractor	32,295
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Increase:

10511000 51093	Overtime	30,000
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10511000 58002	FICA	<u>2,295</u>
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32,295

2024 Fiscal Impact – 0 –

2025 Fiscal Impact – 0 –

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

Item #6y – Approval – Fund Transfer (24T353) – Law Department – Judgment & Claims – Krivak v. County of Putnam Settlement was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #300

APPROVAL – FUND TRANSFER (24T353) – LAW DEPARTMENT – JUDGMENT & CLAIMS – KRIVAK V. COUNTY OF PUTNAM SETTLEMENT

WHEREAS, the County Attorney has requested a fund transfer (24T353) for the litigation settlement of Krivak vs. County of Putnam at the Special Rules Mtg held on October 8, 2024; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10199000 54980	General Contingency	200,000
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Increase:

10193000 54933	Judgment & Claims	200,000
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2024 Fiscal Impact - \$200,000

2025 Fiscal Impact – 0 –

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

Item #6z – Approval – Fund Transfer (24T354) – Emergency Services – Dispatcher Overtime was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #301

APPROVAL – FUND TRANSFER (24T354) – EMERGENCY SERVICES – DISPATCHER OVERTIME

WHEREAS, the Commissioner of Emergency Services has requested a fund transfer (24T354) to cover Dispatcher Overtime for the remainder of 2024; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10398900 52180	Other Equipment	8,000
10398900 54379	Training Supplies	10,000
10398900 54540	Radio Communications	7,860
10398900 54710	Maintenance & Repairs	16,540
13398900 52110	Furniture & Furnishings	5,000
13398900 54634	Telephone	10,000

14398900 52210	Furniture & Furnishings	5,000
14398900 54313	Books & Supplements	6,000
14398900 54317	Certification Cards	<u>6,600</u>
		75,000

Increase:		
13398900 51093	Overtime	75,000

2024 Fiscal Impact – 0 –
2025 Fiscal Impact – 0 –

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

Item #6aa – Approval – Fund Transfer (24T355) – Social Services – Computer Equipment was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #302

APPROVAL – FUND TRANSFER (24T355) – SOCIAL SERVICES – COMPUTER EQUIPMENT

WHEREAS, the Commissioner of Social Services has requested a fund transfer (24T355) to purchase Computer Equipment and Accessories for the new Director of Mental Health; and

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

RESOLVED, that the following fund transfer be made:

Decrease:		
10431000 51000 (101)	Pers. Serv. Director of Mental Health	2,500

Increase:		
10431000 52130	Mental Health Computer Equipment	2,500

2024 Fiscal Impact – 0 –
2025 Fiscal Impact – 0 –

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

Item #6bb – Approval - Semi-Annual Mortgage Tax Report/ April 1, 2024 through September 30, 2024 was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #303

APPROVAL - SEMI-ANNUAL MORTGAGE TAX REPORT- APRIL 1, 2024 THROUGH SEPTEMBER 30, 2024

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 April 1, 2024 through September 30, 2024 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		\$ 374,313.93
Town of Kent		141,604.32
Town of Patterson		128,277.80
Town of Philipstown		
	Village of Cold Spring	12,877.07
	Village of Nelsonville	3,640.55
	Town Outside	153,421.97
Town of Putnam Valley		150,458.27
Town of Southeast		
	Village of Brewster	8,743.05
	Town Outside	<u>288,341.65</u>
Total		\$1,261,678.61

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

Item #6cc – Approval – Local Law to Amend Chapter 41 – Code of Putnam County – Entitled “Deposit and Investment Policy” was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #304

APPROVAL - LOCAL LAW - AMEND CHAPTER 41 - CODE OF PUTNAM COUNTY - ENTITLED “DEPOSIT AND INVESTMENT POLICY”

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

Section 1.

Section 41-2 of the Putnam County Code is hereby amended to read as follows:

§ 41-2 Objectives.

The primary objectives of the Putnam County's investment activities are, in priority order:

- A. To conform with all applicable federal, state and other legal requirements (legal).**
- B. To adequately safeguard principal (safety).**
- C. To provide sufficient liquidity to meet all operating requirements (liquidity).**
- D. To obtain a reasonable rate of return (yield).**

To appropriately meet these objectives, The County will make investment decisions based on categories of cash with which the time horizon is continually calculated using a liquidity analysis of past and anticipated future financial requirements.

Section 2.

Section 41-3 of the Putnam County Code is hereby amended to read as follows:

§ 41-3 Delegation of authority and general intent of policy.

- A. Delegation of authority. The administration of the investment program is delegated to the Commissioner of Finance, pursuant to § 4.02(a) of the Putnam County Charter. The Commissioner of Finance shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates and other relevant information, including dates of sale or other dispositions and amounts realized. In addition, the internal control procedures shall describe that responsibilities and levels of authority for key individuals involved in the investment program.**
- B. General intent of policy.**
 - (1) Prudence.**
 - (a) All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in Putnam County to govern effectively.**
 - (b) Investments shall be made with prudence, diligence, skill, judgment and care, under circumstances then prevailing, which knowledgeable and prudent persons acting in like capacity would use, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived. All participants involved in the investment process shall refrain from personal business activity that could conflict with proper**

execution of the investment program or which could impair their ability to make impartial investment decisions.

(2) Diversification. It is the policy of Putnam County to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling. The Finance Officer shall establish appropriate limits for the amount of investments which can be made with each financial institution or dealer, and shall evaluate this listing at least annually.

Section 3.

Section 41-5 of the Putnam County Code is hereby amended to read as follows:

§ 41-5 Designation of official depositories.

The banks and trust companies authorized for the deposit of monies up to the maximum amounts are:

Depository Name	Maximum Amount
Adirondack Bank	\$75,000,000
Bank of America	\$75,000,000
Bank of Greene County	\$75,000,000
Bank United	\$75,000,000
BankOnBuffalo	\$75,000,000
C&N	\$75,000,000
Canandaigua National Bank	\$75,000,000
Capital One Bank	\$75,000,000
Citizens Bank	\$75,000,000
Community Bank	\$75,000,000
Customers Bank	\$75,000,000
Evans Bank	\$75,000,000
Fairfield County Bank	\$75,000,000
Five Star	\$75,000,000
FlagStar Bank	\$75,000,000
Flushing	\$75,000,000
Genesee Regional Bank	\$75,000,000
Glens Falls National Bank and Trust/ Saratoga National Bank and Trust	\$75,000,000
Hanover Community Bank	\$75,000,000
JP Morgan Chase Bank NA	\$75,000,000
Lyons National Bank	\$75,000,000
M&T Bank	\$75,000,000

Depository Name	Maximum Amount
Metropolitan Bank	\$75,000,000
Modern Bank	\$75,000,000
NBT Bank	\$75,000,000
Pathfinder Bank	\$75,000,000
Pioneer Bank	\$75,000,000
Putnam County National Bank	\$75,000,000
PCSB Commercial Bank subsidiary of PCSB	\$75,000,000
Raymond James Bank	\$75,000,000
RBC	\$75,000,000
Santander Bank	\$75,000,000
Solvay Bank	\$75,000,000
TD Bank	\$75,000,000
Tioga Bank	\$75,000,000
Tompkins Mahopac National Bank	\$75,000,000
Upstate National Bank	\$75,000,000
Valley Bank	\$75,000,000
Wayne Bank	\$75,000,000

Section 4.

Section 41-6 of the Putnam County Code is hereby amended to read as follows:

§ 41-6 Collateralizing of deposits.

In accordance with the provisions of General Municipal Law § 10, all deposits of Putnam County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

- A. By a pledge of eligible securities with an aggregate market value, as provided by General Municipal Law § 10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy;
- B. By an eligible irrevocable letter of credit issued by a qualified bank other than the bank with the deposits in favor of Putnam County for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements; or

- C. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.
- D. A pledge of a pro rata portion of a pool of eligible securities, having in the aggregate a market value at least equal to the aggregate amount of deposits from all such officers within New York State at the bank or trust company.
- E. An “irrevocable letter of credit” issued in favor of Putnam County by a federal home loan bank whose commercial paper and other unsecured short-term debt obligations are rated in the highest rating category by at least one nationally recognized statistical rating organization, as security for the payment of 100 percent of the aggregate amount of deposits and the agreed-upon interest, if any.

Section 5.

Section 41-7 of the Putnam County Code is hereby amended to read as follows:

§ 41-7 Safekeeping and collateralization.

- A. Eligible securities used for collateralizing deposits, made by the Finance Officer of Putnam County, shall be held by a third-party bank or trust company (for purposes of this policy, a trust company is deemed to be a third-party if it is a separately chartered corporation than a bank) subject to security and custodial agreements approved by the County Attorney.
- B. The security agreement shall provide that the eligible securities are being pledged to secure Putnam County deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default.
- C. The custodial agreement shall include all provisions necessary to provide Putnam County a perfected security interest in the securities pledged as collateral and shall provide the following:
 - (1) The securities held by the authorized bank or trust company as agent of and custodian for Putnam County will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the security for any other deposit or other liabilities.
 - (2) The custodian shall confirm the receipt, substitution or release of the securities held on behalf of Putnam County.
 - (3) The frequency of revaluation of eligible securities and the substitution of collateral when a change in the rating of a security may cause ineligibility must be provided.

- (4) The types of collateral used to secure County deposits must be in accordance with the most current legislation authorizing various types of collateral and approved by the County.**
- (5) The County requires a margin of maintenance of 102% of the uninsured portion of deposits collateralized.**
- (6) The County prefers written consent from the Commissioner of Finance (but will accept a telephone call and subsequent confirmation by the Commissioner of Finance) for the release and substitution of securities affecting the County's custodial account.**
- (7) The County requires the banking depository to provide blank assignment forms of the pledged collateral to the custodial bank in the event that the depository bank defaults.**
- (8) The County requires a monthly (quarterly if approved by the Commissioner of Finance) update on third party collateral security (end of month statement).**
- (9) The County requires that there be no subcustodian.**

Section 6.

Section 41-8 of the Putnam County Code is hereby amended to read as follows:

§ 41-8 Permitted investments.

- A. As authorized by General Municipal Law § 11, Putnam County authorizes the Commissioner of Finance to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:**
 - (1) Special time deposit accounts in, or certificates of deposit issued by, a bank or trust company located and authorized to do business in New York State;**
 - (2) Through a deposit placement program, certificates of deposit in one or more "banking institutions," as defined in Banking Law Section 9-r;**
 - (3) Obligations of the United States of America;**
 - (4) Obligations guaranteed by agencies of the United States of America, where the payment of principal and interest are guaranteed by the United States of America;**
 - (5) Obligations of the state: With the approval of the state comptroller, obligations issued pursuant to Local Finance Law Section 24.00 or 25.00 (i.e., Tax Anticipation Notes and Revenue Anticipation Notes) by any municipality, school district, or district corporation in New York State other than the County of Putnam;**

- (6) General obligation bonds and notes of any state other than New York State, provided that such bonds and notes receive the highest rating of at least one independent rating agency designated by the state comptroller;**
 - (7) Obligations of any corporation organized under the laws of any state in the United States maturing within 270 days, provided that such obligations receive the highest rating of two independent rating services designated by the state comptroller, and that the issuer of such obligations has maintained such ratings on similar obligations during the preceding six months; provided, however, that the issuer of such obligations need not have received such rating during the prior six month period if such issuer has received the highest rating of two independent rating services designated by the state comptroller and is the successor or wholly-owned subsidiary of an issuer that has maintained such ratings on similar obligations during the preceding six month period, or if the issuer is the product of a merger of two or more issuers, one of which has maintained such ratings on similar obligations during the preceding six-month period; provided, however, that no more than \$250,000,000 may be invested in such obligations of any one corporation;**
 - (8) Bankers' acceptances maturing within 270 days which are eligible for purchase in the open market by federal reserve banks and which have been accepted by a bank or trust company which is organized under the laws of the United States or of any state thereof, and which is a member of the federal reserve system and whose short-term obligations meet the criteria outlined in Subsection A(7) of this section; provided, however, that no more than \$250,000,000 may be invested in such bankers' acceptances of any one bank or trust company;**
 - (9) Obligations of, or instruments issued by, or fully guaranteed as to principle and interest by, any agency or instrumentality of the United States acting pursuant to a grant of authority from the Congress of the United States, including but not limited to, any federal home loan bank or banks, the Tennessee Valley Authority, the federal national mortgage association, the federal home loan mortgage corporation, and the United States postal service; provided, however, that no more than \$250,000,000 may be invested in such obligations of any one agency; or**
 - (10) No-load money market mutual funds registered under the Securities Act of 1933, as amended, and operated in accordance with Rule 2a-7 of the Investment Company Act of 1940, as amended, provided that such funds are limited to investments in obligations issued or guaranteed by the United States of America, or in obligations of agencies or instrumentalities of the United States of America, where the payment of principal and interest are guaranteed by the United States of America (including contracts for the sale and repurchase of any such obligations) and are rated in the highest rating category by at least one nationally recognized statistical rating organization; provided, however, that no more than \$250,000,000 may be invested in such funds.**
- B. All investment obligations shall be redeemable on respective maturity dates as determined by the Putnam County Commissioner of Finance in order to meet expenditure obligations for purposes for which the moneys were provided.**

Section 7.

Section 41-10 of the Putnam County Code is hereby amended to read as follows:

§ 41-10 Purchase of investments.

- A. The Commissioner of Finance is authorized to contract for the purchase of investments.**
- (1) By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller's Opinion No. 88-46, and the specific program has been approved by the Putnam County Legislature.**
- (2) By utilizing eligible cash management program(s), approved by the Putnam County Legislature in which can be invested a maximum amount of \$75,000,000 in each program.**
- B. All purchased obligations, unless registered or inscribed in the name of Putnam County, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed, in writing, to Putnam County by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law § 10.**
- C. The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, Putnam County, will be kept separate and apart from the general assets of the custodial bank or trust company, and will not in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of securities. Such agreement shall include all provisions necessary to provide Putnam County a perfected interest in the securities.**

Section 8.

This Local Law shall take effect immediately.

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

Item #6dd – Approval – Designation – County of Putnam – Tourist Promotion Agency was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #305

APPROVAL - DESIGNATION - COUNTY OF PUTNAM - TOURIST PROMOTION AGENCY

WHEREAS, pursuant to Sections 162 and 163 of the New York State Economic Development Law, the Putnam County Legislature may designate any not-for-profit corporation or other non-profit organizations, associations, or agencies as the Tourist Promotion Agency of the County of Putnam and authorize such agency to make application for and receive grants for the purposes specified in the New York State Tourism Promotion Act; and

WHEREAS, the County of Putnam previously designated itself as the Tourist Promotion Agency for Putnam County; and

WHEREAS, the County of Putnam has established a Department of Tourism and appointed a Director of Tourism for the purposes of promoting tourism throughout Putnam County; and

WHEREAS, as the lead agency in the promoting of Putnam County, the County of Putnam is qualified to be designated as the Tourist Promotion Agency for Putnam County; now therefore be it

RESOLVED, that the Putnam County Legislature hereby designates the County of Putnam as the Tourist Promotion Agency for the County of Putnam; and be it further

RESOLVED, that this designation shall be effective immediately upon adoption and shall remain in effect until December 31, 2025; and be it further

RESOLVED, that the Putnam County Legislature approves and authorizes the Tourist Promotion Agency to make application for and receive grants for the purpose specified in the New York State Tourism Promotion Act.

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

Item #6ee – Approval – Authorization to Execute New York State Department of Transportation (NYSDOT) Urban Master Agreement – Supplements for Transportation Related Projects was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #306

APPROVAL - AUTHORIZATION TO EXECUTE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) URBAN MASTER AGREEMENT - SUPPLEMENTS FOR TRANSPORTATION RELATED PROJECTS

WHEREAS, pursuant to New York State Finance Law Section 89-c, the Dedicated Mass Transportation Trust Fund (the “DMTTF”) was established following appropriation by the State Legislature monies to be utilized for the design, construction, reconstruction, replacement, purchase, modernization, improvement, reconditioning, preservation and maintenance of mass transit facilities, vehicles and rolling stock; and

WHEREAS, pursuant to appropriation or re-appropriation from the DMTTF, the State Legislature authorized certain funding programs for the costs of mass transportation capital projects and facilities undertaken by, among others, municipalities; and

WHEREAS, pursuant to Resolutions #193 of 2021, #265 of 2023 and #266 of 2023, the County Legislature approved, among other things, the award of certain grant funds

from New York State pertaining to Putnam County (the "County") projects, including, without limitation, Maybrook Bikeway II Phase A, and authorized the County Executive to execute supplemental grant agreements to Mass Transportation Capital Project Agreement (Contract No. K007017); and

WHEREAS, pursuant to Resolutions #59 of 2020, #302 of 2021, #277 of 2022, #192 of 2023, the County Legislature approved the County's proposed rehabilitation of the County Transit Facility Projects which included other capital improvements to the Transit Facility and authorized the County to accept funds allocated to it by New York State, by and through the Modernization Enhancement Program, and authorized the County Executive to execute a Mass Transportation Capital Project Agreement pertaining to the aforesaid rehabilitation of Putnam County Transit Facility Project and Transit Vehicles Purchase; and

WHEREAS, the County's aforesaid Projects, including Project Administration costs, qualify for funding pursuant to the foregoing appropriations or re-appropriations by the DMTTF, the programmatic criteria and guidelines therefor, with the approval of the Commissioner of the New York State Department of Transportation in a program of mass transportation capital projects; now therefore be it

RESOLVED, that the Putnam County Legislature hereby authorizes the County to pay in the first instance 100% of the Federal and non-Federal shares of the costs associated with the aforesaid Projects, including Project Administration costs; and be it further

RESOLVED, that the County Executive, together with the County Legislature, supports the County's Projects as aforesaid and the County Executive is hereby authorized to execute Attachment 1 to Urban Master Grant Agreement (Contract No. K007559), annexed hereto and made a part hereof; and be it further

RESOLVED, that this Resolution shall take effect immediately.

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

Item #6ff – Approval – Ratification of the 100 Ten Acre Lane Property Formally known as 100 Zimmer Road, Town of Southeast Real Property Tax Sale was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #307

APPROVAL - RATIFICATION OF THE 100 TEN ACRE LANE PROPERTY FORMALLY KNOWN AS 100 ZIMMER ROAD, TOWN OF SOUTHEAST REAL PROPERTY TAX SALE

WHEREAS, on October 18, 2024, the County of Putnam held a public auction for its Real Property Tax Sale of County owned Property Town of Southeast Tax Map No.: 45-1-60; and

WHEREAS, the County received bids on the parcel offered, as indicated by the listing attached hereto and made a part hereof as Schedule "A"; now therefore be it

RESOLVED, that the Putnam County Legislature, on behalf of the County of Putnam, hereby accepts the bid of the highest bidder on the parcels listed on the attached Schedule "A"; and be it further

RESOLVED, that the County Attorney is authorized to prepare a deed for this parcel to the highest bidder, said deed to be executed on behalf of the County by the County Executive; and be it further

RESOLVED, that upon delivery of the balance of the purchase price as indicated in the bid, along with the appropriate transfer tax, fees, and any property taxes due, as specified in the promulgated Terms and Conditions of the auction, the County Attorney is hereby authorized to deliver said deed to the highest bidder; and be it further

RESOLVED, that in the event of the highest bidder failing to complete the transaction as specified in the promulgated Terms and Conditions of the auction, the County Attorney is authorized to complete the transaction with the second highest bidder in the same manner as set for the above.

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

Item #7 – Other Business

Deputy Chairwoman Sayegh made a motion to add Other Business Item #7a to the agenda brought forward by Legislator Gouldman; seconded by Legislator Crowley. All in favor.

Item #7a – Approval – Resolution – Adoption of a Non-Legally Binding, Working Definition of Antisemitism was next.

Legislator Gouldman moved the following. He stated that given the rise of antisemitism all over the world, he requested that the Putnam County Legislature approve this resolution. Legislator Gouldman proceeded to read the proposed resolution.

Deputy Chairwoman Sayegh stated that antisemitism does not have any place in our society. She stated that the International Holocaust Remembrance Alliance passed this in 2016. She stated that President Donald Trump passed this in 2019. She believed it was certainly worthy of a resolution in Putnam County.

Legislator Montgomery believed this was a great start. She stated that maybe she should call it a second start. She stated that not long ago she put forward a human rights commission that many Legislators voted against. She stated that she was tired of passing resolutions that have no teeth. She stated that she proposed a human rights commission that would have been made up of volunteers. She stated that Legislator Castellano was in favor of it, and four (4) members were against it. She stated that it would have been a mechanism to report complaints of discrimination because of age, religion, religious practice, race, color, gender identity, sexual orientation, national origin, marital status, etc. She explained that discrimination is on the rise in this County, however, we do not do anything but pass this lovely resolution, which she believed was a great start. She questioned what our goal was and what we were going to do about discrimination in our County. She hoped that we could reconsider a human rights commission.

Legislator Crowley stated that she was in full support of this resolution. She concurred with Legislator Montgomery and believed that we need to do better as a County, be kinder and work on ways to educate people and provide help when needed.

RESOLUTION #308

APPROVAL - RESOLUTION – ADOPTION OF A NON-LEGALLY BINDING, WORKING DEFINITION OF ANTISEMITISM

WHEREAS, the staggering and concerning rise of antisemitism within the United States necessitates a formal and updated definition of antisemitism for the purposes of protecting those who may be victimized by antisemitic practices; and

WHEREAS, on May 26, 2016, the International Holocaust Remembrance Alliance (IHRA) adopted the following non-legally binding, working definition of antisemitism:

“Antisemitism is a certain perception of Jews, which may be expressed as hatred toward Jews. Rhetorical and physical manifestations of antisemitism are directed toward Jewish or non-Jewish individuals and/or their property, toward Jewish community institutions and religious facilities.”

and

WHEREAS, this working definition has been adopted, endorsed, or recognized by 43 countries, as well as by a wide range of other political entities, including a large number of regional/state and local governments; and

WHEREAS, Executive Order 13899 of December 11, 2019, signed by the President of the United States of America, set a policy that this working definition shall be considered in enforcing Title VI of the Civil Rights Act of 1964; now therefore be it

RESOLVED, that the County of Putnam adopts the IHRA’s non-legally binding, working definition of antisemitism, including the contemporary examples of antisemitism as set forth therein, exclusively as a tool and guide for training, education, recognizing, and combating antisemitic hate crimes or discrimination, and for tracking and reporting antisemitic incidents; and be it further

RESOLVED, that the provisions of this resolution shall not be construed to diminish or infringe upon any right protected under the First Amendment to the United States Constitution or the New York State Constitution; and be it further

RESOLVED, that copies of this resolution shall be forwarded to the Putnam County District Attorney and the Putnam County Sheriff, and to other government agencies, educational institutions, and non-governmental organizations throughout the County, as appropriate and/or upon request; and be it further

RESOLVED, that this resolution shall take effect immediately.

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

Item #8 – Recognition of Public on Agenda Items

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

Item #9 - Recognition of Legislators

Legislator Gouldman congratulated all the newly elected and reelected Legislators. He stated that he looked forward to working with the new Legislators. He stated that Monday, November 11th is Veterans Day. He stated that freedom is not free. He thanked all the veterans for their service to this great country.

Legislator Montgomery commended the Board of Elections for their heroic efforts during this stressful year. She explained that they all did an amazing job, providing safe and secure, honest elections. She congratulated all the new and reelected candidates.

Deputy Chairwoman Sayegh also thanked the Board of Election workers and congratulated all the candidates who won, especially her colleagues on the Legislature. She stated that she looked forward to working with them. She also reminded everyone that Monday is Veterans Day. She stated that it is a day where we recognize the heroism of the military veterans and those who gave their lives in service for our Country, so we can continue to celebrate our freedoms that we take for granted.

There being no further business, at 7:49 P.M., Deputy Chairwoman Sayegh made a motion to adjourn; seconded by Legislator Crowley. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.