

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

Tuesday

September 4, 2012

7:00 P.M.

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

PRESENTATION

Make a Wish Foundation

Chairwoman Conklin recognized Tom Conklin from the Make-a-Wish Foundation of the Hudson Valley.

Mr. Conklin explained the mission of the Make-a-Wish Foundation. He explained that they grant the wishes of children afflicted with life threatening medical conditions to enrich the human experience with hope, strength and joy. He shared a heartwarming story of a child from the Mahopac area named "Stephano" who was struggling with many medical conditions. His dream was to travel to Disney in Orlando, Florida. Make a Wish Foundation was able to fulfill that dream for Stephano because of the many volunteers and donations for the foundation.

Mr. Conklin supplied the Committee with a brochure and explained the many ways in which the community can help the foundation grant the wishes of these children throughout the Hudson Valley area. He also gave an overview of the upcoming 7th Annual Walk & 5k Run for Wishes which will be held on Sunday, November 4, 2012 at the Franklin D. Roosevelt State Park in Yorktown Heights, NY.

Chairwoman Conklin requested that Legislator Othmer present the first proclamation.

"A Day to Remember" September 11, 2001

WHEREAS, the unprovoked attacks of September 11, 2001, upon America by foreign terrorists have thrust the United States, and other countries, into a war it never envisioned, militarily or diplomatically; and

WHEREAS, the challenges facing all the civilized people of the world as they relate to the war on terrorism will not end until those fanatics responsible are brought to justice; and

WHEREAS, America is fully committed through Operation Enduring Freedom and Operation Noble Eagle to ensure our freedoms remain unfettered and sovereign for all generations, now and forever; and

WHEREAS, world opinion needs to remain focused upon the eradication of these inhuman acts perpetrated around the globe; and

WHEREAS, one way to accomplish this is to NEVER FORGET that those innocent victims did not die in vain; and

WHEREAS, America can fight back by reminding the world that the deaths of these people will always be remembered and they will be forever loved; and

WHEREAS, this commemoration should be held each September 11th throughout the land to include:

- The promotion of global peace and goodwill;
- The demonstration of America's resolve and perseverance to win the war on terrorism;
- The advancement of responsible citizenship;
- The encouragement of patriotism and love of country; and
- The poignant remembrance of those innocent victims that died on September 11th, as heroes, one and all; now therefore be it

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature, on behalf of all the citizens of Putnam County issue this proclamation to memorialize those men, women, and children who lost their lives; and be it further

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature, on behalf of all the citizens of Putnam County remember with eternal respect those whose lives were suddenly, without cause, and pointlessly taken from them on September 11, 2001, may they forever rest in peace and abide in our memories.

Chairwoman Conklin requested that Legislator Oliverio present the next two proclamations to Mr. Joseph DeMarzo, Deputy Commissioner of Social Services, Mental Health & Youth Bureau.

Recognizing September as "National Recover Month"

National Recovery Month – September 2012

WHEREAS, behavioral health is an essential part of health and one's overall wellness; and

WHEREAS, prevention of mental and/or substance use disorders works, treatment is effective, and people recover in our area and around the Nation; and

WHEREAS, the benefits of preventing and overcoming mental and/or substance use disorders are significant and valuable to individuals, families, and the community at large; and

WHEREAS, people in recovery achieve healthy lifestyles, both physically and emotionally, and contribute in positive ways to their communities; and

WHEREAS, we must encourage relatives and friends of people with mental and/or substance use disorders to implement preventive measures, recognize the signs of a problem, and guide those in need to appropriate treatment and recovery support services; and

WHEREAS, in 2010, 2.6 million people received specialty treatment for a substance use disorder and more than 31.3 million adults aged 18 or older received services for mental health problems, according to the *2010 National Survey on Drug Use and Health*. Given the serious nature of this public health problem, we must continue to reach the millions more who need help; and

WHEREAS, to help more people achieve and sustain long-term recovery, the U.S. Department of Health and Human Services (HHS), the Substance Abuse and Mental Health

Services Administration (SAMHSA), the White House Office of National Drug Control Policy (ONDCP), the National Council on Alcoholism and Other Drug Dependencies/Putnam and the Putnam County Communities That Care Coalition invite all residents of Putnam County to participate in *National Recovery Month (Recovery Month)*; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature, on behalf of all the citizens of Putnam County, proclaim the month of September 2012 as *National Recovery Month* in Putnam County and call upon the people of Putnam County to observe this month with appropriate programs, activities, and ceremonies to support this year's theme, "*Join the Voices for Recovery: It's Worth It.*"

Proclaim September 9, 2012 as "Fetal Alcohol Spectrum Disorders Awareness Day"

WHEREAS, there is no safe amount of alcohol that a woman can drink while pregnant and there is no time during pregnancy when it is safe to consume alcohol, yet, Fetal Alcohol Spectrum Disorders (FASD) affect more than 40,000 infants born in this nation each year, and prenatal alcohol exposure is the leading preventable cause of lifelong birth defects and developmental disabilities and according to a 15-year study conducted by the Centers for Disease Control and Prevention (CDC), the number of women who drink alcohol while pregnant is not decreasing, with approximately 1 in 8 women consuming alcohol while pregnant; and

WHEREAS, Putnam County, through the National Council on Alcoholism and Other Drug Dependencies/Putnam and the Putnam County Communities That Care Coalition, supports the efforts to educate and assist women who may be at-risk for an alcohol-exposed pregnancy through a variety of prevention and treatment and healthy children are the most important resource in the great County of Putnam and Fetal Alcohol Spectrum Disorders pose a serious threat to the potential health of our future generations; and

WHEREAS, more than thirty years have passed since Fetal Alcohol Syndrome was identified and named as a birth disorder by United States researchers; and

WHEREAS, prenatal exposure to alcohol can cause birth defects, mental retardation, learning disabilities, attention deficits, and behavior disorders and individuals with Fetal Alcohol Spectrum Disorders often have secondary disabilities, such as trouble with the law, substance abuse issues, disrupted school experiences, employment problems, and homelessness; and

WHEREAS, people around the world began observing International FASD Awareness Day on September 9 each year beginning in 1999, in order that on the ninth day of the ninth month of the year, the world will remember that during the nine months of pregnancy a woman should abstain from alcohol; and

WHEREAS, Fetal Alcohol Spectrum Disorders are entirely preventable; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature, on behalf of all the citizens of Putnam County, proclaim September 9, 2012 as Fetal Alcohol Spectrum Disorders Awareness Day in Putnam County, to promote awareness of the effects of

prenatal exposure to alcohol, to increase compassion for those individuals so affected, to minimize further effects, and to ensure healthier communities across Putnam County in the future.

Legislator Birmingham made a motion to include the Proclamations in the minutes; seconded by Legislator Tamagna. All in favor.

Item #3 – Approval of Minutes – Regular Meeting – August 7, 2012

The minutes were approved as submitted.

Item #4 – Correspondence

a) County Auditor

There was no activity during the reporting period.

**HEALTH, SOCIAL, EDUCATIONAL & ENVIRONMENTAL COMMITTEE
(Chairman Oliverio, Legislators Othmer & Tamagna)**

Item #5a – Approval/Appointments/Putnam County Mental Health Community Services Board was next. Chairwoman Conklin recognized Legislator Oliverio, Chairman of the Health, Social, Educational & Environmental Committee. On behalf of the members of the Committee, Legislators Othmer and Tamagna, Legislator Oliverio moved the following:

RESOLUTION #188

APPROVAL/APPOINTMENTS/PUTNAM COUNTY MENTAL HEALTH COMMUNITY SERVICES BOARD

RESOLVED, that the following be appointed to the Putnam County Mental Health Community Services Board:

Alison Carroll, Town of Carmel (Hamlet of Mahopac), for a four (4) year term, said term to expire December 31, 2015.

Karen Pilner, Town of Carmel, for a four (4) year term, said term to expire December 31, 2015.

Kristin McConnell, Town of Southeast (Brewster), for a four (4) year term, said term to expire December 31, 2015.

BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT. MOTION CARRIES.

Item #5b - Approval/Budgetary Amendment (12A064)/Health/Preschool Program was next. On behalf of the members of the Health Committee, Legislators Othmer and Tamagna, Legislator Oliverio moved the following:

RESOLUTION #189

APPROVAL/BUDGETARY AMENDMENT/HEALTH/PRESCHOOL PROGRAM

WHEREAS, the Commissioner of Health has requested a budgetary amendment (12A064) to fund mandated program cost increases in the Preschool Program; and

WHEREAS, the Health, Social, Educational & Environmental 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 Estimated Appropriations:

| | | |
|----------------|---------------------------------|----------------|
| 10296000 54414 | Care at Private Institution 3-5 | 325,000 |
| 10296000 54678 | Leased Transportation 3-5 | <u>125,000</u> |
| | | 450,000 |

Increase Estimated Revenues:

| | | |
|-----------------|----------------------------------|---------------|
| 10296000 432771 | Education – Handicap child Admin | 90,000 |
| 10296000 432773 | Ed & Transportation 3-5 | 323,940 |
| 11401000 416101 | Nursing Charges | <u>36,060</u> |
| | | 450,000 |

2012 Fiscal Impact – 0 –

2013 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT. MOTION CARRIES.

PERSONNEL COMMITTEE

(Chairman DiCarlo, Legislators LoBue & Oliverio)

Item #5c - Approval/Local Law to Amend Article 5-A/Putnam County Charter/Entitled “Department of Planning, Development, and Public Transportation” was next. Chairwoman Conklin recognized Legislator Oliverio, Member of the Personnel Committee.

On behalf of the members of the Committee and at the request of Personnel Chairman DiCarlo, Legislator Oliverio made a motion to table the following item and requested that a Special Meeting be held on this item; seconded by Legislator Birmingham. All in favor.

Chairwoman Conklin stated that the Legislators had discussed the possibility of moving this item back to the Personnel Committee scheduled for September 18th.

Legislator Oliverio agreed.

APPROVAL/LOCAL LAW /AMEND ARTICLE 5-A/PUTNAM COUNTY CHARTER/ ENTITLED “DEPARTMENT OF PLANNING, DEVELOPMENT, AND PUBLIC TRANSPORTATION”

A Local Law to Amend Article 5-A of the Putnam County Charter entitled “Department of Planning, Development, and Public Transportation”

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF PUTNAM, as follows:

Section 1.

Article 5-A of the Putnam County Charter is hereby amended to read as follows:

**§ 5-A.01. Department of Planning, Development and Public Transportation;
Commissioner.**

There shall be a Department of Planning, Development and Public Transportation under the direction of a Commissioner who shall be appointed by the County Executive subject to confirmation by the County Legislature. The Commissioner shall serve at the pleasure of the County Executive. The Commissioner shall hold the minimum of a Bachelor's Degree and shall be qualified for his or her position by training and experience including administrative management, supervision of professional planners and of support staff and shall have a minimum of eight (8) years of practical field experience in regional, county or municipal planning. The provisions of any law, rule or regulation which require that a public officer be a resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen or within which his or her official functions are required to be exercised, shall not prevent a person from holding the position of the Commissioner, so long as such person resides in Putnam County or an adjoining county within the State of New York, when appointed and continuously throughout his or her appointment. He or she shall have the power, within budgetary appropriations, and in accordance with County policy, or as may be otherwise required by law, to appoint and remove such staff as he or she deems to be necessary. The Commissioner shall not hold any other public or political office, whether elected or appointed, as long as he or she remains in his or her current position of County employment. He or she, as well as all full time managerial employees in the department, shall serve on a full time basis and shall not engage in any private practice nor be employed in their field of expertise with the County by any private or other governmental entity, except any such employee hired prior to December 31, 2010 may continue in any private practice in their field of expertise until December 31, 2013 as long as they remain in their current position of County employment.

§ 5-A.02. Commissioner of Planning, Development and Public Transportation: powers and duties.

Except as otherwise provided in the Charter, the Commissioner shall have the power to:

(a) Conduct technical evaluation, prepare proposals, position papers, plans, letters, memorandum and/or reports on County issues, programs and projects as required by the County Executive;

(b) Administer Putnam County transit operations, including the coordination of public transportation services with local, state, county and regional public transit providers, the management of the County's transportation operations and the compliance with all federal and state laws and regulations related to public transit operations as well as the program requirements of the New York Metropolitan Transportation Council;

(c) Conduct and/or supervise the preparation of planning studies related to comprehensive master planning regarding County development and the wise use of resources in Putnam County including, but not limited to, transportation, land use, open space, recreation, County facilities, farmland, natural and cultural resources, public

works, parks, demographic and socio-economic data and ground water. Planning studies shall be transmitted to the County Executive for submission to the County Legislature;

(d) Represents the County in dealings with various local, regional, state and federal agencies as well as with the private sector regarding County resources and planning, development and transportation matters;

(e) Prepare and update, as needed, a Comprehensive Croton System Water quality Protection Plan (Croton Plan) as set forth in Section 18-82 of the Rules and Regulations for the Protection, from Contamination, Degradation and Pollution of the New York City Water Supply and its sources;

(f) Provide technical assistance, as required, with respect to the implementation of the New York City Watershed Memorandum of Agreement and any other related matter;

(g) Research available grant programs at the local, state and federal levels as well as through other revenue sources and prepare all applications associated therewith so as to obtain the available financial assistance for County programs;

(h) Plan and implement all bikeway trail projects;

(i) Exercise all the powers and duties prescribed by law for a county or regional planning board, pursuant to General Municipal Law, Article 12-B, § 239 (l) - (n);

(j) Assist the County Executive in executive planning including the preparation and planning of the capital budget and capital programs;

(k) Administer all programs and projects conducted by the Soil and Water Conservation District;

(l) Provide education and training programs in relation to transportation, planning, development and the environment;

(m) Perform analyses of the U.S. Census data, which is conducted once every ten (10) years, as Member of the New York State Data Center Affiliate Program and provide assistance to the public, not-for-profit agencies and other municipalities regarding the Census and other data relevant to Putnam County;

(n) Review and prepare recommendations and comments on all municipal referred projects involving the State Environmental Quality Review Act as well as prepare all forms associated therewith on behalf of the County when necessary;

(o) Perform such other and related duties as may be required by the County Executive; and

(p) Perform all the duties now or hereafter conferred or imposed by law.

Section 2.

This local law shall take effect forty-five (45) days after its adoption, subject to referendum on petition in accordance with the provisions of Section 24 of the New York State Municipal Home Rule Law.

**PHYSICAL SERVICES COMMITTEE
(Chairwoman LoBue, Legislators Albano & Othmer)**

Item #5d - Approval/Bond Resolution/Maybrook Bikeway Project/Town of Southeast was next. Chairwoman Conklin recognized Legislator Albano, Member of the Physical Services Committee. On behalf of the members of the Committee, Legislators Othmer and Chairwoman LoBue, Legislator Albano moved the following:

RESOLUTION #190

PUTNAM COUNTY RESOLUTION

EXTRACT OF MINUTES

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

September 4, 2012

* * *

A regular meeting of the County Legislature of the County of Putnam, New York, was held at the Historic County Courthouse, Gleneida Avenue, Carmel, New York, on September 4, 2012, at 7 o'clock P.M. (Prevailing Time).

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

There were absent: DiCarlo and LoBue.

Also present: Diane Schonfeld – Legislative Clerk
Clement Van Ross – Legislative Counsel

* * *

Legislator Albano offered the following resolution and moved its adoption:

**BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED
SEPTEMBER 4, 2012, AUTHORIZING THE COUNTY'S SHARE OF THE
CONSTRUCTION OF THE MAY BROOK BIKEWAY IN THE TOWN OF**

SOUTHEAST, IN AND FOR SAID COUNTY, AT A MAXIMUM ESTIMATED COST OF \$379,500; AND AUTHORIZING THE ISSUANCE OF \$379,500 BONDS OF SAID COUNTY TO PAY THE COST THEREOF.

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 pay the cost of the County's share of the construction of the May Brook Bikeway, including incidental expenses and improvements in connection therewith, in and for said County. The maximum estimated cost thereof, including costs incidental thereto and the financing thereof, is \$379,500 and said amount is hereby appropriated therefor.

Section 2. Said capital project has been determined to be a Type II Action which pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, as such will not result in any significant environmental effects.

Section 3. The plan of financing is by the issuance of \$379,500 bonds of the County to finance 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 4. There are hereby authorized to be issued bonds of the County in the principal amount of \$379,500 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 the "Law").

Section 5. The period of probable usefulness of the specific 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 6. 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 7. 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 without limitation as to rate or amount. 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 8. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof 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 thereof, 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 9. 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 10. 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 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: SEVEN – Legislators Albano, Birmingham, Gross, Oliverio, Othmer, Tamagna and Chairwoman Conklin.

NOES: NONE

ABSENT: Legislators DiCarlo and LoBue.

EXCUSED: 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. 190 -2012 contained in the foregoing annexed extract from the minutes of a meeting of the County Legislature of said County of Putnam duly called and held on September 4, 2012, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on September 4, 2012 and approved by the County Executive on _____, 2012.

IN WITNESS WHEREOF,

I have hereunto set my hand and affixed the corporate seal of said County of Putnam this ____ day of _____, 2012.

(SEAL)

Diane Schonfeld
Clerk to the County Legislature

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on the 4th day of September 4, 2012, 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 SEPTEMBER 4, 2012, AUTHORIZING THE COUNTY'S SHARE OF THE CONSTRUCTION OF THE MAY BROOK BIKEWAY IN THE TOWN OF SOUTHEAST, IN AND FOR SAID COUNTY, AT A MAXIMUM ESTIMATED COST OF \$379,500; AND AUTHORIZING THE ISSUANCE OF \$379,500 BONDS OF SAID COUNTY TO PAY THE COST THEREOF.

| | |
|--|--|
| Specific object or purpose: | County's share of the construction of the May Brook Bikeway |
| Period of probable usefulness: | Fifteen (15) years |
| Amount of obligations to be issued: | \$379,500 Bonds |
| SEQRA status: | Type II Action |

A complete copy of the bond resolution summarized above and the SEQRA compliance materials relating thereto 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: September 6, 2012
Carmel, New York

Item #5e - Approval/Budgetary Amendment (12A062)/Commissioner of Finance/Maybrook Bikeway Project was next. On behalf of the members of the Physical Services Committee, Legislators Othmer and Chairwoman LoBue, Legislator Albano moved the following:

RESOLUTION #191

APPROVAL/BUDGETARY AMENDMENT/COMMISSIONER OF FINANCE/MAYBROOK BIKEWAY PROJECT

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (12A062) to fund Metro North Deposit for the Maybrook Bikeway 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:

Increase Estimated Appropriations:

| | | |
|-----------------------------|-------------------------------------|---------------|
| 55997000 53000 50309 | Maybrook Bikeway PIN 8756.84 | 50,000 |
|-----------------------------|-------------------------------------|---------------|

Increase Estimated Revenues:

| | | |
|---------------------------|-----------------------------|----------------|
| 05000 45710C 50309 | Bond Proceeds – 2012 | 379,500 |
|---------------------------|-----------------------------|----------------|

| | | |
|------------------------------|------------------------------|---------------|
| 55997000 448971 50309 | Fed Aid – PIN 8756.84 | 40,000 |
|------------------------------|------------------------------|---------------|

| | | |
|------------------------------|--------------------------------|--------------|
| 55997000 430971 50309 | State Aid – PIN 8756.84 | 5,000 |
|------------------------------|--------------------------------|--------------|

Decrease Estimated Revenues:

| | | |
|---------------------------|------------------------------------|----------------|
| 05000 457101 50309 | Bond Proceeds – Prior Years | 374,500 |
|---------------------------|------------------------------------|----------------|

2012 Fiscal Impact – 0 –

2013 Fiscal Impact – Undetermined Debt Service

BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT. MOTION CARRIES.

Item #5f - Approval/Bond Resolution/New Freedom Grant/County's Share of Construction and Reconstruction of Sidewalks was next. On behalf of the members of the Physical Services Committee, Legislators Othmer and Chairwoman LoBue, Legislator Albano moved the following:

RESOLUTION #192

PUTNAM COUNTY RESOLUTION

EXTRACT OF MINUTES

Meeting of the County Legislature of

the County of Putnam, New York

September 4, 2012

* * *

A regular meeting of the County Legislature of the County of Putnam, New York, was held at the Historic County Courthouse, Gleneida Avenue, Carmel, New York, on September 4, 2012, at 7 o'clock P.M. (Prevailing Time).

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

There were absent: DiCarlo and LoBue.

Also present: Diane Schonfeld – Legislative Clerk

Clement Van Ross – Legislative Counsel

* * *

Legislator Albano offered the following resolution and moved its adoption:

BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED SEPTEMBER 4, 2012, AUTHORIZING THE COUNTY'S SHARE OF THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, THROUGHOUT IN AND FOR SAID COUNTY, AT A MAXIMUM ESTIMATED COST OF \$122,400; AND AUTHORIZING THE ISSUANCE OF \$122,400 BONDS OF SAID COUNTY TO PAY THE COST THEREOF.

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 pay the cost of the County's share of the construction and reconstruction of sidewalks, including incidental expenses and improvements in connection therewith, throughout and in and for said County. The maximum estimated cost thereof, including costs incidental thereto and the financing thereof, is \$122,400 and said amount is hereby appropriated therefor.

Section 2. Said capital project has been determined to be a Type II Action which pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, as such will not result in any significant environmental effects.

Section 3. The plan of financing is by the issuance of \$122,400 bonds of the County to finance 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 4. There are hereby authorized to be issued bonds of the County in the principal amount of \$122,400 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 the "Law").

Section 5. The period of probable usefulness of the class of objects or purposes for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 24 of the Law, is ten (10) years.

Section 6. 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 7. 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 without limitation as to rate or amount. 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 8. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof 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 thereof, 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 9. 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 10. 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 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: SEVEN – Legislators Albano, Birmingham, Gross, Oliverio, Othmer, Tamagna and Chairwoman Conklin.

NOES: NONE

ABSENT: Legislators DiCarlo and LoBue.

EXCUSED: 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. 192 -2012 contained in the foregoing annexed extract from the minutes of a meeting of the County Legislature of said County of Putnam duly called and held on September 4, 2012, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on September 4, 2012 and approved by the County Executive on _____, 2012.

IN WITNESS WHEREOF,

I have hereunto set my hand and affixed the
corporate seal of said County of Putnam this
_____ day of _____, 2012.

(SEAL)

Diane Schonfeld
Clerk to the County Legislature

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on the 4th day of September 4, 2012, 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 SEPTEMBER 4, 2012, AUTHORIZING THE COUNTY'S SHARE OF THE CONSTRUCTION AND RECONSTRUCTION OF SIDEWALKS, THROUGHOUT IN AND FOR SAID COUNTY, AT A MAXIMUM ESTIMATED COST OF \$122,400; AND AUTHORIZING THE ISSUANCE OF \$122,400 BONDS OF SAID COUNTY TO PAY THE COST THEREOF.

Class of objects or purposes:

County's share of the
construction/reconstruction of sidewalks

Period of probable usefulness: Ten (10) years
 Amount of obligations to be issued: \$122,400 Bonds
 SEQRA status: Type II Action

A complete copy of the bond resolution summarized above and the SEQRA compliance materials relating thereto 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: September 6, 2012
 Carmel, New York

Item #5g - Approval/Budgetary Amendment (12A063)/Commissioner of Finance/New Freedom Grant/County's Share of Construction and Reconstruction of Sidewalks was next. On behalf of the members of the Physical Services Committee, Legislators Othmer and Chairwoman LoBue, Legislator Albano moved the following:

RESOLUTION #193

APPROVAL/BUDGETARY AMENDMENT/COMMISSIONER OF FINANCE/NEW FREEDOM GRANT

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (12A063) to allocate funding for the New Freedom Grant for the County's share of the construction and reconstruction of sidewalks; 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:

GENERAL FUND:

Increase Estimated Appropriations:

| | | |
|----------------|--------------------------|--------|
| 10990100 59020 | Transfer to Capital Fund | 23,200 |
|----------------|--------------------------|--------|

Decrease Estimated Appropriations:

| | | |
|----------------|-------------|--------|
| 10199000 54980 | Contingency | 23,200 |
|----------------|-------------|--------|

CAPITAL FUND:

Increase Estimated Appropriations:

| | | |
|----------------------|-------------------------------|---------|
| 55997000 53000 51218 | New Freedom Grant PIN 8823.44 | 728,000 |
|----------------------|-------------------------------|---------|

Increase Estimated Revenues:

| | | |
|-----------------------|----------------------------|--------|
| 59901000 427701 51218 | Transfer from General Fund | 23,200 |
|-----------------------|----------------------------|--------|

| | | |
|--------------------|--------------------|---------|
| 05000 45710C 51218 | Bond Proceeds 2012 | 122,400 |
|--------------------|--------------------|---------|

| | | |
|-----------------------|-----------------------|---------|
| 55997000 445971 51218 | Fed Aid – PIN 8823.44 | 582,400 |
|-----------------------|-----------------------|---------|

2012 Fiscal Impact \$23,200
2013 Fiscal Impact – Undetermined Debt Service

**BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.**

Item #5h - Approval/Lease Renewals/Putnam County Veterans' Residence was next. On behalf of the members of the Physical Services Committee, Legislators Othmer and Chairwoman LoBue, Legislator Albano moved the following:

RESOLUTION #194

APPROVAL/LEASE RENEWALS/PUTNAM COUNTY VETERANS' RESIDENCE

WHEREAS, the County of Putnam is the owner of certain real property, including the building situated thereon, located at 9 Drew Lane, Carmel, New York 10512, which is known as the Putnam County Veterans' Residence; and

WHEREAS, the Putnam County Veterans' Residence is operated as a communal residence for veterans who meet the established eligibility criteria; and

WHEREAS, the County of Putnam previously entered into separate lease agreements with the veterans listed in the attached Schedule "A", for single-residence rooms in the Putnam County Veterans' Residence; and

WHEREAS, said lease agreements expired on July 31, 2012 and the County of Putnam is desirous of renewing same for a period of one (1) year; now therefore be it

RESOLVED, that the County of Putnam approves the renewal of the leases between the County and the veterans listed in the attached Schedule "A"; and be it further

RESOLVED, that the County Executive is authorized to execute renewal lease agreements with the veterans listed in the attached Schedule "A", for said single-residence rooms in the Putnam County Veterans' Residence at the rental amounts listed in the attached Schedule "A", which renewal leases shall be in the form attached hereto as Schedule "B"; and be it further

RESOLVED, that the County Attorney is authorized to take whatever legal action is necessary to effectuate said renewal lease agreements in the manner approved herein and as written.

RESOLVED, this Resolution shall take effect immediately.

**BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.**

**PROTECTIVE SERVICES COMMITTEE
(Chairman Albano, Legislators Gross & Othmer)**

Item #5i - Approval/Budgetary Amendment (12A065)/District Attorney/Asset Forfeiture Program was next. Chairwoman Conklin recognized Legislator Albano, Chairman of the Protective Services Committee. On behalf of the members of the Committee, Legislators Gross and Oliverio, Legislator Albano moved the following:

RESOLUTION #195

APPROVAL/BUDGETARY AMENDMENT/DISTRICT ATTORNEY/ASSET FORFEITURE PROGRAM

WHEREAS, the District Attorney has requested a budgetary amendment (12A065) to utilize a portion of the funds collected from the Asset Forfeiture Program to reimburse the County for the blacktopping of the parking lot used to hold vehicles seized under the Asset Forfeiture Program; and

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

Increase Revenue:

| | | |
|-----------------|---------------------------------|-----------------|
| 10001000 | District Attorney | |
| 427152 | Asset Forfeiture Program | \$10,000 |

Increase Appropriations:

| | | |
|-----------------|--|-----------------|
| 10001000 | District Attorney | |
| 54682 | Asset Forfeiture Program Special Svcs | \$10,000 |

2012 Fiscal Impact – 0 –
2013 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT. MOTION CARRIES.

Item #5j - Approval/Budgetary Amendment (12A066)/Sheriff's Department/Use of T-Commission Funds/Install Security Fence was next. On behalf of the members of the Protective Services Committee, Legislators Gross and Oliverio, Legislator Albano moved the following:

RESOLUTION #196

APPROVAL/BUDGETARY AMENDMENT/SHERIFF'S DEPARTMENT/USE OF T-COMMISSION FUNDS/INSTALL SECURITY FENCE

WHEREAS, the Putnam County Sheriff has requested a budgetary amendment (12A066) to purchase and install a security fence to be used for the storage of vehicles and large items seized; and

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

Increase Revenue:

| | | |
|------------------------|---|-----------------|
| 53197000 426605 | Inmate T Commission Use of Reserve | |
| 51219 | Jail Security Fence | \$25,000 |

Increase Appropriations:

| | | |
|-----------------------|-----------------------------|-----------------|
| 53197000 53000 | Capital Expenditures | |
| 51219 | Jail Security Fence | \$25,000 |

2012 Fiscal Impact – 0 –
2013 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.**

**ECONOMIC DEVELOPMENT & ENERGY COMMITTEE
(Chairman Birmingham, Legislators DiCarlo & Tamagna)**

Item #5k – Approval/Authorization/Chairwoman to Sign Letter of Support/Putnam Arts Council/Grant Application was next. Chairwoman Conklin recognized Legislator Birmingham, Chairman of the Economic Development & Energy Committee. On behalf of the members of the Committee, Legislators DiCarlo and Tamagna, Legislator Birmingham moved the following:

RESOLUTION #197

APPROVAL/AUTHORIZATION/CHAIRWOMAN TO SIGN LETTER OF SUPPORT/PUTNAM ARTS COUNCIL/GRANT APPLICATION

WHEREAS, the Putnam Arts Council has been included as a partner with ArtsWestchester in the application for a \$300,000 matching grant from the New York State Council on the Arts to fund a 2013 Hudson Valley Music in the Air Marketing Program, and

WHEREAS, the Putnam Arts Council has advised that no Putnam Contribution is needed for the matching grant, and

WHEREAS, the Executive Director of the Putnam Arts Council has requested support from the Putnam County Legislature for this grant application, now therefore be it

RESOLVED, that the Chair of the Putnam County Legislature is authorized to send a letter to the Putnam Arts Council supporting the application for the \$300,000 grant from the New York State Council on the Arts.

**BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.**

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

Item #5L - Approval/Authorization/Legislators to Attend September New York State Association of Counties Fall Seminar was next. On behalf of the members of the Audit & Administration Committee, Legislator Birmingham & LoBue, Chairwoman Conklin moved the following:

RESOLUTION #198

APPROVAL/AUTHORIZATION/LEGISLATORS TO ATTEND SEPTEMBER NEW YORK STATE ASSOCIATION OF COUNTIES FALL SEMINAR

WHEREAS, one Legislator and Legislative Counsel have requested permission to attend the New York State Association of Counties Conference to be held in Liverpool, New York in September 2012 for registration and lodging total expenditure of approximately \$631.00 per person; and

WHEREAS, the Audit & Administration Committee has reviewed and approves their requests; now therefore be it

RESOLVED, that one Legislator and Legislative Counsel are authorized to attend the New York State Association of Counties Fall Seminar to be held in Liverpool, New York in September 2012.

BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.

Item #5m - Approval/Budgetary Amendment (12A067)/Coroners/Autopsies was next. On behalf of the members of the Audit & Administration Committee, Legislator Birmingham & LoBue, Chairwoman Conklin moved the following:

RESOLUTION #199

APPROVAL/BUDGETARY AMENDMENT/CORONERS/AUTOPSIES

WHEREAS, the Coordinator of Coroners has requested a budgetary amendment (12A067) to fund an unanticipated increase in mandated autopsies for the remainder of 2012; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Estimated Appropriations:

| | | |
|----------------|-----------|----------|
| 10118500 54151 | Autopsies | \$43,200 |
|----------------|-----------|----------|

Decrease Estimated Appropriations:

| | | |
|----------------|-------------|----------|
| 10199000 54980 | Contingency | \$43,200 |
|----------------|-------------|----------|

2012 Fiscal Impact \$43,200

2013 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.

Item #5n - Approval/Fund Transfer (12T193)/Department of Social Services/Overtime was next. On behalf of the members of the Audit & Administration Committee, Legislator Birmingham & LoBue, Chairwoman Conklin moved the following:

RESOLUTION #200

APPROVAL/FUND TRANSFER/DEPARTMENT OF SOCIAL SERVICES/OVERTIME

WHEREAS, the Department of Social Services has requested a fund transfer (12T193) to cover overtime due to retirement of Caseworker and resignation of Senior Account Clerk in the Medicaid Unit; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

| | | |
|----------------|-------------------|----------|
| 10104000 51000 | Personal Services | \$19,416 |
|----------------|-------------------|----------|

Increase:

| | | |
|----------------|----------|----------|
| 10104000 51093 | Overtime | \$19,416 |
|----------------|----------|----------|

2012 Fiscal Impact – 0 –

2013 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.

Item #5o – Approval/Repeal Resolution #184 of 2012/OTB Memorialization was next. On behalf of the members of the Audit & Administration Committee, Legislator Birmingham & LoBue, Chairwoman Conklin moved the following:

Legislator Tamagna stated that Resolution #184 memorialized Orange County's position on this issue. He stated that the next item on the agenda, Item #5p, looks at the position of the Board, the Executive Director and the need to grow OTB. This is a great opportunity for Putnam County.

RESOLUTION #201

APPROVAL/REPEAL RESOLUTION #184 OF 2012

WHEREAS, by Resolution #184 of 2012 the Putnam County Legislature passed a Resolution requesting the Governor of the State of New York to Veto senate Bill S5054-A and Assembly Bill A7301-B; and

WHEREAS, additional information has been received which gives Putnam County a different prospective on the legislation; and

WHEREAS, the Audit & Administration Committee has reviewed this material and recommends the repealing of Resolution #184 of 2012; now therefore be it

RESOLVED, that the Putnam County Legislature hereby repeals Resolution #184 of 2012.

BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.

Item #5p - Approval/Memorialization/Support 2012 NYS Legislation S5054A/A7301B Adding the Counties of Kings, Queens, Bronx, Richmond and New York to the Thirteen Counties Already Designated for the Catskill Off-Track Betting Region of New York State was next. On behalf of the members of the Audit & Administration Committee, Legislator Birmingham & LoBue, Chairwoman Conklin moved the following:

RESOLUTION #202

**APPROVAL/MEMORIALIZATION/SUPPORT 2012 NYS LEGISLATION S5054A/A7301B
ADDING THE COUNTIES OF KINGS, QUEENS, BRONX, RICHMOND AND NEW YORK TO
THE THIRTEEN COUNTIES ALREADY DESIGNATED FOR THE CATSKILL OFF-TRACK
BETTING REGION OF NEW YORK STATE**

WHEREAS, through participation in the Catskill Off-Track Betting Corporation member counties have received more than \$240 million dollars as their share of wagering activities conducted by the Corporation through 2011; and

WHEREAS, member counties have benefitted by participation in the Catskill Off-Track Betting Corporation, as the ONLY OTB corporation in New York State that has never lost money and has consistently provided revenues for member counties each year, with a national reputation for “best in the nation” distribution as a percentage of handle to member counties; and

WHEREAS, the Catskill Off-Track Betting Corporation has generated more than \$295 million for the support of horse racing in the State of New York; and

WHEREAS, the Catskill Off-Track Betting Corporation has paid over \$43 million to participating counties in the years since 2005; and

WHEREAS, the State has ignored the continuing plight of the Off-Track Betting Corporations and diverted much needed revenues available for participating county governments to prop up failed and failing raceways and racetracks; and

WHEREAS, in 2008, the City of New York determined to shut down the operation of the beleaguered New York City Off-Track Betting Corporation in its objection to onerous provisions of law that contributed to a severe decline of revenues from Off-Track betting for the City of New York; and

WHEREAS, therefore, in 2008 the State of New York took over the operation of the New York City Off-Track Betting Corporation to help preserve jobs and employment for hundreds of OTB workers; and to preserve revenues in support of horse racing and horse race tracks in New York; and

WHEREAS, by 2010 the state government had failed to fix the model to provide sufficient monies for New York City OTB to help to support its operating activities; and authorized New York City OTB to file for bankruptcy protection, and to close down on December 10, 2010; and

WHEREAS, hundreds of long time OTB workers lost their jobs and joined the ranks of the unemployed and hundreds of millions of dollars therefore wagered annually at branch betting centers of the New York City OTB were simultaneously lost to out of state operators and illegal bookmakers in the City of New York; and

WHEREAS, the loss of such hundreds of millions of dollars resulted in a loss of most important revenues formerly generated for the support of horseracing and horse breeding in New York and the entire horse racing industry in New York has suffered economically; and

WHEREAS, on June 21, 2012 the New York State Legislature enacted S5054A/A7301B to authorize the Catskill Off-Track Betting Corporation to extend its business operation to include branch betting centers to be developed in the City of New York for the benefit of participating counties in the Catskill OTB region, to help put displaced New York City OTB employees back to work and to help revive a failing racing industry gasping for breath from the evaporation/displacement of important revenues lost with the ill-conceived closing of New York City OTB; and

WHEREAS, the legislation would add tens (hundreds?) of millions of dollars of sales to the account of Catskill OTB and participating counties in the Catskill Region; and bolster the success of Catskill OTB providing much needed revenues for the participating county governments for years to come; and

WHEREAS, any delay or failure to proceed with this state legislated opportunity will hasten the fall demise of the entire faltering racing industry in New York including the Catskill Off-Track Betting Corporation; now therefore be it

RESOLVED, that the Legislature of the County of Putnam urges the Governor of New York to apply his immediate signature to the legislation S5054A/ A7301B to speed the process of saving an important horse industry in New York State; and be it further

RESOLVED, that a copy of this Resolution be sent to Governor Andrew Cuomo, State Senate Majority Leader Dean Skelos, Assembly Speaker Sheldon Silver, the President of the Catskill Off-Track Betting Corporation and other state representatives as may be usual for the county to appeal to for help.

**BY POLL VOTE: ALL AYES. LEGISLATORS DICARLO & LOBUE WERE ABSENT.
MOTION CARRIES.**

Item #7 – Recognition of Public

There was no one from the public that wished to speak.

Item #8 – Recognition of Legislators

Legislator Tamagna stated that September is also the month to focus on Prostate Awareness and early detection.

Legislator Oliverio stated that 9/11 was a horrific day. If there is a memorial service in your community, he urged everyone to please attend. As long as we remember the individuals who lost their lives, they will never be forgotten.

Legislator Albano stated that we will never forget 9/11. The threat is always out there and we need to be cautious. He also stated that he believes in the recycling efforts in Putnam County.

Reporter Eric Gross requested if the Legislature could adjourn the meeting this evening in memory of Ann Carmody. She was a Public Health Nurse who worked for Putnam County for many years and then went into the private sector with the Putnam Westchester Visiting Nurses Association. She passed away two weeks ago.

There being no further business, at 7:30 P.M., Legislator Birmingham made a motion to adjourn in her memory; seconded by Legislator Oliverio. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.