

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

Tuesday                      January 7, 2014                      7:00 P.M.

The meeting was called to order at 7:15 P.M. by County Clerk Dennis Sant who requested that Board of Election Commissioner, Anthony Scannapieco lead in the Pledge of Allegiance. Upon roll call, Legislators Scuccimarra, Oliverio, Nacerino, Albano, Gross, Castellano, LoBue and Wright were present. Also present was Legislative Counsel Van Ross.

Item #3 – Appointment/Chair/Putnam County Legislature was called first. County Clerk Sant requested nominations from the floor for Chair of the Legislature.

Legislator Castellano made a motion to nominate Legislator Albano for Chair; seconded by Legislators Nacerino and Scuccimarra.

Legislator Casetellano stated that he has worked well with Legislator Albano over the last year and was quite impressed by Legislator Albano's professionalism. He has been a Putnam County businessman for 37 years and has strong roots in the community.

Legislator Oliverio made a motion to nominate Legislator LoBue for Chair; seconded by Legislator Gross.

Legislator Oliverio stated that Legislator LoBue is the second senior Legislator on the Putnam County Legislature. She has been involved with many of the Committees and she also has a business background. He believed that she would bring a very modern and focused vision to the Legislature.

Legislator Gross believed that Legislator LoBue was an independent woman and would do what was best for the County.

County Clerk Sant requested a roll call vote on the first nomination of Legislator Albano.

By Roll Call Vote: Four Ayes – Legislators Albano, Castellano, Nacerino and Scuccimarra. Three Nays – Legislators Gross, LoBue and Oliverio. One Absention – Legislator Wright. Motion Fails.

County Clerk Sant requested a roll call vote on the second nomination of Legislator LoBue.

By Roll Call Vote: Four Ayes – Legislators Gross, LoBue, Oliverio and Wright. Four Nays – Legislators Albano, Castellano, Nacerino and Scuccimarra. Motion Fails.

County Clerk Sant stated that, as the Chairman and Elected Officials, we are representing the people of Putnam County. He asked if the Republican delegates wanted to caucus on this situation.

**Legislator Oliverio made a motion to put forward a compromise and nominated Legislator Gross as Chair of the Putnam County Legislature; seconded by Legislator LoBue.**

**Legislator Oliverio stated that Legislator Gross is going on his third year with the Legislature. He has served on the Town of Southeast as a Councilmember and has served on the School Board. He stated that Legislator Gross has been the epitome of what he believes to be as a very focused individual.**

**By Roll Call Vote: Four Ayes – Legislators Gross, LoBue, Oliverio and Wright. Four Nays – Legislators Albano, Castellano, Nacerino and Scuccimarra. Motion Fails.**

**County Clerk Sant stated that we would set Item #3 aside and move onto Item #4.**

**Item #4 – Appointment/Legislator/District #3/Putnam County Legislature was next. County Clerk Sant requested nominations from the floor to fill the vacancy position of Legislator representing District #3.**

**Legislator Albano made a motion to nominate Louis D. Tartaro; seconded by Legislators Castellano, Gross, Nacerino, Scuccimarra and Wright.**

**Legislator Albano stated that Mr. Tartaro is a former Legislator and has worked on the Town of Kent Board. He believed that Mr. Tartaro would be a good fit for the Legislature. He stated that the people would then decide and cast their vote in the November election.**

**Legislator Oliverio stated that due to the numerous concerns received on this issue from the constituents in the Town of Kent, he requested that the District #3 Legislative seat be kept open.**

**Legislator LoBue stated that Mr. Tartaro is the person nominated by the Republican Committee. She stated that she has known Mr. Tartaro for many years and has worked with him. She stated that Mr. Tartaro is a professional and a gentleman, unfortunately, she will not be able to vote in favor of him this evening because she cannot circumvent the will of the people.**

**Legislator Albano stated that it is very important to have a ninth Legislator. In the first few minutes of this meeting we have already experienced a deadlock on a vote. He did not want to leave that seat open because he believed we would not get anything accomplished. He stated that we want to do what is right for the people of Lake Carmel. He understood that there has been a difference of opinions and that is what the voters will decide in November. He stated that it was our job to do the work that is necessary and therefore he believes it is important to fill this position now.**

**County Clerk Sant concurred. He reminded everyone that one of the best Legislators that we have had in Putnam County was Terry Intrary, who lost the election for Legislator and was then later appointed to fill the vacant seat.**

**RESOLUTION #1**

**APPOINTMENT/LEGISLATOR/DISTRICT #3**

**RESOLVED**, that Louis D. Tartaro be appointed County Legislator to fill the unexpired term of County Legislator Richard T. Othmer, Jr., Legislator from District 3.

**BY ROLL CALL VOTE: SIX AYES. TWO NAYS – LEGISLATORS LOBUE & OLIVERIO. MOTION CARRIES.**

County Clerk Sant congratulated Mr. Louis D. Tartaro and then proceeded to swear him in as County Historian, Denis Castelli held the bible.

Item #3 – Appointment/Chair/Putnam County Legislature was called next. County Clerk Sant requested nominations from the floor for Chair of the Legislature.

Legislator Castellano made a motion to nominate Carl Albano as Legislative Chairman; seconded by Legislator Scuccimarra.

Legislator Oliveira made a motion to nominate Roger Gross as Legislative Chairman; seconded by Legislator LoBue.

County Clerk Sant requested a roll call vote on the first nomination.

## **RESOLUTION #2**

### **APPOINTMENT/CHAIR/PUTNAM COUNTY LEGISLATURE**

**RESOLVED**, that Carl L. Albano be appointed to the position of Chair of the Putnam County Legislature, with all the rights, privileges and duties of the office as set forth in the Putnam County Charter as permitted by law for a period ending December 31, 2014.

**BY ROLL CALL VOTE: FIVE AYES. THREE NAYS – LEGISLATORS GROSS, LOBUE & OLIVERIO. ONE ABSENTION – LEGISLATOR WRIGHT. MOTION CARRIES.**

Item #5 – Appointment/Deputy Chair/Putnam County Legislature was next.

Chairman Albano made a motion to nominate Legislator Nacerino as Deputy Chair; seconded by Legislator Scuccimarra.

Chairman Albano stated that Legislator Nacerino served on the Town Board of Patterson for seven years and six years on the Town of Patterson Zoning Board. He believed that she had the true qualities of a public servant and will continue to be a valuable asset to this Legislature as the Deputy Chair.

Legislator Oliverio made a motion to nominate Legislator Gross as Deputy Chair; seconded by Legislator LoBue.

Legislator Oliverio stated that Legislator Gross also has an extensive background of public service on the town level, school board and his years serving as Legislator.

Legislator LoBue concurred. She stated that Legislator Gross is levelheaded, fair-minded and worked well with everyone. She believed these were qualities needed to bring everyone together.

Chairman Albano requested a roll call vote on the first nomination.

**RESOLUTION #3**

**APPOINTMENT/DEPUTY CHAIR/PUTNAM COUNTY LEGISLATURE**

**RESOLVED**, that Ginny Nacerino be appointed to the position of Deputy Chair of the Putnam County Legislature, with all the rights privileges and duties of the office as set forth in the Putnam County Charter, as permitted by law for a period ending December 31, 2014.

**BY ROLL CALL VOTE: SIX AYES. THREE NAYS – LEGISLATORS GROSS, LOBUE & OLIVERIO. MOTION CARRIES.**

Item #6 – Appointment/Legislative Clerk was called next. Legislator Nacerino moved the following; seconded by Legislators Gross, LoBue and Scuccimarra.

**RESOLUTION #4**

**APPOINTMENT/LEGISLATIVE CLERK**

**RESOLVED**, that Diane Schonfeld be appointed to the position of Legislative Clerk, with all the rights, privileges and duties of the Office as set forth in the Putnam County Charter, as permitted by law for a three-year term period ending December 31, 2016.

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

Item #7 – Adoption of Legislative Manual was next. Chairman Albano moved the following; seconded by Legislator LoBue.

**RESOLUTION #5**

**ADOPTION OF LEGISLATIVE MANUAL**

**WHEREAS**, Section 2, Sub-division B(e) of the Legislative Manual requires that the Legislature adopt annually its Legislative Manual, including any amendments incorporated therein; now therefore be it

**RESOLVED**, that the Putnam County Legislature adopts the annexed Legislative Manual for the year 2014.

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

Item #8 – Adoption of Legislative Calendar was next. Legislator Oliverio moved the following; seconded by Legislator LoBue.

Legislator Oliverio stated that last year the Full Meetings were held on the first Wednesday of the month. He expressed that he wanted the Full Legislative Meetings to go back to being held on the first Tuesday of the month. This would allow another day during the month for a Committee Meeting to be held.

**RESOLUTION #6**

**ADOPTION OF LEGISLATIVE CALENDAR**

**WHEREAS, the Legislative Manual for the Legislature of the County of Putnam provides that annually the Legislative Calendar shall be adopted and promulgated by the Clerk of the Legislature, that the Legislature meets on the first Tuesday of each and every month thereof, except where noted; now therefore be it**

**RESOLVED, that the following schedule be adopted as to Regular Meeting dates of the Putnam County Legislature for the year 2014:**

<b>Tuesday</b>	<b>January 7, 2014</b>
<b>Wednesday</b>	<b>February 5, 2014</b>
<b>Tuesday</b>	<b>March 4, 2014</b>
<b>Tuesday</b>	<b>April 1, 2014</b>
<b>Tuesday</b>	<b>May 6, 2014</b>
<b>Tuesday</b>	<b>June 3, 2014</b>
<b>Tuesday</b>	<b>July 1, 2014</b>
<b>Tuesday</b>	<b>August 5, 2014</b>
<b>Tuesday</b>	<b>September 2, 2014</b>
<b>Tuesday</b>	<b>October 7, 2014</b>
<b>Wednesday</b>	<b>November 5, 2014</b>
<b>Tuesday</b>	<b>December 2, 2014</b>

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

**Item #9 – Designation of Official Newspaper was next. Chairman Albano moved the following; seconded by Legislator Nacerino.**

**RESOLUTION #7**

**DESIGNATION OF OFFICIAL NEWSPAPER**

**RESOLVED, that pursuant to Section 2.04 (k) of the Putnam County Charter, the following newspaper, to wit:**

**Putnam County Press**

**is hereby designated as an official newspaper of the County of Putnam for the publication of all concurrent resolutions, election notices, official canvasses, enactments and other matters required by law to be published for the year 2014.**

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

**Item #10 – Designation of Official Newspaper was next. Chairman Albano moved the following; seconded by Legislator Nacerino.**

**RESOLUTION #8**

**DESIGNATION OF OFFICIAL NEWSPAPER**

**RESOLVED, that pursuant to Section 2.04 (k) of the Putnam County Charter, the following newspaper, to wit:**

**Putnam County Courier**

**is hereby designated as an official newspaper of the County of Putnam for the publication of all concurrent resolutions, election notices, official canvasses, enactments and other matters required by law to be published for the year 2014.**

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

**Item #11 – Designation of Official Newspaper was next. Legislator Gross moved the following; seconded by Legislator Scuccimarra.**

**RESOLUTION #9**

**DESIGNATION OF OFFICIAL NEWSPAPER**

**RESOLVED, that pursuant to Section 2.04 (k) of the Putnam County Charter, the following newspaper, to wit:**

**Putnam County News & Recorder**

**is hereby designated as an official newspaper of the County of Putnam for the publication of all concurrent resolutions, election notices, official canvasses, enactments and other matters required by law to be published for the year 2014.**

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

**Item #12 – Permission for Legislature to Attend Conferences, Seminars & Official Business for the County was next. Legislator Nacerino moved the following; seconded by Legislator Oliverio.**

**RESOLUTION #10**

**PERMISSION FOR LEGISLATURE TO ATTEND CONFERENCES, SEMINARS & OFFICIAL BUSINESS OF THE COUNTY**

**RESOLVED, that Legislators and Legislative Staff be reimbursed for reasonable expenses incurred while attending conferences, seminars and official business of the County for the year 2014 for any such event costing under \$200.00. Any such event costing over \$200.00 will require the affirmative vote of a majority of the Legislature.**

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

**Item #13 – Authorization for County Auditor to Approve Erroneous Assessments Under \$2,500 was next. Legislator Oliverio moved the following; seconded by Legislator LoBue.**

**RESOLUTION #11**

**AUTHORIZATION FOR COUNTY AUDITOR TO APPROVE ERRONEOUS ASSESSMENTS UNDER \$2,500**

**WHEREAS, Chapter 515 of the Laws of 1997 authorizes a tax levying body, by resolution, to delegate to an official who is empowered to authorize the payment of bills without prior audit by such board, the authority to perform the duties of the tax levying body as specified in Section 556(8) of the Real Property Tax Law; now therefore be it**

**RESOLVED, that the County Legislature hereby delegates to the County Auditor the authority to review and approve applications for refunds of taxes due to erroneous assessments, whether by clerical error or unlawful entry, and where the recommended refund is \$2,500 or less; and be it further**

**RESOLVED, that pursuant to statute, this authority shall expire on December 31, 2014.**

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

**Item #14 – Appointment/Legislative Representative/Cooperative Extension Board was next.**

**Chairman Albano requested that this appointment be tabled to the next Full Meeting; seconded by Legislator Oliverio. All in favor.**

**APPOINTMENT/LEGISLATIVE REPRESENTATIVE/COOPERATIVE EXTENSION BOARD**

**RESOLVED, that \_\_\_\_\_ be appointed as the Legislative Representative to the Cooperative Extension Board for a period of one year, said term to expire on December 31, 2014.**

**Item #15 – Appointment/Legislative Representative/Jury Board was next. Chairman Albano moved the following; seconded by Legislator Oliverio.**

**RESOLUTION #12**

**APPOINTMENT/LEGISLATIVE REPRESENTATIVE/JURY BOARD**

**RESOLVED, that Roger Gross be appointed Legislative Representative to the Putnam County Jury Board for a period of one year, said term to expire on December 31, 2014.**

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

**Item #16 – Appointment/Legislative Representative/Region 3 Forest Practice Board was next. Chairman Albano moved the following; seconded by Legislator Nacerino.**

**RESOLUTION #13**

**APPOINTMENT/LEGISLATIVE REPRESENTATIVE/REGION 3 FOREST PRACTICE BOARD**

**RESOLVED**, that Barbara Scuccimarra be appointed Legislative Representative to the Region 3 Forest Practice Board for a period of one year, said term to expire on December 31, 2014.

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

**Item #17 – Appointment/Legislative Representatives/Putnam County Soil & Water Conservation District Board was next. Chairman Albano moved the following; seconded by Legislator Oliverio.**

**RESOLUTION #14**

**APPOINTMENT/LEGISLATIVE REPRESENTATIVES/PUTNAM COUNTY SOIL & WATER CONSERVATION DISTRICT BOARD**

**RESOLVED**, that Carl Albano and Barbara Scuccimarra be appointed Legislative Representatives to the Putnam County Soil & Water Conservation District Board for a one year term, said term to expire December 31, 2014.

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

**Item #18 – Appointment/Legislative Representative/Records Management Board was next. Chairman Albano moved the following; seconded by Legislator Oliverio.**

**RESOLUTION #15**

**APPOINTMENT/LEGISLATIVE REPRESENTATIVE/RECORDS MANAGEMENT BOARD**

**RESOLVED**, that Ginny Nacerino be appointed Legislative Representative to the Records Management Board for a one year period, said term to expire December 31, 2014.

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

**Item #19 – Appointment/Legislative Representatives/Putnam County Board of Health was next. Chairman Albano moved the following; seconded by Legislator Nacerino.**

**RESOLUTION #16**

**APPOINTMENT/LEGISLATIVE REPRESENTATIVES/PUTNAM COUNTY BOARD OF HEALTH**

**RESOLVED**, that Sam Oliverio, Jr. be appointed as Legislative Representative to the Putnam County Board of Health for a period of one year, said term to expire December 31, 2014; and be it further



**RESOLVED, that Louis D. Tartaro will serve as an Alternate to the Putnam County Board of Health for a period of one year, said term to expire December 31, 2014.**

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

**Item #20 – Appointment/Legislative Representative/Putnam County Agricultural and Farmland Protection Board was next. Chairman Albano moved the following; seconded by Legislator Nacerino.**

**RESOLUTION #17**

**APPOINTMENT/LEGISLATIVE REPRESENTATIVE/PUTNAM COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD**

**RESOLVED, that Dini LoBue be appointed as the Legislative Representative to the Agricultural and Farmland Protection Board for a period of one year, said term to expire on December 31, 2014.**

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

**Item #21 – Appointment/Putnam County Representative/Catskill Regional Off-Track Betting Corporation Board was next. Chairman Albano moved the following; seconded by Legislators Oliverio and Wright.**

**RESOLUTION #18**

**APPOINTMENT/PUTNAM COUNTY REPRESENTATIVE/CATSKILL REGIONAL OFF-TRACK BETTING CORPORATION BOARD**

**RESOLVED, that Vincent Tamagna be appointed as the Putnam County representative to the Catskill Regional Off-Track Betting Corporation Board, for a one year term, said term to expire on December 31, 2014.**

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

**Item #22 – Appointment/Legislative Representative/Fish & Wildlife Management Board was next. Chairman Albano moved the following; seconded by Legislator Oliverio.**

**RESOLUTION #19**

**APPOINTMENT/LEGISLATIVE REPRESENTATIVE/FISH & WILDLIFE MANAGEMENT BOARD**

**RESOLVED, that Barbara Scuccimarra be appointed as Legislative Representative on the Fish and Wildlife Management Board, for a one- year term to expire on December 31, 2014.**

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

**Item #23 – Approval/Appointment/Law Library Board was next. Chairman Albano moved the following; seconded by Legislators Tartaro and Gross.**

**RESOLUTION #20**

**APPROVAL/APPOINTMENT/LAW LIBRARY BOARD**

**RESOLVED, that Ginny Nacerino be appointed to the Law Library Board for a one (1) year term, said term to expire December 31, 2014; and be it further**

**RESOLVED, that Dini LoBue shall serve as an Alternate to the Law Library Board for a one (1) year term, said term to expire December 31, 2014.**

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

**Item # 24 - Appointment/Legislative Liaison/Veterans Affairs was next. Chairman Albano moved the following; seconded by Legislator Oliverio.**

**RESOLUTION #21**

**APPOINTMENT/LEGISLATIVE LIAISON/VETERANS AFFAIRS**

**RESOLVED, that Roger Gross be appointed Legislative Liaison for Veterans Affairs for a period of one year, said term to expire December 31, 2014; and be it further**

**RESOLVED, that Ginny Nacerino shall serve as an Alternate as Legislative Liaison for Veterans Affairs for a period of one year, said term to expire December 31, 2014.**

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

**Item #25 – Appointment/Jail Physician was next. Legislator Wright moved the following; seconded by Legislators LoBue, Oliverio and Scuccimarra.**

**RESOLUTION #22**

**APPOINTMENT/JAIL PHYSICIAN**

**RESOLVED, that Michael Nesheiwat be appointed Jail Physician for a period of one year, said term to expire December 31, 2014.**

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

**Item #26 – Approval/Authorization/Legislators to Attend February New York State Association of Counties Conference was next. Legislator Oliverio moved the following; seconded by Legislator Gross.**

**RESOLUTION #23**

**APPROVAL/AUTHORIZATION/LEGISLATORS TO ATTEND FEBRUARY NEW YORK STATE ASSOCIATION OF COUNTIES CONFERENCE**

WHEREAS, eight Legislators and Legislative Counsel have requested permission to attend the New York State Association of Counties Conference to be held in Albany, New York in February 2014 for registration and lodging total expenditure of approximately \$669 per person; and

WHEREAS, the Putnam County Legislature has reviewed and approves their requests; now therefore be it

RESOLVED, that eight Legislators and Legislative Counsel are authorized to attend the New York State Association of Counties Conference to be held in Albany, New York in February 2014.

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

Item #27 – Approval/Purchasing Department/Identifying Individuals Responsible for Purchasing was next. Legislator Oliverio made a motion to move the following; seconded by Legislators Gross and LoBue.

**RESOLUTION #24**

**APPROVAL/PURCHASING DEPARTMENT/IDENTIFYING INDIVIDUALS RESPONSIBLE FOR PURCHASING**

WHEREAS, Section 140-1.5 of the Putnam County Code (Procurement Policy) requires the Legislature to annually identify the individuals responsible for purchasing and their respective titles; now therefore be it

RESOLVED, that the Putnam County Legislature re-affirms the County's Procurement Policy as contained in Chapter 140 of the Putnam County Code and identifies the following individuals and their respective titles as the individuals responsible for purchasing:

- a. Alessandro Mazzotta, Director of Purchasing
- b. Cynthia Ann Jaffre, Principal Account Clerk
- c. Elizabeth Duffy-Rau, Project Coordinator
- d. Michele Pinto, Account Clerk

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

Item #28 - Approval/Appointment/Putnam County Board of Electrical Examiners was next. Legislator Oliverio made a motion to move the following; seconded by Legislator Nacerino.

**RESOLUTION #25**

**APPROVAL/APPOINTMENT/PUTNAM COUNTY BOARD OF ELECTRICAL EXAMINERS**

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

**Carmine A. Ricci Jr., Town of Philipstown, as (D1) Master Electrician, for a three year term, said term to expire December 31, 2016.**

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

**Item #29 – Approval/Grant Application/ Office For Aging/National Council on Aging’s Senior SNAP Enrollment Initiative was next. Legislator Oliverio made a motion to move the following; seconded by Legislator Nacerino.**

**RESOLUTION #26**

**APPROVAL/GRANT APPLICATION OFFICE FOR AGING**

**WHEREAS, section 5-1 (D) of the Putnam County Code requires that all grant applications be approved by the County Legislature before submission, however in the case where time is of the essence where Legislative approval is not possible before submission the Legislature shall consider grant approval at its next Full Legislature Meeting, and**

**WHEREAS, the Office for Aging has indicated its desire to apply for a \$10,000 grant for the National Council on Aging Senior SNAP Enrollment Initiative to sign up 200 eligible seniors in Putnam County for food stamps, and**

**WHEREAS, there is no required County Match for this grant, and**

**WHEREAS, the application deadline for this grant is January 6, 2014 with a letter of intent to submit a grant under this program due December 20, 2013, and**

**WHEREAS, the Audit Committee has reviewed this request and approved this application and the letter of intent due December 20, 2013, now therefore be it**

**RESOLVED, that the Putnam County Legislature authorizes and approves of the Office for Aging’s application for a \$10,000 grant under National Council on Aging Senior SNAP Enrollment Initiative.**

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

**Item #30 – Approval/Local Law to Amend Article 7, Section 7.04 of the Putnam County Charter entitled “Financial Control” was next. Legislator Gross moved the following; seconded by Legislators LoBue and Nacerino.**

**Legislator Wright believed that it was not the best idea to extend the dates that have been already set by Charter. He recognized that there were time constraints with getting the budget through the approval process. However, he believed that it was bad policy to set the outside date, when the Legislature approves the budget, to a date that could be just hours before a County Executive’s tentative budget becomes law automatically. He believed that the dates should not change.**

**Legislative Counsel Van Ross stated we have taken a couple extra days where the Legislature needs to act and moved it to where the Legislative Committees need to act. He stated that last year during the budget process, it was very difficult trying to schedule all the Committee meetings in such a tight schedule. He stated that the Adoption meeting was held on October 30, 2013 which was past the required October 28, 2013 date in the law.**

Legislator Oliverio stated that Legislator Nacerino just mentioned to him which he believed was a great idea and that would be to table this item back to the Rules Committee meeting for further review.

Legislator Nacerino believed that Legislator Wright brought up some valid concerns.

Legislator Nacerino made a motion to table this item to the Rules Committee; seconded by Legislator Oliverio. All in favor.

**APPROVAL/LOCAL LAW TO AMEND ARTICLE 7, SECTION 7.04 OF THE PUTNAM COUNTY CHARTER ENTITLED "FINANCIAL CONTROL"**

**A Local Law to Amend Article 7, Section 7.04 of the Putnam County Charter entitled "Financial Control"**

**Be it Enacted by the County Legislature of the County of Putnam as follows:**

**Section 1.**

Article 7, Section 7.04(A)(5)(b) of the Putnam County Charter is hereby amended to read as follows:

(b) The tentative budget shall be filed with the Clerk of the County Legislature on or before the first (1<sup>st</sup>) day of October and posted on the County's internet website by close of the following business day. The tentative budget shall include such information and detail as may be requested by the County Legislature pursuant to § 7.04(A)(2).

**Section 2.**

Article 7, Section 7.04(B)(1) of the Putnam County Charter is hereby amended to read as follows:

1. **Submission to the County Legislature.** The Clerk of the County Legislature, upon receipt of the tentative budget from the County Executive as provided in § 7.04(A)(5)(b), shall transmit a copy of said tentative budget to each legislator and cause copies to be printed and made available to the public pursuant to the New York State Freedom of Information Law.

**Section 3.**

Article 7, Section 7.04(B)(3) of the Putnam County Charter is hereby amended to read as follows:

3. **Review by the Budget and Finance Committee.** The Budget and Finance Committee of the County Legislature shall conduct a public hearing on the tentative budget as submitted by the County Executive. The County Executive and the Commissioner of Finance shall be present to answer questions about the tentative budget. The Budget and Finance Committee shall then review the tentative budget submitted by the County Executive and shall file a report with the Clerk of the County Legislature on or before the twenty-fourth (24<sup>th</sup>) day of October and post it on the County's internet website by close of the following business day. The report shall set forth any proposed changes, alterations or revisions to the tentative budget, including any recommendations made by

the Budget and Finance Committee. Copies of the report shall be made available to the public.

#### **Section 4.**

Article 7, Section 7.04(B)(4) of the Putnam County Charter is hereby amended to read as follows:

4. Public Hearing by the County Legislature. On or before the twenty-sixth (26) day of October, the County Legislature shall conduct a public hearing on the tentative budget submitted by the County Executive and the report of the Budget and Finance Committee of the County Legislature.

#### **Section 5.**

Article 7, Section 7.04(B)(5) of the Putnam County Charter is Hereby amended to read as follows:

Legislative Action after the Public Hearing. Following completion of the public hearing by the County Legislature and prior to the thirty-first (31<sup>st</sup>) day of October, the Chair of the County Legislature shall convene a regular or special meeting of the County Legislature to consider for adoption the annual operating budget. The County Legislature, by resolution, may change, alter and revise the tentative budget by striking items of appropriations or anticipated revenues from the tentative budget or reduce items therein, excepting appropriations required by law for debt service, or add to or increase all such appropriations or revenue items in such budget. The County Legislature shall state separately and distinctly any change, alteration or revision made to the tentative budget and provide along with the budget it adopts a legislative memorandum detailing its amendments to the tentative budget.

#### **Section 6.**

This Local Law shall take effect immediately.

Item #31 – Approval/Fund Transfer (14T001)/County Historian/Personnel was next. Legislator Gross made a motion to move the following; seconded by Chairman Albano.

Legislator LoBue stated that this was discussed in Committee. She stated that it was outside of the budget process and therefore would be voting “no”.

Chairman Albano stated that apparently this was missed during the budget process. He believed it was a minor change. These individuals have worked in that Department for a long time and there were no additional monies needed and no real fiscal impact.

Legislator Scuccimarra concurred.

Legislator Nacerino stated that she would also be supporting this request. She stated that she was very cognizant that we should adhere to the budget process; however, in this case consideration is warranted because she believed that it was an oversight.

Legislator Oliverio concurred with Legislator LoBue that this was outside of the budget process; however, the County Historian came before the Committee and explained how the mistake was made. Therefore, he stated that he would support this request.

Legislator Gross believed that this was more of an alignment issue. There was no fiscal impact. He stated that he would support the request.

Legislator Wright stated that he understood the explanation that there is no fiscal impact for the current year; however, he failed to understand how the creation of two permanent CSEA positions moving forward have no fiscal impact. He stated that his concern is more with the integrity of the wording of the resolution indicating that it has no fiscal impact.

Legislator Oliverio stated that there is no fiscal impact for the current budget year.

Legislator Castellano stated that this item was addressed by the Audit Committee at the end of the year. It could not be approved in 2013 because it had to do with the 2014 budget year. The County Historian explained the mistake during the budget process. He stated that we removed the amount in the temporary line of \$38,025 and placed it in the personnel line. It was explained to us that these long time hourly employees would move to a CSEA position as part time employees. They would now be entitled to Vision & Dental Insurance, but not Health Insurance. He stated that there was no fiscal impact for this year.

Legislator Wright stated that the resolution states that there is no fiscal impact for 2015 as well. He was more troubled by the wording of the resolution than the substance of it. He believed that it was not legislatively honest in the resolution to say that it doesn't have a fiscal impact. It has to have a fiscal impact in years going forward being that they are two permanent CSEA positions.

County Auditor Sharkey suggested changing the 2015 Fiscal Impact from 0 to Unkown.

#### RESOLUTION #27

#### APPROVAL/FUND TRANSFER (14T001)/COUNTY HISTORIAN/PERSONNEL

WHEREAS, the County Historian has requested a fund transfer (14T001) to provide funding for two temporary positions to become permanent Part-time budgeted positions effective 01/01/14; 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:**

10751000 51094	Temporary	38,025
10751000 52130	Computer Equipment	1,500
10751000 54310	Office Supplies	1,000
10751000 54313	Books & Supplements	<u>695</u>
		41,220

**Increase:**

10751000 51000	Personnel	38,946
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10751000 58002	Social Security	70
10751000 58006	Dental	1,854
10751000 58009	Vision	<u>350</u>
		41,220

2014 Fiscal Impact – 0 –  
2015 Fiscal Impact – Unknown

**BY POLL VOTE: SEVEN AYES. TWO NAYS – LEGISLATORS LOBUE & WRIGHT.  
MOTION CARRIES.**

**Item #32 – Other Business.**

**There was no other business submitted to the meeting.**

**Item #33 – Recognition of Public**

**There were no members of the public that wished to speak.**

**Item #34 – Recognition of Legislators**

**There were no members of the Legislature that wished to speak.**

**At 8:02 p.m., Chairman Albano made a motion to go into executive session to confer with the County Attorney on possible litigation matters; seconded by Legislator Castellano. Eight Ayes. Legislator Wright stated that he would not be attending the executive session.**

**At 8:22 p.m., Chairman Albano made a motion to come out of executive session; seconded by Legislator Castellano. All in favor.**

**No action was taken.**

**There being no further business, at 8:22 P.M., Chairman Albano made a motion to adjourn; seconded by Legislator Gross. All in favor.**

**Respectfully submitted by Diane Schonfeld, Clerk.**