

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

Tuesday August 1, 2023 7:00 P.M.

The meeting was called to order at 7:00 P.M. by Chairman Jonke who requested Legislator Sayegh lead in the Pledge of Allegiance and Legislator Nacerino lead in the Legislative Prayer. Upon roll call, Legislators Gouldman, Nacerino, Ellner, Castellano, Sayegh, Crowley and Chairman Jonke were present. Legislator Montgomery arrived at 7:02 P.M. Legislator Addonizio was absent. Also present was Legislative Counsel Firriolo.

PROCLAMATION

Overdose Awareness Day

Chairman Jonke recognized Legislator Ellner who presented the “Overdose Awareness Day proclamation to Victoria Metz from the Prevention Council of Putnam, Co-Chairperson of Friends of Recovery, and Founder of Run 4 Recovery and Mark Loftus Co-Founder of Run 4 Recovery.

WHEREAS, Putnam County does affirm and acknowledge the harm and hardship caused by drug overdose; and

WHEREAS, we recognize the purpose of International Overdose Awareness Day as remembering loved ones lost to overdose and ending the stigma of drug-related deaths; and

WHEREAS, we resolve to play our part in reducing the toll of overdose in our community, which claimed the lives of 25 Putnam County Residents last year together with countless more affected forever; and

WHEREAS, we affirm that the people affected by overdose are our sons and daughters, our mothers and fathers, our brothers and sisters, and deserving of our love, compassion and support; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim August 31, 2023, as International Overdose Awareness Day in Putnam County.

Item #4 – Acceptance of Minutes – Regular Meeting – June 6, 2023

Public Hearing – Agricultural Dist. – July 5, 2023

The minutes were accepted as submitted.

Item #5 – Correspondence

a) County Auditor

There was no activity during this reporting period.

Item #6 – Pre-filed resolutions:

**PERSONNEL COMMITTEE
(Chairman Jonke, Legislators Castellano & Nacerino)**

Item #6a – Approval/ Budgetary Amendment (23A042)/ Health Department/ Public Health Infrastructure, Workforce, and Data Systems Grant/ Personnel & Temporary was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Nacerino, Chairman Jonke moved the following:

RESOLUTION #156

APPROVAL/ BUDGETARY AMENDMENT (23A042)/ HEALTH DEPARTMENT/ PUBLIC HEALTH INFRASTRUCTURE, WORKFORCE, AND DATA SYSTEMS GRANT/ PERSONNEL & TEMPORARY

WHEREAS, February 2023, the New York State Department of Health announced the Public Health Infrastructure, Workforce, and Data System Grant; and

WHEREAS, the Putnam County Department of Health was awarded \$692,296 over a five (5) year period through Health Research Incorporated (HRI) for the purpose of strengthening the workforce and foundational capabilities of the County Public Health Department; and

WHEREAS, at the May 9, 2023 Health, Social, Educational & Environmental Committee meeting, Supervising Public Health Educator Shanna Siegel provided a presentation on said grant award; and

WHEREAS, the current grant period is from 12/1/2022 through 11/30/2027; and

WHEREAS, Interim Commissioner of Health Dr. Michael Nesheiwat has requested a budgetary amendment (23A042) to account for this grant award; and

WHEREAS, the Health Department is budgeting for a full-time Public Health Data and Informatics Specialist position at \$79,031 with a 2% COLA raise per year, and a part-time Quality Improvement/ Performance Management (QIPM) Coordinator position at 21 hours per week, at an hourly rate of \$43.42; and

WHEREAS, the expected start date for both positions is approximately 10/01/23; and

WHEREAS, in addition to salaries and benefits, funding for training and education has been included within this amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

Increase Estimated Appropriations:

26401001 51000 10205 (66108)	Personnel Services – Public	
	Health Data & Informatics Specialist	19,758
26401001 51094 10205	Temporary	11,854
26401001 54640 10205	Education & Training	1,000
26401001 58001 10205	Retirement	1,853
26401001 58002 10205	FICA	2,418
26401001 58004 10205	Workers Comp	241
26401001 58006 10205	Dental	499
26401001 58011 10205	Health Insurance	2,223
26401001 58012 10205	Vision	22
		<u>39,868</u>

Increase Estimated Revenues:

26401001 444892 10205	Public Health Infrastructure Grant	39,868
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2024 Fiscal Impact – 0 –

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

Item #6b – Approval/ Fund Transfer (23T158)/ Department of Social Services/ Health Insurance was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Nacerino, Chairman Jonke moved the following:

RESOLUTION #157

APPROVAL/ FUND TRANSFER (23T158)/ DEPARTMENT OF SOCIAL SERVICES/ HEALTH INSURANCE

WHEREAS, the Commissioner of Social Services has requested a fund transfer (23T158) to provide Health Insurance coverage for Sr. Clerk position due to change in hours from 25 hours per week to 30 hours per week effective 10/1/23 to be proposed in the Child Advocacy Center’s (CAC) Office of Children and Family Services (OCFS) grant renewal for the period 10/1/23 – 9/30/24; and

WHEREAS, said position is split 75% (CAC) and 25% Social Services (DSS); and WHEREAS, the Personnel Committee and the Audit & Administration Committee have reviewed and approved said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:

22070000 51000 601303102	CAC Pers. Services	
	Sr. Clerk – beginning 10/1/23	2,165
22070000 58002 601303102	CAC FICA – 10/1/23	18
10102000 51000 601002126	DSS Pers. Services	
	CPS Caseworker – 10/1/23	<u>2,952</u>
		5,135

Increase:

22070000 58008 601303102	CAC – Health Ins.	2,183
10102000 51000 601303102	DSS – Pers. Services	<u>2,952</u>
		5,135

2023 Fiscal Impact – 0 –
2024 Fiscal Impact \$6,924

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

Item #6c – Approval/ Fund Transfer (23T162)/ Youth Bureau/ Temporary was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Nacerino, Chairman Jonke moved the following:

RESOLUTION #158

APPROVAL/ FUND TRANSFER (23T162)/ YOUTH BUREAU/ TEMPORARY

WHEREAS, the Executive Director of the Youth Bureau, Janeen Cunningham, has requested a fund transfer (23T162) to cover the salary of a Part-Time Temporary employee beginning Monday, August 14, 2023 through Friday, December 29, 2023 covering for a Full-Time Youth Program Specialist out on maternity leave; and

WHEREAS, the employee rate will be \$20.00 an hour for 20 weeks totaling \$11,200 for that period; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10731000 51000 10112	Pers. Serv – Youth Deputy Director	11,200
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Increase:

10731000 51094	Temporary – Youth 8/14/23-12/29/23	11,200
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2023 Fiscal Impact – 0 –

2024 Fiscal Impact – 0 –

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

Item #6d – Approval/ Fund Transfer (23T189)/ Planning Department and Soil & Water/ Education & Training, Travel and Chargeback Automotive was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Nacerino, Chairman Jonke moved the following:

RESOLUTION #159

APPROVAL/ FUND TRANSFER (23T189)/ PLANNING DEPARTMENT AND SOIL & WATER/ EDUCATION & TRAINING, TRAVEL AND CHARGEBACK AUTOMOTIVE

WHEREAS, the Administrative Director of the Planning Department has requested a fund transfer (23T189) to increase the Education & Training lines in Planning and Soil & Water to attend a conference and to increase the Soil & Water Travel and Chargeback Automotive lines; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10802000 51000 (10101)	Personnel – Commissioner of Planning	5,000
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Increase:

10802000 54640	Planning – Education & Training	2,000
10874500 54640	Soil & Water - Education & Training	2,000
10874500 54675	Soil & Water – Travel	500
10874500 55370	Soil & Water – Chgback Auto	<u>500</u>
		5,000

2023 Fiscal Impact – 0 –
2024 Fiscal Impact – 0 –

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

**PHYSICAL SERVICES COMMITTEE
(Chairman Gouldman, Legislators Castellano & Montgomery)**

Item #6e – Approval/ Budgetary Amendment (23A045)/ Public Works/ State of Emergency Storm Damage 7/9/23 was next. Chairman Jonke recognized Legislator Gouldman, Chairman of the Physical Services Committee. On behalf of the members of the Committee, Legislators Castellano and Montgomery, Legislator Gouldman moved the following:

Chairman Jonke explained that these funds are in response to the severe storms we had last month in order to get the repairs done as quickly as possible. He stated that the County will be reimbursed in the future.

RESOLUTION #160

APPROVAL/ BUDGETARY AMENDMENT (23A045)/ PUBLIC WORKS/ STATE OF EMERGENCY STORM DAMAGE 7/9/23

WHEREAS, due to the recent storm on 7/9/23, and the associated flood damage throughout Putnam County, the Administrative Director of the Department of Public Works Thomas Feighery has implemented emergency measures to repair and reopen various County Roads to ensure the safety of vehicular traffic; and

WHEREAS, an allocation of \$1 million has been requested with budgetary amendment (23A045) to cover initial costs associated with said work; and

WHEREAS, engineers (internal and external) have been assigned to conduct a full damage assessment which is ongoing at this point; and

WHEREAS, once this assessment is completed, the Department will have a more comprehensive and accurate damage report, along with the costs associated with the entirety of the required repair work; and

WHEREAS, it is anticipated that the overall amount will exceed the original allocation; and

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

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Appropriations:

10990100 59020 52309	Transfer Out – Capital Fund	1,000,000
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Increase Estimated Revenues:

10131000 424011	Interest & Earnings	1,000,000
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CAPITAL FUND:

Increase Appropriations:

55197000 53000 52309 State of Emergency Damage 7/09/23 1,000,000

Increase Estimated Revenues:

55197000 428601 52309 Transfer In – General Fund 1,000,000

2023 Fiscal Impact – 0 -

2024 Fiscal Impact – 0 -

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

Item #6f – Approval/ Budgetary Transfer (23T153)/ Public Works/ Capital Projects/ Close Out CP Projects was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Montgomery, Legislator Gouldman moved the following:

Legislator Castellano explained that this is a savings of \$42,558.67 which can be used for future projects.

RESOLUTION #161

APPROVAL/ BUDGETARY TRANSFER (23T153)/ PUBLIC WORKS/ CAPITAL PROJECTS/ CLOSE OUT CP PROJECTS

WHEREAS, the Administrative Director of the Department of Public Works Thomas Feighery has requested a budgetary transfer (23T153) to close out various CP projects and transfer the remaining funds back to the County Facility Renovations account; and

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

CAPITAL FUND:

Decrease Estimated Appropriations:

55197000 531901 51509	CP1901 – Computer Upgrade – Highway	353.17
55197000 531902 51509	CP1902 – Jail Lighting – Sheriff	115.00
55197000 531908 51509	CP1908 – Demolish the Blue House	5,715.39
55197000 532101 51509	CP2101 – Generators 121 Main	20,048.11
55197000 532102 51509	CP2102 – Door Repl Sheriff Jail	5,332.00
55197000 532104 51509	CP2104 – Storm Debris	<u>10,995.00</u>
		42,558.67

Increase Estimated Appropriations:

55197000 53000 51509 County Facility Renovations 42,558.67

2023 Fiscal Impact – 0 -

2024 Fiscal Impact – 0 -

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

Item #6g – Approval/ Putnam County Veterans’ Residence/ Lease Agreements was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Montgomery, Legislator Gouldman moved the following:

Legislator Sayegh believed that Putnam County was the only county in New York State that offers a Putnam County Veteran’s residence. She stated that this is a great asset in Putnam County and shows how well we regard our Veterans.

Legislator Castellano stated that this is the only county owned Veteran’s facility in New York State. He stated that it is a beautiful property that we should be proud of.

RESOLUTION #162

APPROVAL/ PUTNAM COUNTY VETERANS’ RESIDENCE/ LEASE AGREEMENTS

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 certain veterans for single-residence rooms in the Putnam County Veterans’ Residence; and

WHEREAS, said lease agreements expire on July 31, 2023, and the County of Putnam is again desirous of leasing same for a period of one (1) year to those veterans listed in Schedule “A”, attached hereto; now therefore be it

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

RESOLVED, that the County Executive is authorized to execute 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 substantial conformance with 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 lease agreements in the manner approved herein and as written; and be it further

RESOLVED, this Resolution shall take effect immediately.

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

Item #6h – Approval/ Limited Waiver/ Deed Restriction/ Town of Kent Tax Map Number: 22.-1-23.2 was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Montgomery, Legislator Gouldman made a motion to accept the amended Agreement submitted to the meeting; seconded by Chairman Jonke. All in favor.

Legislative Counsel Firriolo clarified that the resolution was not being amended, only Exhibit A.

Legislator Gouldman moved the following resolution.

Legislator Sayegh pointed out that the change that was made was that the easement shall not be exercised for the benefit of any residential development or residential use of the property.

Legislator Nacerino stated that she was supportive of this resolution. She stated that the Town of Kent will oversee all the necessary requirements regarding zoning and planning implementation.

Chairman Jonke concurred. He stated, as mentioned during Committee, this is basically the top of the first inning. They cannot proceed further with this until we approve this to allow the Town of Kent to have a discussion on the easement.

RESOLUTION #163

APPROVAL/ LIMITED WAIVER/ DEED RESTRICTION/ TOWN OF KENT TM NO.: 22.-1-23.2

WHEREAS, by deed dated December 12, 1990, which was recorded in the Office of the Putnam County Clerk on December 18, 1990 in Liber 1111 at Page 110, the County of Putnam conveyed a certain parcel of real property designated and described as Town of Kent TM No.: 22.-1-23.2 to the Town of Kent; and

WHEREAS, the County previously acquired Town of Kent TM No.: 22.-1-23.2 through a tax foreclosure proceeding; and

WHEREAS, said deed contains a reversionary interest requiring the County's express written consent in the event that the property is used to provide a right of way or other access to any other lands other than those owned by the County of Putnam, or in the event that the property is used for other than a public purpose and benefit; and

WHEREAS, Sunberry Properties LLC is seeking to develop adjoining parcels of real property, identified as Town of Kent TM No. 22.-1-21; and

WHEREAS, it is expected that such project will result in economic development and job creation in the Town and the County; and

WHEREAS, in furtherance of this project, Sunberry Properties LLC has requested that the Town provide it with an easement across a certain portion of Town of Kent TM No.: 22.-1-23.2, for the purposes of accessing Town of Kent TM No.: 22.-1-21, from NYS Route 52, and for the installation, use, repair, replacement and maintenance of utility lines and appurtenances therein to serve Town of Kent TM No.: 22.-1-21; and

WHEREAS, the Town of Kent is desirous of conveying such easement to Sunberry Properties LLC; and

WHEREAS, the Town of Kent has requested that the County of Putnam grant a limited waiver of the reverter contained in the deed in Liber 1111 at Page 110 for such purpose; and

WHEREAS, Sunberry Properties LLC has agreed to pay the County of Putnam valuable consideration in the amount of sixty-five thousand dollars (\$65,000) for the County's consent to the easement; and

WHEREAS, the Physical Services Committee has reviewed and approved this matter; now therefore be it

RESOLVED, that the County of Putnam hereby grants to the Town of Kent, a limited waiver of the reverter contained in the deed in Liber 1111 at Page 110, as specifically provided herein; and be it further

RESOLVED, that the County of Putnam consents to and approves an easement across Town of Kent TM No.: 22.-1-23.2, which shall be in the substantial form and content contained in the attached Exhibit “A”; and be it further

RESOLVED, that the County of Putnam hereby confirms that the construction and use of a driveway in the easement area and the installation therein of utility lines and appurtenances to serve of Town of Kent TM No.: 22.-1-21 would not be deemed uses of Town of Kent TM No.: 22.-1-23.2 for “other than a public use”; and be it further

RESOLVED, that the limited waiver provided herein shall in no way be construed to waive and/or release the reverter contained in the deed in Liber 1111 at Page 110 for any other purpose, and that such reverter shall otherwise remain in full force and effect; and be it further

RESOLVED, that in consideration of the within waiver and consent, and in accordance with the terms of the easement contained in the attached as Exhibit “A”, Sunberry Properties LLC shall pay to the County the sum of \$65,000; and be it further

RESOLVED, that the County Executive is hereby authorized, with the advice and assistance of the County Attorney, to execute any documentation necessary to effectuate the limited waiver provided herein, and be it further

RESOLVED, that the County Attorney is hereby authorized to take whatever action is necessary in order to effectuate this Resolution; and be it further

RESOLVED, this Resolution shall take effect immediately.

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

PROTECTIVE SERVICES COMMITTEE
(Chairwoman Nacerino, Legislators Addonizio & Sayegh)

Item #6i – Approval/ Budgetary Amendment (23A040)/ Sheriff’s Department/ Cyber Fraud Task Forces Grant / Memorandum of Understanding (MOU) was next. Chairman Jonke recognized Legislator Nacerino, Chairwoman of the Protective Services Committee. On behalf of the members of the Committee, Legislators Addonizio and Sayegh, Legislator Nacerino moved the following:

RESOLUTION #164

APPROVAL/ BUDGETARY AMENDMENT (23A040)/ SHERIFF’S DEPARTMENT/ CYBER FRAUD TASK FORCES GRANT / MEMORANDUM OF UNDERSTANDING (MOU)

WHEREAS, the Putnam Sheriff has entered into a Memorandum of Understanding (MOU) with the United States Secret Service for the purposes of receiving reimbursable costs incurred by the Putnam County Sheriff’s Office (PCSO) in providing resources to joint operations towards its Cyber Fraud Task Forces (CFTF); and

WHEREAS, the maximum reimbursement for overtime worked is \$15,000 per law enforcement official; and

WHEREAS, the PCSO has designated one (1) law enforcement official for this joint operation; and

WHEREAS, the Putnam County Sheriff has requested a budgetary amendment to account for the Cyber Fraud Task Forces Grant awarded to Putnam County; and

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

Increase Estimated Revenue:

32311000 443890 10204 Public Safety – Cyber Fraud Task Forces Grant 15,000

Increase Estimated Appropriations:

32311000 51093 10204 Overtime 13,853

32311000 58002 10204 FICA 1,147

15,000

2023 Fiscal Impact – 0 –

2024 Fiscal Impact – 0 –

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

Item #6j – Approval/ Budgetary Amendment (23A041)/ District Attorney/ Asset Forfeiture Program was next. On behalf of the members of the Protective Services Committee, Legislators Addonizio and Sayegh, Legislator Nacerino moved the following:

Legislator Nacerino stated that District Attorney Tendy has always been very generous in sharing these forfeiture asset reserve funding with respective departments in order to assist them.

RESOLUTION #165

APPROVAL/ BUDGETARY AMENDMENT (23A041)/ DISTRICT ATTORNEY/ ASSET FORFEITURE PROGRAM

WHEREAS, the District Attorney has requested a budgetary amendment (23A041) to use Forfeiture Asset Reserve funds to purchase video and recording equipment for two (2) interview rooms at the Town of Kent Police Department; and

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

Increase Revenue:

10001000 427152 DA Asset Forfeiture – Asset Forfeiture Program 19,500

Increase Appropriations:

10001000 54936 DA Asset Forfeiture – Partnership Initiative 19,500

2023 Fiscal Impact – 0 –

2024 Fiscal Impact – 0 –

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

Item #6k – Approval/ Budgetary Amendment (23A044)/ Emergency Services/ EMS Contracts/ Empress Ambulance Services/ Advanced Life Support (ALS) was next. On

behalf of the members of the Protective Services Committee, Legislators Addonizio and Sayegh, Legislator Nacerino moved the following:

Legislator Sayegh pointed out that the revenue for this contract is coming out of Interest & Earnings because of the good government practice of our Commissioner of Finance Michael Lewis and the positive interest rates that the County is receiving.

Legislator Montgomery asked for a Roll Call Vote.

RESOLUTION #166

APPROVAL/ BUDGETARY AMENDMENT (23A044)/ EMERGENCY SERVICES/ EMS CONTRACTS/ EMPRESS AMBULANCE SERVICES/ ADVANCED LIFE SUPPORT (ALS)

WHEREAS, through a competitive selection process, Empress Ambulance Services has been awarded the Advanced Life Support (ALS) contract with the effective date of July 16, 2023 through July 15, 2026; and

WHEREAS, ALS services are not mandated for county governments by state or federal government; and

WHEREAS, Putnam County has taken on this countywide responsibility with the understanding that providing this service is a priority and essential and it provides a substantial cost savings to local towns and villages throughout the County; and

WHEREAS, the Commissioner of Emergency Services has requested a budgetary amendment (23A044) to provide additional funding needed to accommodate the new fees and conditions of this contract; and

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

GENERAL FUND:

Increase Appropriations:

14398900 54646	EMS – Contracts	600,000
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Increase Estimated Revenues:

10131000 424011	Interest & Earnings	600,000
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2023 Fiscal Impact – 0 –

2024 Fiscal Impact – 0 –

BY ROLL CALL VOTE: SEVEN AYES. ONE ABSTENTION – LEGISLATOR MONTGOMERY. LEGISLATOR ADDONIZIO WAS ABSENT. MOTION CARRIES.

Item #6L – Approval/ Budgetary Amendment (23A046)/ Sheriff’s Department/ Prevention Council of Putnam, Inc. Funds/ Narcotics Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Addonizio and Sayegh, Legislator Nacerino moved the following:

RESOLUTION #167

APPROVAL/ BUDGETARY AMENDMENT (23A046)/ SHERIFF’S DEPARTMENT/ PREVENTION COUNCIL OF PUTNAM, INC. FUNDS/ NARCOTICS OVERTIME

WHEREAS, the Putnam County Sheriff's Department received a check in the amount of \$5,000 from the Prevention Council of Putnam, Inc. to conduct off-premises compliance checks at alcohol establishments in Putnam County; and

WHEREAS, the Putnam County Sheriff has requested a budgetary amendment (23A046) to use these funds to offset the Narcotics Unit's Overtime expense; and

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

Increase Estimated Revenues:

14311000 415899	Sheriff – Narcotics – NCADD	5,000
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Increase Appropriations:

14311000	Sheriff – Narcotics	
51093	Overtime	4,645
58002	Social Security	<u>355</u>
		5,000

2023 Fiscal Impact – 0 –

2024 Fiscal Impact – 0 –

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

Item #6m – Approval/ Fund Transfer (23T192)/ Emergency Services / Other Equipment was next. On behalf of the members of the Protective Services Committee, Legislators Addonizio and Sayegh, Legislator Nacerino moved the following:

RESOLUTION #168

APPROVAL/ FUND TRANSFER (23T192)/ EMERGENCY SERVICES / OTHER EQUIPMENT

WHEREAS, the Commissioner of the Bureau of Emergency Services has requested a fund transfer (23T192) to cover the purchase of two (2) Message Boards; and

WHEREAS, the Protective Services Committee and the Audit & Administration Committee have reviewed and approved said fund transfer; now therefore be it RESOLVED, that the following fund transfer be made:

Decrease:

10398901 54379 10157	Training Supplies	28,650
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Increase:

10398901 52680 10157	Other Equipment	28,650
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2023 Fiscal Impact – 0 –

2024 Fiscal Impact – 0 –

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

**ECONOMIC DEVELOPMENT & ENERGY COMMITTEE
(Chairman Ellner, Legislators Addonizio & Crowley)**

Item #6n – Approval/ Brewster Industrial Owner, LLC Project/ Payment In Lieu of Taxes (PILOT) Agreement Industrial Development Agency (IDA) was next. Chairman Jonke recognized Legislator Ellner, Chairman of the Economic Development & Energy Committee. On behalf of the members of the Committee, Legislators Addonizio and Crowley, Legislator Ellner moved the following:

Legislator Sayegh stated, as mentioned in the Committee meeting, she wanted to make sure we have the workforce policy in place. She believed it was an important part of the IDA policy. She stated that she was in favor of this development in Putnam County.

Legislator Nacerino stated that she was happy to support this project for economic development in Putnam County which will create jobs and sales tax revenue. She explained that we should not pass up these types of development opportunities otherwise they will ultimately seek to develop in nearby Dutchess, Ulster or Westchester counties or even Danbury, Connecticut. She believed this was a great opportunity for Putnam County.

Legislator Castellano stated that this is an incredible project opportunity for Putnam County in the Town of Southeast. He explained that development on this property has been discussed for many years.

Chairman Jonke stated that this project is in his Legislative District. He stated that this shows that Putnam County is friendly to economic development. He explained that the way the PILOT Program is laid out, there are a couple of years where this project will pay the full tax, and hopefully as they get tenants, they will see some relief. He stated that it is a win win for the Town of Southeast, the school district and the County.

RESOLUTION #169

APPROVAL/ BREWSTER INDUSTRIAL OWNER, LLC PROJECT / PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT INDUSTRIAL DEVELOPMENT AGENCY (IDA)

WHEREAS, the Putnam County Legislature is in receipt of a request on behalf of Brewster Industrial Owner LLC the owner of premises situated at 101 and 201 Pugsley Road, Brewster, New York 10509, Section 45, Block 1, Lot 5 and Section 45, Block 1, Lot 8.2 on the Official Tax Map of the Town of Southeast (the “Subject Premises”), seeking Putnam County’s involvement in a real property tax abatement program and payment in lieu of taxes (“PILOT”) agreement in connection with certain improvements to be operated as a distribution center on the Subject Premises; and

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

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

RESOLVED, that the Putnam County Legislature hereby authorizes and approves the following tax abatement schedule to be applied only to so much of the

assessed valuation of the Subject Premises applicable solely to the improvements made pursuant to the IDA benefits package contemplated hereunder:

Year 1	0%
Year 2	0%
Year 3	50%
Year 4	45%
Year 5	40%
Year 6	35%
Year 7	30%
Year 8	25%
Year 9	20%
Year 10	15%
Year 11	10%
Year 12	5%

And be it further

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

BY ROLL CALL VOTE: SEVEN AYES. ONE NAY – LEGISLATOR MONTGOMERY. LEGISLATOR ADDONIZIO WAS ABSENT. MOTION CARRIES.

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

Item #6o – Approval/ Fund Transfer (23T193)/ Finance/ Correct Vacancy Control Factor 2023 Entry was next. Chairman Jonke recognized Legislator Castellano, Chairman of the Audit & Administration Committee. On behalf of the members of the Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #170

APPROVAL/ FUND TRANSFER (23T193)/ FINANCE/ CORRECT VACANCY CONTROL FACTOR 2023 ENTRY

WHEREAS, by Resolution #135 of 2023, the Putnam County Legislature approved a budgetary amendment to provide for the Vacancy Control Factor for 2023; and

WHEREAS, Resolution #153 of 2023 corrected an account entry approved by Resolution #135 of 2023; and

WHEREAS, the Commissioner of Finance has requested a fund transfer (23T193) to further correct said account lines; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

108745000 51000	Soil & Water Pers. Services	38,274
108745000 58002	Soil & Water FICA	<u>2,928</u>
		41,202

Increase:

10802000 51000	Planning Personnel Services	38,274
10802000 58002	Planning FICA	<u>2,928</u>
		41,202

2023 Fiscal Impact – 0 –
2024 Fiscal Impact – 0 –

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

Item #7- Other Business

Chairman Jonke made a motion to add Item #7a to the agenda; seconded by Legislator Crowley. All in favor.

Item #7a – Approval/ Sales Tax Adjustment was next. Chairman Jonke moved the following:

Chairman Jonke explained that this is an extension of the 1% sales tax.

Legislator Montgomery questioned why this was not brought to Committee first.

Legislative Clerk Schonfeld explained that it was recently approved by the Governor. She explained the time period in which the resolution must be submitted to New York State no later than September 2, 2023, which is 90 days prior to the sunset of the current extension dated November 30, 2023.

Legislative Counsel Firriolo believed that the Legislature previously voted to extend the sales tax. He explained that this sets the date to expire in two (2) years as allowed by New York State which expiration year has varied over time.

Chairman Jonke clarified that this was for 2024 and 2025.

Legislative Counsel Firriolo concurred. He stated that the substance of the resolution has already been approved by the Legislature, this is adopting it in its final form with that two (2) year period.

Chairman Jonke explained that we have been told by our Commissioner of Finance that if the 1% extension is not approved, the 1% in sales tax revenue is equivalent to \$20 million. He stated that it would then be necessary to either cut \$20 million from the budget or raise the property tax levy by \$20 million.

Legislator Montgomery stated that she has previously voted against this. She stated that until we start sharing sales tax revenue, she did not see any reason to continue to extend it. She stated that this imposes taxes on hotel rooms and amusement charges. She stated that she has amenities like that in her Legislative District and they do not receive anything back. She stated that the County took away refuse removal. She believed that her area did not get much in return for the sales tax revenue they contribute from her district. She believed there was no point in continuing this until the County started to share sales tax revenue with our towns.

RESOLUTION #171

APPROVAL/SALES TAX ADJUSTMENT

County Legislature of the County of Putnam imposing taxes on sales and uses of tangible personal property and of certain services, on occupancy of hotel rooms and on amusement charges, pursuant to Article 29 of the Tax Law of the State of New York.

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

SECTION 1. Section 4-A of Resolution #85 of 1977, adopted by the County Legislature of the County of Putnam on February 10, 1977, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning September 1, 2007, and ending November 30, 2025. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating or applicable to the administration and collection of the taxes imposed by such section 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 2. Paragraph (g) of subdivision (1) of section 11 of Resolution #85 of 1977, adopted by the County Legislature of the County of Putnam on February 10, 1977, imposing sales and compensating use taxes, as amended, is amended to read as follows:

(g) With respect to the additional one percent rate of taxes imposed for the period beginning September 1, 2007, and ending November 30, 2025, in respect to the use of property used by the purchaser in this county prior to September 1, 2007.

SECTION 3. This enactment shall take effect December 1, 2023.

BY ROLL CALL VOTE: SEVEN AYES. ONE NAY – LEGISLATOR MONTGOMERY. LEGISLATOR ADDONIZIO WAS ABSENT. MOTION CARRIES.

Item #8 – Recognition of Public on Agenda Items

Lynne Eckardt, Resident of the Town of Southeast, referenced Item #6n – Approval/ Brewster Industrial Owner, LLC Project/ Payment in Lieu of Taxes (PILOT) Agreement/ Industrial Development Agency (IDA) stating that this was an unpopular project in the Town of Southeast. She stated that they were promised great jobs and a lot of tax dollars. She believed that the assessment would be just over \$1 million so the property owner will

be paying approximately \$16,000 in taxes the first year and approximately \$18,000 the second year. She believed there were quite a few residents in Putnam County whose property taxes are that much. She stated that for a project this size, those amounts were nothing. She stated that pertaining to the sales tax, she believed they asked for an exemption on sales tax for construction materials which was over \$5.3 million. She questioned if that was granted and how it was paid back.

Chairman Jonke stated that he would check with the Putnam County Industrial Development Agency (IDA) and get back to her. He stated that in working with the IDA there is a benefit that applies to sales tax.

Ms. Eckardt questioned if we reimburse them.

Chairman Jonke believed that they are exempted. We do not reimburse them.

Ms. Eckardt believed that there will not be sales tax with this project because it cannot be retail, it is all warehousing. She stated that the towns demands were supposed to be in property taxes. She believed that huge discounts like this are not what was promised or advertised. She wanted to make the Legislature aware of the unpopularity of this project.

Item #9 - Recognition of Legislators

Chairman Jonke stated to Ms. Eckardt that some of his colleagues wished this project was in their district. He stated that he was not privy to what promises were made to the Town of Southeast Board. He stated that this is a 960,000 square foot warehouse project. He believed that the assessment would be significant in the fact that they are not sending children to the school district.

Legislator Sayegh believed that there was no public comment made at the public hearing for this project. She explained that there was also no one from the public that opposed the project during the Economic Development & Energy Committee meeting.

Chairman Jonke thanked Putnam County Industrial Development Agency Chairman William Nulk for all the hard work he put into this project. He thanked him for his volunteerism.

There being no further business, at 7:29 P.M., Chairman Jonke made a motion to adjourn; seconded by Legislators Crowley and Nacerino. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.