THE PUTNAM COUNTY LEGISLATURE

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Nancy Montgomery	Dist. 1
William Gouldman	Dist. 2
Toni E. Addonizio	Dist. 3
Ginny Nacerino	Dist. 4
Greg E. Ellner	Dist. 5
Paul E. Jonke	Dist. 6
Joseph Castellano	Dist. 7
Amy E. Sayegh	Dist. 8
Erin L. Crowley	Dist. 9

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

Tuesday

September 5, 2023

7:00 P.M.

- 1. Pledge of Allegiance
- 2. Legislative Prayer
- 3. Roll Call

PROCLAMATIONS

National Recovery Month – September 2023

Recognizing Sheriff's Week - September 17 - 23, 2023

Recognizing the Putnam County Youth Bureau on their 3rd Annual Youth-Led 9/11 Memorial

- 4. Acceptance of Minutes Regular Meeting July 5, 2023 Regular Meeting – August 1, 2023
- 5. Correspondence
 - a) County Auditor
- 6. Pre-filed resolutions:

PERSONNEL COMMITTEE (Chairman Jonke, Legislators Castellano & Nacerino)

6a. Approval/ Fund Transfer (23T211)/ Purchasing/ Reclassification/ Account Clerk to Senior Account Clerk

6b. Approval/ Fund Transfer (23T228)/ Social Services/ Additional Fiscal Manager Position from 11/06/23 through 12/31/23

HEALTH, SOCIAL, EDUCATIONAL & ENVIRONMENTAL COMMITTEE (Chairwoman Sayegh, Legislators Crowley & Nacerino)

6c. Approval/ Resolution Changes to the Putnam County Youth Board By-Laws/ Resolution #109 of 1978

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

- 6d. Approval/ Fund Transfer (23T201)/ Board of Elections/ Election Management Server
- 6e. Approval/ Settlement of Litigation/ Orlando v. County of Putnam

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

6f. Approval/ Designation/ County of Putnam/ Tourist Promotion Agency

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

- 6g. Approval/ Department of Public Works/ Use of Capital Facility Reserve/ (23CP14) (Fire Training Center)
- 6h. Approval/ Budgetary Amendment (23A039)/ Emergency Services/ Fire Training Center/ Local Assistance & Tribal Consistency Funds (LATCF) and Capital Facility Reserve Funds 23CP14
- 6i. Approval/ Budgetary Amendment (23A043)/ Emergency Services/ Resolution #135 of 2022 ARPA Funding Earmarked for Radios Police & Fire/ Repurpose for Fire Training Center/ Capital Facility Reserve Funds 23CP14
- 6j. Approval/ Budgetary Amendment (23A052)/ Sheriff's Department/ Correctional Facility/ Use of T-Commission Funds/ Equipment

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

- 6k. Approval/ Budgetary Amendment (23A048)/ Public Works/ Social Services/ Risk & Compliance/ Insurance Recovery
- 6L. Approval/ Budgetary Amendment (23A050)/ Public Works/ Repurpose ARPA Funds/ Fair Street Project PIN 8756.09
- 6m. Approval/ Budgetary Amendment (23A051)/ Public Works/ Resolution #135 of 2022 ARPA Funding Earmarked for Countywide Highway Infrastructure Projects/ Sprout Brook Road Bridge Project PIN 8762.13
- 6n. Approval/ Budgetary Amendment (23A053)/ Public Works/ Article 9 and Capital Facility Reserve Fund Project/ Emergency Operations Center Roof Replacement
- 6o. Approval/ Department of Public Works/ Use of Capital Facility Reserve/ (23CP15) (Donald B. Smith Campus Improvements)
- 6p. Approval/ Lease of Portion of Tilly Foster Farm/ Cornell Cooperative Extension of Putnam County

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

- 6q. Approval/ Fund Transfer (23T208)/ Finance/ Correct Vacancy Control Factor 2023 Entry
- 7. Other Business
- 8. Recognition of Public on Agenda Items
- 9. Recognition of Legislators
- 10. Adjournment



National Recovery Month - September 2023

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

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

healthy lifestyles, both physically and emotionally; and WHEREAS, preventing and overcoming mental and substance use disorders is essential to achieving

of the entire community; and WHEREAS, the recovery of individuals helps improve their health and the health of their loved ones, and

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

Month; now therefore be it and the Putnam County Legislature invite all residents of Putnam County to participate in National Recovery WHEREAS, to help more people achieve and sustain long-term recovery, the Putnam County Executive

with appropriate programs, activities, and ceremonies to support this year's Recovery Month. Putnam County Communities that Care Coalition encourage all Putnam County residents to observe this month September 2023 as National Recovery Month and together with the Prevention Council of Putnam and the RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim

Kevin Byrne, Putnam County Executive

Paul E. Jonke, Chair, Putnam County Legislature



Recognizing Sheriff's Week – September 17-23, 2023

every succeeding Constitution, and having been one of the original constitutional offices guaranteed to the People upon the founding of our County; and Putnam County throughout our history, having been established in the State's first constitution in 1777 and continued WHEREAS, the Office of Sheriff has been an integral part of the criminal justice system in New York State and

maintained a continuous existence, preserved its distinguishing heritage, and continued to be an essential component of WHEREAS, despite changes in its function, status, and powers during its long history, the Office of Sheriff has

and practices in the criminal justice field; and manned by fully trained police officers using state-of-the-art technology and applying the latest and most advanced theories WHEREAS, the Office of Sheriff has evolved into a modern, professional, full-service law enforcement agency

security in our courts, dispatching emergency services, and serving and executing civil process for our courts; and role of "Keeper of the Peace," and extend into many facets of public service, including maintaining the county jail, providing WHEREAS, the Office of Sheriff is unique in the community, and the duties of the Office go far beyond the traditional

remains, even today, responsive and accountable to the public it serves; and WHEREAS, as a Constitutionally empowered Office directly responsible to the People, the ancient Office of Sheriff

Sheriffs play in our modern criminal justice system; now therefore be it WHEREAS, it is fitting to celebrate the historical contributions of the Office of Sheriff and the significant role that the

provided to the citizens of this County by Sheriff Kevin McConville and the members of the Sheriff's Office, and do hereby proclaim September 17-23, 2023 to be Sheriffs' Week in Putnam County RESOLVED, that the Putnam County Executive and Putnam County Legislature do recognize the important services

Kevin Byrne, Putnam County Executive

Paul E. Jonke, Chair, Putnam County Legislature



Recognizing the Putnam County Youth Bureau on their 3rd Annual Youth-Led 9/11 Memorial

and in the pristine fields of Shanksville, Pennsylvania; and both the north and south towers of the World Trade Center in New York City, the United States Pentagon in Virginia that killed nearly 3,000 innocent people. Nineteen terrorists hijacked four commercial airplanes, crashing them into WHEREAS, On September 11, 2001, the peace and security of our Nation was shattered by terrorist attacks

day both in Putnam County and throughout the country as citizens honor the memory of all who were lost on that some cases voluntarily putting their own well-being at risk. Each year the anniversary of the attacks is a sacrec brave individuals tirelessly participated in an extraordinarily difficult and dangerous rescue and recovery effort, in of that tragedy came a remarkable spirit of unity, compassion, and determination that will never be forgotten. Many WHEREAS, although the terrorists' goal was to tear at the fabric of our nation, arising from the very ashes

by reading aloud the names of all who lost their lives on that day; now therefore be it where youth volunteers will commemorate the 22nd anniversary of the September 11, 2001 attacks on our country younger members of our community. This year the Youth Bureau will host their 3rd Annual Youth-Led 9/11 Memorial WHEREAS, the Putnam County Youth Bureau recognizes the importance of introducing this tradition to the

Putnam County Youth Bureau and encourage residents of Putnam County to attend the annual Youth-Led 9/11 Memorial on September 11, 2023 at the Putnam County Bureau of Emergency Services RESOLVED, that the Putnam County Executive and the Putnam County Legislature hereby recognize the

Kevin Byrne, Putnam County Executive

Paul E. Jonke, Chair, Putnam County Legislature

#4(1)

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

Wednesday

July 5, 2023

(Immediately following Public Hearing beginning at 6:45 P.M.)

The meeting was called to order at 6:53 P.M. by Chairman Jonke who requested Legislator Gouldman lead in the Pledge of Allegiance and Legislator Sayegh lead in the Legislative Prayer. Upon roll call, Legislators Montgomery, Gouldman, Addonizio, Ellner, Castellano, Sayegh, Crowley and Chairman Jonke were present. Legislator Nacerino was absent. Also present was Legislative Counsel Firriolo.

PROCLAMATIONS

Chairman Jonke requested that Putnam County Sheriff McConville, members of his department and the BCI Unit join him as Chairman Jonke presented the following four (4) proclamations to members of the Sheriff's Department.

RECOGNIZING PUTNAM COUNTY SHERIFF'S DEPARTMENT BCI UNIT

WHEREAS, the Putnam County Sheriff's Department is a highly regarded office within Putnam County Government. The work done each day by members of the Sheriff's Department is imperative to maintaining the safety of each and every resident of Putnam County; and

WHEREAS, the Bureau of Criminal Investigation (BCI) Unit within the Sheriff's Department serves a vital role in investigating sensitive cases. In April 2022 the BCI began investigations in a missing persons case where they worked tirelessly with the Sheriff's Department Patrol Division, Narcotics Unit, Forensic Unit, Operation Standards, and Intelligence Unit; and

WHEREAS, after countless hours of collecting necessary information, Investigators with the BCI Unit traveled to Alamance County in North Carolina, where they were assisted by the Federal Bureau of Investigation and the Alamance County Sheriff's Office. It was in Alamance County where the unfortunate discovery was made of the missing person's remains. The cooperation of these agencies led to the successful arrest of two individuals in this case; and

WHEREAS, due to the tireless efforts of BCI Captains James Shepperly and John Alfano, Senior Investigators Corinne Pitt and John Kerwick, Investigators Brian Aisenstat, Jeffrey Devolve, Frank Gallipani, Eric Hayes, Daniel Hunsberger, John Hyla, William Kraus, Benjamin Levine, Shaun Menton, Matthew Shelters, Keith Simone, Matthew Tunney, and Sergeant Paul Piazza, this tragic case was able to be resolved; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature hereby recognize the aforementioned members of the Putnam County Sheriff's Department BCI Unit and all other units and agencies that contributed to the resolution of this case.

RECOGNIZING PUTNAM COUNTY SHERIFF'S DEPARTMENT BCI UNIT

WHEREAS, the Putnam County Sheriff's Department is a highly regarded office within Putnam County Government. The work done each day by members of the Sheriff's Department is imperative to maintaining the safety of each and every resident of Putnam County; and

WHEREAS, the Bureau of Criminal Investigation (BCI) Unit within the Sheriff's Department serves a vital role in investigating sensitive cases. In July 2022 the BCI began investigating a reported sexual assault involving two victims and two offenders. They immediately conducted interviews with the victims and collected necessary information which ultimately lead to the identification of the two suspects; and

WHEREAS, due to the coordinated efforts of multiple agencies, attention to detail, and tireless efforts of BCI Captains James Shepperly and John Alfano, Senior Investigators Corinne Pitt, John Kerwick, and Randel Hill, Investigators Brian Aisenstat, Jeffrey Devolve, Frank Gallipani, Eric Hayes, John Hyla, William Kraus, Benjamin Levine, Shaun Menton, Kevin Radovich, Matthew Shelters, Keith Simone, Matthew Tunney, and Deputies Joel Martinez and Daisy Sari, the individuals responsible for these heinous crimes have been identified; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature hereby recognize the aforementioned members of the Putnam County Sheriff's Department BCI Unit and all other units and agencies that contributed to the resolution reached in this case.

RECOGNIZING DEPUTY ASHLEY PIQUERAS

WHEREAS, the Putnam County Sheriff's Department is a highly regarded office within Putnam County Government. The work done each day by members of the Sheriff's Department is imperative to maintaining the safety of each and every resident of Putnam County; and

WHEREAS, Deputy Robert Weinburg and Deputy Ashley Piqueras have demonstrated the respect and commitment they have to their responsibility as law enforcement officers. Each with a tenure of about 3 years, Deputies Weinburg and Piqueras have worked diligently to keep Putnam County as safe as possible; and

WHEREAS, in 2022 Deputies Weinburg and Piqueras collectively issued nearly 600 traffic summons, many of which were classified as aggressive driving offenses. Their work to keep our roadways safe resulted in 42 Driving While Intoxicated (DWI) or Driving While Ability Impaired (DWAI) arrests and 53 arrests for New York State Penal Law Statute violations; and

WHEREAS, in the first half of 2023 both Deputy Weinburg and Deputy Piqueras have continued their protection of Putnam County and are on track to surpass their 2022 numbers. Putnam County is an active community where residents are often walking and biking along roadways both as a form of recreation and transportation. Through issuing summons and removing dangerous drivers from the roadways the safety of our community as a whole increases; and

WHEREAS, both Deputy Weinburg and Deputy Piqueras serve as Field Training Officers, teaching and mentoring incoming recruits with a focus of providing them the foundation for a successful career in law enforcement; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature hereby recognize the dedication Deputy Robert Weinburg and Deputy Ashely Piqueras put forward to maintain safety in Putnam County.

RECOGNIZING DEPUTY ROBERT WEINBERG

WHEREAS, the Putnam County Sheriff's Department is a highly regarded office within Putnam County Government. The work done each day by members of the Sheriff's Department is imperative to maintaining the safety of each and every resident of Putnam County; and

WHEREAS, Deputy Robert Weinberg and Deputy Ashley Piqueras have demonstrated the respect and commitment they have to their responsibility as law enforcement officers. Each with a tenure of about 3 years, Deputies Weinberg and Piqueras have worked diligently to keep Putnam County as safe as possible; and

WHEREAS, in 2022 Deputies Weinberg and Piqueras collectively issued nearly 600 traffic summons, many of which were classified as aggressive driving offenses. Their work to keep our roadways safe resulted in 42 Driving While Intoxicated (DWI) or Driving While Ability Impaired (DWAI) arrests and 53 arrests for New York State Penal Law Statute violations; and

WHEREAS, in the first half of 2023 both Deputy Weinberg and Deputy Piqueras have continued their protection of Putnam County and are on track to surpass their 2022 numbers. Putnam County is an active community where residents are often walking and biking along roadways both as a form of recreation and transportation. Through issuing summons and removing dangerous drivers from the roadways the safety of our community as a whole increases; and

WHEREAS, both Deputy Weinberg and Deputy Piqueras serve as Field Training Officers, teaching and mentoring incoming recruits with a focus of providing them the foundation for a successful career in law enforcement; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature hereby recognize the dedication Deputy Robert Weinberg and Deputy Ashely Piqueras put forward to maintain safety in Putnam County.

Chairman Jonke recognized Legislator Crowley who presented the "4-H Showcase Week" proclamation to Ms. Stefanie Hubert, Executive Director of Cornell Cooperative Extension and 4-H volunteer youth members.

DESIGNATING JULY 24- JULY 29, 2023 AS "PUTNAM COUNTY 4-H SHOWCASE WEEK"

WHEREAS, the Putnam 4-H Showcase, sponsored by Cornell Cooperative Extension of Putnam County is celebrating its 2nd year; and

WHEREAS, the Putnam County 4-H Showcase showcases for the many interests and accomplishments of Putnam's children, adults, and programs; and continues to grow as an educational, cultural, and fun event that provides a wholesome experience for families from Putnam and the surrounding region; and

WHEREAS, the Putnam County 4-H Showcase enjoys the support and dedication of 4-H Club Leaders, members and families, Master Gardeners volunteers, and community service organizations including Rotary Clubs, as well as many local businesses; and

WHEREAS, the Putnam County 4-H Showcase provides a unique opportunity to learn about our community and view educational displays and exhibits created by the many talented young and young at heart residents of Putnam; and

WHEREAS, the Putnam County 4-H Showcase provides an exhibit for arts and

an array of accomplished artists from the Hudson Valley Region; and

WHEREAS, the Putnam County 4-H Showcase delights visitors throughout the weekend with activities at the Cornell Cooperative Extension Expo Barn, local artists and craftsmen tents, Touch A Truck, crafts and face painting, and Livestock and Poultry Barn, inflatable activities, food trucks, Duck Derby and more; now therefore be it

RESOLVED, that the week of July 24th - July 29th, 2023 will be designated "Putnam County 4H Showcase Week"; and be it further

RESOLVED, that the Putnam County Executive and the Putnam County Legislature recognize and congratulate the 2nd Annual 4-H Showcase and invite all Putnam County residents to attend.

Chairman Jonke stated that the proclamation honoring Judi Schoen & Laura Spallina will be moved to another date.

Chairman Jonke recognized Legislator Addonizio who presented the "Pretrial, Probation, Parole Supervision Week" proclamation to Probation Director John Osterhout.

PRETRIAL, PROBATION, PAROLE SUPERVISION WEEK - JULY 16-22, 2023

WHEREAS, community corrections is an essential part of the justice system; and WHEREAS, community corrections professionals uphold the law with dignity, while recognizing the right of the public to be safe-guarded from criminal activity; and

WHEREAS, community corrections professionals are responsible for supervising adult and juvenile offenders in the community; and

WHEREAS, community corrections professionals are trained professionals who provide services and referrals for offenders; and

WHEREAS, community corrections professionals work in partnership with community agencies and groups; and

WHEREAS, community corrections professionals promote prevention, intervention, and advocacy; and

WHEREAS, community corrections professionals provide services, support, and protection for victims; and

WHEREAS, community corrections professionals advocate community and restorative justice; and

WHEREAS, community corrections professionals are a true Force for Positive Change in their communities; now therefore be it

RESOLVED, that the Putnam County Executive and the Putnam County Legislature do hereby proclaim the week of July 16-22, 2023 as Pretrial, Probation, Parole Supervision Week and encourage all Putnam County residents to honor these community corrections professionals and to recognize their achievements.

Item #4 - Acceptance of Minutes - Regular Meeting - June 6, 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:

BUDGET & FINANCE COMMITTEE (All Legislators)

Item #6a – Approval/ 2024 Decentralized Budget Review Process for Preparation and Adoption of the 2024 County Budget was next. Chairman Jonke moved the following:

RESOLUTION #137

APPROVAL/ 2024 DECENTRALIZED BUDGET REVIEW PROCESS FOR PREPARATION AND ADOPTION OF THE 2024 COUNTY BUDGET

WHEREAS, the Budget and Finance Committee has reviewed and recommended the adoption of the attached Decentralized Budget Review Process for implementation in 2023 of the adoption of the 2024 budget; now therefore be it

RESOLVED, that the Putnam County Legislature hereby adopts the attached budget review process; and be it further

RESOLVED, that pursuant to Putnam County Charter Section 7.04 the Putnam County Legislature hereby adopts and notifies the County Executive of the policy and practice guidelines contained in Section E of this Decentralized Budget Review Process/2024 to be complied with by the County Executive.

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

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

Item #6b – Approval/ Budgetary Amendment (23A033)/ Planning Department/ Additional Unified Planning Work Program (UPWP) Funding Under New York Metropolitan Transportation Council (NYMTC) 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:

RESOLUTION #138

APPROVAL/ BUDGETARY AMENDMENT (23A033)/ PLANNING DEPARTMENT/ ADDITIONAL UNIFIED PLANNING WORK PROGRAM (UPWP) FUNDING UNDER NEW YORK METROPOLITAN TRANSPORTATION COUNCIL (NYMTC)

WHEREAS, the Acting Commissioner of Planning has requested a budgetary amendment (23A033) to account for additional UPWP Funding under NYMTC awarded to Putnam County; and

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

Increase Estimated Revenue:

55997000 53000 52308

Special Services

75,828

Increase Estimated Appropriations:

55997000 449895 52308

UPWP - Federal Aid

75,828

2023 Fiscal Impact – 0 –

2024 Fiscal Impact – 0 –

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

Item #6c – Approval/ Budgetary Amendment (23A034)/ Planning Department/ Additional Unified Planning Work Program (UPWP) Funding Under New York Metropolitan Transportation Council (NYMTC) was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Montgomery, Legislator Gouldman moved the following:

RESOLUTION #139

APPROVAL/ BUDGETARY AMENDMENT (23A034)/ PLANNING DEPARTMENT/ ADDITIONAL UNIFIED PLANNING WORK PROGRAM (UPWP) FUNDING UNDER NEW YORK METROPOLITAN TRANSPORTATION COUNCIL (NYMTC)

WHEREAS, the Acting Commissioner of Planning has requested a budgetary amendment (23A034) to account for additional UPWP Funding under NYMTC awarded to Putnam County; and

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

Increase Estimated Revenue:

55997000 53000 52308

Special Services

125,000

Increase Estimated Appropriations:

55997000 449895 52308

UPWP - Federal Aid

125,000

2023 Fiscal Impact - 0 -

2024 Fiscal Impact – 0 –

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

Item #6d – Approval/ SEQRA Determination/ Type II/ Cantina at Tilly Foster Farm was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Montgomery, Legislator Gouldman moved the following:

Legislator Montgomery stated that she visited the Cantina building with Assemblywoman Levenberg. She stated that questions were raised about demolishing this building. She stated after being in there for quite some time, at the end of the meeting, it was clear that we were doing the right thing. She stated that she looked forward to Cornell Cooperative Extension being housed at that location. She was glad to see the farm being used by a somewhat public organization.

RESOLUTION #140

APPROVAL/ SEQRA DETERMINATION/ TYPE II/ CANTINA AT TILLY FOSTER FARM

WHEREAS, the Putnam County Legislature is considering the replacement of Building #6 ("the Cantina") at Tilly Foster Farm with a slab on grade, 2,500 square foot wood frame structure to be used for office space and classroom instruction by Cornell Cooperative Extension. The design will be aesthetically consistent with the rest of the property and will use existing water supply and septic infrastructure, and

WHEREAS, the existing building is in poor condition and it has been determined that replacement of Building #6 is the preferred alternative for Cornell Cooperative Extension to utilize the building, and

WHEREAS, this action has been determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(9) "construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities" and 617.5(c)(2) "replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site", now therefore be it

RESOLVED, that the Putnam County Legislature accepts the determination that this project is a Type II Action and pursuant to the State Environmental Quality Review Act §617.6(1)(i), there is no further environmental review necessary.

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

Item #6e – Approval/ Inclusion of Parcels in Putnam County Agricultural District was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Montgomery, Legislator Gouldman moved the following:

RESOLUTION #141

APPROVAL/ INCLUSION OF PARCELS IN PUTNAM COUNTY AGRICULTURAL DISTRICT

WHEREAS, by Resolution #81 of 2003, the Putnam County Legislature created an Agricultural District in the County of Putnam; and

WHEREAS, by Resolution #193 of 2011, after the 8th year anniversary of the formation of the district, the Putnam County Legislature modified said Putnam County Agricultural District #1, and

WHEREAS, by Resolution #244 of 2003, the Putnam County Legislature established the month of November in which a landowner may request inclusion in the Putnam County Agricultural District; and

WHEREAS, by Resolution #154 of 2015, the Putnam County Legislature changed the annual thirty-day inclusion request period, from the month of November to April 1st through April 30th, commencing in the year 2016 and each year thereafter; and

WHEREAS, November 19, 2019 marked the second 8-Year Anniversary of the formation of this district requiring the Putnam County Legislature to review this district and either continue, terminate or modify the district created; and

WHEREAS, by Resolution #204 of 2019 the Putnam County Legislature determined that the Putnam County Agricultural District No. 1 remained the same in accordance with the recommendations of the Putnam County Agriculture and Farmland Protection Board to consist of 157 parcels with a total acreage of 5,113.9 acres; and

WHEREAS, in 2023, requests were presented to the Putnam County Legislature to modify the existing Agricultural District in the County of Putnam by including the following parcels in the District:

Town of Putnam Valley:

Hollister Hills Farm (Stag Millwork LLC) – Tax Map #72.-1-33 (66.44 Acres) Total Acreage: 66.44

Town of Southeast:

BarnDog LLC - Tax Map #80.-1-3.3 (4.99 acres); Tax Map #80.-1-3.2 (32.62 Acres); and Tax Map #80.-1-3.1 (27.91 Acres) Total Acreage: 65.52

Total acreage in petitions: 131.96

WHEREAS, pursuant to Article 25 AA of the Agriculture and Market Law, section 303-b, a public hearing on the requests was conducted by the Putnam County Legislature on July 6, 2021; and

WHEREAS, the Putnam County Agriculture and Farmland Protection Board considered the requests for inclusion and reported which, if any, parcels for inclusion would serve the public interest by assisting in maintaining a viable agricultural industry within the District and recommended the inclusion of said parcels in the Putnam County Agricultural District; and

WHEREAS, the Physical Services Committee of the Putnam County Legislature reviewed and approved the recommendations made by the Putnam County Agriculture & Farmland Protection Board; and

WHEREAS, the Putnam County Legislature has considered the comments of the speakers at the public hearing, the recommendations of the Putnam County Agricultural and Farmland Protection Board, the various letters in support and in opposition to the inclusion of these parcels in the modification of the Agricultural District; now therefore be it

RESOLVED, that the Putnam County Legislature accepts and adopts the findings provided by the Putnam County Agriculture and Farmland Protection Board; and be it further

RESOLVED, that the Putnam County Legislature hereby declines to include any of the parcels requested for inclusion in the Putnam County Agricultural District.

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

*Copy of Applications on file in the Legislative Office for review.

Item #6f – Approval/ Ratification of Applications Submitted for Grant Funding Available Through the 2023 Consolidated Funding Application (CFA) Program Aimed to Increase Local Economic Development and Encourage Growth in Putnam County was next. On behalf of the members of the Physical Services Committee, Legislators Castellano and Montgomery, Legislator Gouldman moved the following:

Legislator Montgomery expressed that she would have preferred to see these projects separated and not on one (1) resolution. She understands that there will come a time when we will vote on these projects separately when the funding is actually allocated. She stated that this is just to apply for the grant funding. She stated that she was not in favor of seeing \$1.5 million go to the Golf Course Maintenance and Cart Storage. She believed that enough money has been invested in this property. She believed that our County employees desire a better place to work. She explained that she was in favor of applying for the grant and was happy we could vote on these separately in the future.

Legislator Sayegh stated that these are proposed projects that might possibly receive CFA funding. She explained that this is just for the approval to apply for the CFA funding.

RESOLUTION #142

APPROVAL/ RATIFICATION OF APPLICATIONS SUBMITTED FOR GRANT FUNDING AVAILABLE THROUGH THE 2023 CONSOLIDATED FUNDING APPLICATION PROGRAM AIMED TO INCREASE LOCAL ECONOMIC DEVELOPMENT AND ENCOURAGE GROWTH IN PUTNAM COUNTY

WHEREAS, the County Executive and the Putnam County Legislature (the "Legislature") agree that through economic development efforts that generate, retain and/or create jobs; prevent, maintain and upgrade government facilities to improve operations; and increase business and economic activity in Putnam County (the "County"); and

WHEREAS, competitive funding opportunities are offered through New York State and set forth in NYSREDC's 2023 Available CFA Resources Manual (the "Manual"), for which the submission deadline of applications is July 28, 2023; and

WHEREAS, funding opportunities described in the Manual include repairing or renovating historic structures, implementation of carbon neutral projects, and economic development generating infrastructure projects including property restoration/ trail and dam renovation projects, all of which are expected to improve the economic and environmental conditions of County facilities and promote social viability and vitality, thereby positively impacting the County's economic competitiveness, which is wholly in the best interests of County taxpayers; and

WHEREAS, the County, by and through the Putnam County Department of Planning, Development and Public Transportation (the "Department"), is desirous to competitively seek grant funds through REDC's 2023 CFA program; and

WHEREAS, if grant funding is awarded to the County, depending on the award and grant category, the state award is a maximum of eighty to fifty percent of the total project costs:

Proposed Project	Location	Estimated Costs	CFA Application
Putnam County Salt Storage Facility	841 Fair Street Carmel, NY	\$619,000	\$309,500
Putnam County Historic Courthouse Column Restoration	40 Gleneida Avenue Carmel, NY	\$175,000	\$87,500
Fire Training Center	192 Gipsy Trail Road Carmel, NY	\$750,000	\$200,000
Golf Course Maintenance and Cart Storage facility	187 Hill Street Mahopac, NY	\$1,500,000	\$1,125,000
Putnam County Trail Maintenance	Mahopac, NY	\$250,000	\$200,000
Dam Improvement Project	South Lake Dams Kent, NY	\$250,000	\$200,000
Strategic Plan for County-owned Buildings	Various Locations	\$200,000	\$100,000

Now therefore be it

RESOLVED, that the County Executive, together with the Legislature, supports and approves of the County's applications for CFA grant funding to be submitted by the Department by July 28, 2023 to the NYREDC for its consideration; and it is hereby further RESOLVED, that this Resolution shall take effect immediately.

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

PERSONNAL COMMITTEE (Chairman Jonke, Legislators Castellano & Nacerino)

Item #6g – Approval/ Confirmation/ Appointment/ Commissioner of Finance was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Nacerino, Chairman Jonke moved the following:

Chairman Jonke stated that it was his honor to move this confirmation of appointment for the new Commissioner of Finance Michael J. Lewis. He explained that Mr. Lewis has worked for the Putnam County Finance Department, and he interviewed for this position. He stated he has big shoes to fill with the retirement of Commissioner Carlin.

Legislator Castellano stated that he was proud to have someone within Putnam County government to take over this responsibility. He explained that, as Chairman of the Audit

& Administration Committee, he had the chance to sit in during the interview process. He stated that there were several good, qualified candidates and Mr. Lewis rose above them all. He believed that he would do a fantastic job and looked forward to working with him.

Legislator Crowley stated that, as a new Legislator, Mr. Lewis has made himself accessible to all her questions which she very much appreciated. She explained that he is extremely knowledgeable, and she looks forward to working with him.

Legislator Addonizio stated that it was an honor to confirm her vote for Mr. Lewis. She stated that his qualifications are outstanding. She congratulated to him on this appointment.

Legislator Sayegh concurred. She explained that he has a previous background as an Auditor and experience in government. He is very open and transparent to the Legislature. She was happy to approve this appointment.

Legislator Montgomery stated that she was thrilled to approve Mr. Lewis' appointment. She stated that he has made information more accessible, and she believed it would be great for the public to have him as Commissioner of Finance.

Legislator Gouldman stated that Michael Lewis is a wonderful choice as Commissioner of Finance.

Legislator Ellner stated that he had the pleasure of working with Mr. Lewis on a few things. He stated that Mr. Lewis is thorough, efficient and would be an asset to Putnam County.

RESOLUTION #143

APPROVAL/ CONFIRMATION/ APPOINTMENT/ COMMISSIONER OF FINANCE

WHEREAS, County Executive Kevin M. Byrne has appointed Michael J. Lewis as Commissioner of Finance, pursuant to Article 4, Section 4.01 of the Putnam County Charter effective June 3, 2023; and

WHEREAS, Michael J. Lewis possesses the requisite knowledge, experience, and qualifications to serve as the Commissioner of Finance for the County of Putnam; and

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

RESOLVED, that the Legislature hereby confirms the appointment of Michael J. Lewis as the Commissioner of Finance for the County of Putnam, pursuant to Article 4, Section 4.01 of the Putnam County Charter; and be it further

RESOLVED, that Michael J. Lewis shall serve at the pleasure of the County Executive in accordance with the terms of Section 4.01 of the Putnam County charter; and be it further

RESOLVED, that this appointment shall comply with the requirements to file an Oath of Office pursuant to the New York State Public Officers Law.

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

Item #6h – Approval/ Confirmation/ Appointment/ Director of Real Property Tax Services was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Nacerino, Chairman Jonke moved the following:

Chairman Jonke explained that he was on the phone during the interview process of Ms. McLoughlin a few weeks ago. He stated that he knows of her past background in the appraisal business. He stated that she shined in her interview, and it gives him great pleasure to move this appointment forward.

Legislator Sayegh stated that Ms. McLoughlin comes highly recommended. She has an impeccable reputation and has great experience. She believed she would be an asset to Putnam County.

Legislator Gouldman believed that Ms. McLoughlin is a wonderful choice to be the Director of Real Property. He congratulated her on the appointment and welcomed her to the County.

Legislator Montgomery stated that she was happy to approve this appointment. She welcomed Ms. McLoughlin and looked forward to working with her.

RESOLUTION #144

APPROVAL/ CONFIRMATION/ APPOINTMENT/ DIRECTOR OF REAL PROPERTY TAX SERVICES

WHEREAS, County Executive Kevin M. Byrne has appointed Patricia McLoughlin as Director of Real Property Tax Services, effective June 12, 2023, pursuant to Article 4, Section 4.03 of the Putnam County Charter; and

WHEREAS, Paul Eldridge, Personnel Officer, was advised by the NYS Department of Tax and Finance, Office of Real Property Tax Services in a letter dated May 17, 2023, that Patricia McLoughlin meets the minimum qualification standard for County Director as set forth in section 20 NYCRR 8188-4.3 of the rules for real property tax administration; and

WHEREAS, the Director of Real Property Tax Services is a term appointed position of 6 years as provided for in NYS Real Property Tax law; and

WHEREAS, the current term time frame began on October 1, 2019, and expires on October 1, 2025; and

WHEREAS, Ms. McLoughlin is being appointed to serve the remainder of the current term's time frame, after which, she would be eligible for a full six-year term; and

WHEREAS, the Personnel Committee of the Putnam County Legislature considered and recommends approval of this appointment, now therefore be it

RESOLVED, that the Legislature hereby confirms the appointment of Patricia McLoughlin as Director of Real Property Tax Services for Putnam County pursuant to Article 4, Section 4.03 of the Putnam County Charter; and be it further

RESOLVED, that Patricia McLoughlin shall serve the remainder of the current term time frame as stated above; and be it further

RESOLVED, that this appointment shall comply with the requirements to file an Oath of Office pursuant to New York State law.

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

Item #6i – Approval/ Policy for Service Animals was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Nacerino, Chairman Jonke moved the following:

Legislator Montgomery stated that this new policy would prohibit anyone from bringing their animal onto County premises unless it is a service animal. She understands that a policy is needed but believed this was too prohibitive. She explained that we all know the benefits animals provide for mental health whether they are certified or not. She believed there should be some discretion for Department Heads and people in the buildings. She stated that we are a dog friendly county and wherever you go other states are way more dog friendly. She stated that she would be voting no on this.

Legislator Crowley believed that we did need discretions pertaining to this. She stated that there was an emotional support guinea pig in the Health Department at one (1) point. She believed that it could cause some health and safety issues. She believed that some restrictions were needed when it came to what type of animals were being brought in as emotional support animals.

Legislator Montgomery stated that there are many people who cannot get dogs. When their children want an animal, there are many that get them guinea pigs as an emotional support and a way of showing them how to care for a pet.

Legislator Sayegh stated that this policy was well researched by our Personnel Department. She explained that under the Americans with Disabilities Act, we may not discriminate against individuals with disabilities, and we must permit a service animal in all areas. She believed it was just making it clear where animals are allowed or not. She explained that it was limited to the guidelines of the American Disabilities Act. She believed that it was important to have guidelines in place to protect all of our employees.

Legislator Castellano believed that it was fair to have to have a policy in place to fall back on for supervisors and employees of the County.

Legislator Montgomery stated that this policy would prohibit the SPCA from even hosting an event in a County building by bringing in animals to showcase.

Chairman Jonke stated that, as someone with a family member who is disabled and has a service animal, he understood the need for a service animal and complying with the Americans with Disabilities Act. He stated that our County facilities are places of business and should be treated that way.

RESOLUTION #145

APPROVAL/ POLICY FOR SERVICE ANIMALS

WHEREAS, under the Americans with Disabilities Act, businesses and facilities that serve the public may not discriminate against individuals with disabilities and must

permit a service animal in all areas of the facility where customers are allowed or the public is invited; and

WHEREAS, no individual assisted by a service dog satisfying the definition pursuant to the provisions of the Americans with Disabilities Act (ADA) will be denied access to any Putnam County facility to areas where the public is normally allowed access; and

WHEREAS, Putnam County prohibits individuals, including employees, from bringing onto the premises an animal that does not meet the ADA's definition of service animal. This shall not apply to law enforcement animals or animals that are property of Putnam County; now therefore be it

RESOLVED, that subject to any applicable agreement by and with the respective collective bargaining agents of the various employee units of the County of Putnam: All service animals must be licensed in compliance with state and local laws. Service animals must also be vaccinated against rabies and other diseases typically found in that animal and must wear a tag displaying its vaccinated status. Service animals must be harnessed, leashed, or tethered, unless these devices interfere with the service animal's work or the individual's disability prevents them from using these devices, in which case the individual must maintain control of the animal through voice, signal or other effective controls; and be it further

RESOLVED, that the service animal's handler must be in complete control of the service animal at all times. The care and supervision of a service animal is solely the responsibility of its handler. An individual who brings a service animal onto Putnam County's premises is completely and solely liable for any injuries or damage to personal property caused by the animal. Any repair or cleaning costs incurred by a service animal will be charged to the handler; and be it further

RESOLVED, in the event it is not obvious what service the service animal provides, pursuant to the Americans with Disabilities Act very limited inquiry is permitted before granting access; and be it further

RESOLVED, a person with their service animal seeking access to a Putnam County facility cannot be denied entry or asked or required to remove a service dog from the premises unless: (1) the dog is out of control, (2) the dog is not housebroken, or (3) the dog is in violation of any provision of this policy; and be it further

RESOLVED, that allergies and/or fear of dogs are not valid reasons for denying access or refusing service to people using service animals; and be it further

RESOLVED, that establishments that sell or prepare food must allow service animals in public areas even if state or local health codes prohibit animals on the premises. Employees cannot isolate people who use service animals from other patrons, treat them less favorably than other patrons, or charge fees that are not charged to other patrons without animals; and be it further

RESOLVED, that County employees are not required to provide care or food for a service animal and should not pet, feed, distract or interact with a service animal, that is not their own, in any way; and be it further

RESOLVED, that this Resolution shall take effect immediately and shall be subject to renewal or continuation by Resolution; and be it further

RESOLVED, that the Personnel Officer and the various County Department Heads are hereby directed to undertake such administrative acts and tasks as are necessary and proper such as the creation of policies and/or procedures to carry out the intention of this resolution.

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

Item #6j – Approval/ Policy for Public Facility Access was next. On behalf of the members of the Personnel Committee, Legislators Castellano and Nacerino, Chairman Jonke moved the following:

Legislator Montgomery clarified that this means that the public will no longer be able to freely use their camera or video tape. It will be determined by the individual Department Head, or staff member, what is considered private or public in County buildings.

Chairman Jonke stated that this is to protect the privacy of our residents meaning that when people visit our facilities, they cannot get behind a desk and freely video tape computer screens or paperwork on someone's desk. This policy would restrict the release of private information.

Legislator Sayegh stated that it also defines a designated public access area and a nonpublic access area where employees are performing their jobs.

Legislator Montgomery believed that in a time where access to county government is currently very limited, this policy was overreaching. It does not really define but leaves it up to interpretation of the individual Department Head, or staff member, of where or when public access is. She believed this was doing more to limit public access.

Chairman Jonke read the fifth, sixth and seventh RESOLVED clause from the resolution. He believed the language was clear.

RESOLUTION #146

APPROVAL/ POLICY FOR PUBLIC FACILITY ACCESS

WHEREAS, Putnam County is committed to protecting the administration of the Putnam County government and the rights of citizens under the First Amendment of the United States Constitution; now therefore be it

RESOLVED, that subject to any applicable agreement by and with the respective collective bargaining agents of the various employee units of the County of Putnam: Putnam County shall establish and adopt a Public Facility Access Policy; and be it further

RESOLVED, that this policy shall define and establish different levels of Public Facility access areas; and be it further

RESOLVED, that each department shall establish area designations based on the definitions within this policy; and be it further

RESOLVED, that each level of Public Facility Access shall allow differing levels of recording; and be it further

RESOLVED, that in all areas, employees shall make every reasonable effort to safeguard private and/or confidential information; and be it further

RESOLVED, that employees shall allow the peaceful photography or recording of designated public areas during the hours such space is open to the public. Loud disruptive and/or threatening behavior will not be tolerated. Visitors that are disrupting the administration of County government will be respectfully asked to leave or alter their behavior; and be it further

RESOLVED, that any person threatening County employees or other members of the public will be asked to vacate the premises. In the event that a visitor is loud, disruptive, or threatening, and will not vacate the premises when asked, law enforcement will be called; and be it further

RESOLVED, that this Resolution shall take effect immediately and shall be subject to renewal or continuation by Resolution; and be it further

RESOLVED, that the Personnel Officer and the various County Department Heads are hereby directed to undertake such administrative acts and tasks as are necessary and proper such as the creation of policies and/or procedures to carry out the intention of this resolution.

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

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

Item #6k – Approval/ Budgetary Amendment (23A032)/ Legal Aid Society/ Indigent Legal Services was next. Chairman Jonke recognized Legislator Nacerino, Chairwoman of the Protective Services Committee. On behalf of the members of the Committee, Legislators Addonizio and Nacerino, Legislator Sayegh moved the following:

RESOLUTION #147

APPROVAL/ BUDGETARY AMENDMENT (23A032)/ LEGAL AID SOCIETY/ INDIGENT LEGAL SERVICES

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (23A032) to adjust the 2023 budget to account for State Aid from the New York State Office of Indigent Legal Services; and

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

Increase Estimated Appropriations:

25117000 54950

Legal Aid Society

250,000

Increased Estimated Revenues:

25117000 430251

State Aid – Indigent Legal Services

250.000

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

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

Item #6L – Approval/ Budgetary Amendment (23A037)/ Sheriff's Department/ State and Municipal (SAM) Facilities Grant Program was next. On behalf of the members of the

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

RESOLUTION #148

APPROVAL/ BUDGETARY AMENDMENT (23A037)/ SHERIFF'S DEPARTMENT/ STATE AND MUNICIPAL (SAM) FACILITIES GRANT PROGRAM

WHEREAS, by Resolution #118 of 2022, the Putnam County Legislature approved an application for grant funding in the amount of \$50,000 administered through Dormitory Authority State of New York (DASNY); and

WHEREAS, the grant was awarded by the State and Municipal (SAM) Facilities Program Grant for costs associated with the purchase of equipment, to include license plate reader system, crime scene camera system, computers, a printer/copier/scanner and an alarm enhancement at the Philipstown substation; and

WHEREAS, said grant does not require matching County funds, and is effective from April 23, 2023, through April 13, 2026; and

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (23A037) to account for said grant award; 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 Appropriations:

17311000 52130 10203	Patrol – Computer Equipment	2,698
17311000 52140 10203	Patrol – Audio Visual Equipment	7,296
17311000 52180 10203	Patrol – Other Equipment	8,909
17311000 52630 10203	Patrol – Computer Equipment	5,109
17311000 52680 10203	Patrol – Other Equipment	25,767
17311000 54300 10203	Patrol – Miscellaneous Supplies	221
		50,000

Increase Estimated Revenues:

17311000 437897 10203	State Aid – SAMS Grant (Project #25075)	50,000
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2023 Fiscal Impact – 0 – 2024 Fiscal Impact – 0 –

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

Item #6m – Approval/ Fund Transfer (23T146) / Sheriff's Department/ Comp Payout was next. On behalf of the members of the Protective Services Committee, Legislators Addonizio and Nacerino, Legislator Sayegh stated that there was a revision made.

Chairman Jonke made a motion to accept the revised resolution; seconded by Legislator Ellner. All in favor.

Legislator Sayegh moved the following revised resolution:

RESOLUTION #149

APPROVAL/ FUND TRANSFER (23T146) / SHERIFF'S DEPARTMENT/ COMP PAYOUT

WHEREAS, the Putnam County Sheriff has requested a fund transfer (23T146) to cover projected future comp payout requests for 2023; 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:

10311000 51093	Sheriff Admin Overtime	10,000
17311000 51093 10144	Sheriff Patrol Acc. Recon Overtime	10,000
17002000 51093	Sheriff Patrol Weight Enforcement OT	10,000
17311000 51093	Sheriff Patrol Overtime	35.000

Increase:

10311000 51092 Sheriff Admin Comp Payout 65,000

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

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

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

Item #6n – Approval/ Local Law to Amend the Code of Putnam County by Adding a New Chapter 170 Entitled "Homeless Shelters" was next. Chairman Jonke recognized Legislator Addonizio, Chairwoman of the Rules, Enactments & Intergovernmental Relations Committee. On behalf of the members of the Committee, Legislators Ellner and Gouldman, Legislator Addonizio moved the following:

Legislator Addonizio read the resolution. She stated that she did not believe that any municipality should have the authority to dictate what goes on in our County. She stated that we do not have the resources, infrastructure, or capacity to provide shelter for New York City homeless right here in Putnam County. She explained that the County Executive is just asking that any outside municipality should enter into a shared services agreement before providing any temporary housing.

Legislator Crowley stated that with this being a humanitarian crisis of epic proportions, Putnam County does not have resources to handle any kind of influx of homeless from any other municipalities in the State. She stated that our community is already struggling to survive, and we simply do not have the capacity to fund, house, feed, and school a population increase. She stated that she was in favor of this law.

Legislator Montgomery stated that Putnam County does not currently have a licensing scheme for its homeless shelters. She explained that ironically there is a section in the Putnam County Code for an animal shelter. She stated that this County will take an

animal sent from Texas that end up at our publicly funded shelters and potentially stay there for years, costing taxpayers thousands of dollars. She stated that because Putnam County has no existing licensing scheme, this local law puts our existing homeless shelters at risk for improper operation. She believed that it was imposing a heavy bureaucratic burden on these already overburdened shelters, and we have done nothing to support them. She stated that any funding we receive for these types of services are received from State and Federal government. She stated that she votes no on the budget because Putnam gives out big raises for upper management and elected officials and never increases funding for social services. She stated that there is so much here about what Putnam will have to provide if the non-existing crisis happens. She stated that what our elected leaders fail to do, even right here tonight, is to tell the public there are resources that have been made available for this crisis. She stated that the NYS **Emergency Declaration number 28 comes with funding for the Red Cross. State Finance** Law Section 97-g allows for the purchase of food, supplies, and equipment to assist effected local governments and individuals the addition of funding for the relocation. She stated that none of this was mentioned at the Rules Committee meeting. She believed that the definition of a homeless shelter in this law was vague and provided a few examples. She believed that the law left the County wide open to being sued again and again. She believed that the law was a violation of the rights of business owners.

Legislator Ellner stated that he would be voting in favor of this. He explained that this is a new law that does not affect any existing homeless shelters. He stated that this is also about other municipalities, not private businesses, being good neighbors in communicating with Putnam County.

Legislator Sayegh stated that one (1) of the main purposes of government is to protect its citizens, and part of that is creating laws to protect our County. She explained that by amending the Code of Putnam County to include this chapter, we are protecting our citizens and resources from possibly being overrun by outside municipalities who are shifting their responsibility to counties like Putnam. She explained that the law prohibits outside municipalities from offering or providing temporary housing in our County without first entering into a shared services agreement with Putnam County. She stated that we cannot strain our limited resources and infrastructure. She explained that we have local towns that do not want or cannot have Vrbo short term vacation rentals and towns that have strict laws governing zoning. She explained that we have limited public transportation and sidewalks, and towns overrun with tourism that cannot handle weekend influxes of visitors. She believed that a shared services agreement was an open and transparent government. She stated that she recently attended a press conference in Dutchess County lead by Interim Dutchess County Executive William O'Neil. She explained that there were several local officials at the event from both sides of the political aisle. She explained that this local law is preparing for a situation that may or may not come here to Putnam County. She believed that we must be prepared to address a potential crisis.

Legislator Castellano concurred. He stated that this is a homeless issue that we have in front of us, and we are trying to be proactive to prevent a housing crisis. He stated that New York City (NYC) needs to reach out to Putnam County government if they are looking for a shared services agreement. He believed that it would be a tremendous burden to our infrastructure, schools and employment in our area and we need to do what is right for the people of Putnam County. He stated that we can help NYC if necessary, but they need to come to the table and speak to us and not go behind our

backs speaking to local hotels and motels trying to move their crisis up to Putnam County.

Legislator Gouldman stated that a few months ago New York City Mayor Adams said that the southern state governors that are sending homeless up to New York State were morally bankrupt. He stated that he is now doing the same thing by trying to shift the strain that New York City is under to smaller suburban counties without even the courtesy of a conversation or discussion whether these municipalities can handle this. He believed that Putnam, as well as other counties, should not be held liable for the irresponsibility of New York City's failed policies, and also for the failures of the federal government in not dealing with the southern border. He believed that if the largest city in the nation, New York City, is feeling stressed and cannot handle this, who in their right mind would believe that one (1) of the smallest counties in New York State, Putnam County, could handle this. He stated that this local law is putting a stop to this before it occurs. He believed that the federal government should close the southern border as it has had a tremendous negative impact on New York City. He stated that it is clear there is no leadership or real plan to handle this crisis throughout this country. He proceeded to read a letter received from Putnam Valley Supervisor Jacqueline Annabi who supported County Executive Byrne's position on this issue.

Chairman Jonke stated that this Legislative body has an obligation to protect the health and welfare of our residents. He stated that we have heard from our Health and Social Services departments. He stated that there was an allusion about bringing animals from out of state and housing them in Putnam County animal shelters and comparing that to a homeless human, which he believed was mind-boggling. He stated that before any outside municipality sends their homeless to Putnam County, they must have a shared services agreement in place. He stated that this is protecting the resources in Putnam County that we all pay dearly for. He stated that our limited facilities in Putnam County are already being used to serve our population. He stated that we have an obligation to serve our residents first.

Chairman Jonke requested a Roll Call Vote.

Legislator Montgomery asked to make a comment.

Chairman Jonke stated that everyone had their chance to comment and he called for a Roll Call Vote.

RESOLUTION #150

APPROVAL/ LOCAL LAW TO AMEND THE CODE OF PUTNAM COUNTY BY ADDING A NEW CHAPTER 170 ENTITLED "HOMELESS SHELTERS"

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

Section 1.

A new Chapter 170 is hereby added to the Code of the County of Putnam to read as follows:

CHAPTER 170 HOMELESS SHELTERS

§ 170-1 Purpose.

The County has a critical interest in maintaining the health, safety, and welfare of its residents. As such, it has fallen on the County to take steps to ensure that neither external municipalities nor local businesses attempt to subvert state law and threaten the orderly functioning of this County by improperly operating a homeless shelter without appropriate government authority or resources to care for those in need. Putnam County may legislate such matters under the authority granted to it by Municipal Home Rule Law § 10(1)(ii)(a)(12), which allows it to adopt and amend local laws related to the government, protection, order, conduct, safety, health and well-being of persons or property therein.

§ 170-2 Definitions.

Homeless shelter

Any building or physical location that provides overnight sleeping accommodations and is substantially intending to provide such accommodations to the homeless in general or for specific populations of the homeless.

Temporary housing

Temporary housing shall include any facility maintained primarily for overnight occupancy by persons who are provided at least some part or portion of the use of the facilities, including but not limited to hotels, motels, camping units, or other rental properties.

§ 170-3 Shared services agreement required.

No municipality outside of Putnam County, or agent thereof, may offer or provide temporary housing within Putnam County, thereby creating a homeless shelter as defined above, without first entering into a shared services agreement with Putnam County to provide said services.

Section 2.

This local law shall take effect immediately upon its filing with the NYS Secretary of State.

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

Item #60 – Approval/ Supporting Declarations of Executive Order 3 of 2023 was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Ellner and Gouldman, Legislator Addonizio moved the following:

Legislator Montgomery stated that this Legislature and the County Executive want to protect Putnam County, yet we are being sued and will be sued again and continue to be sued for no reason, because New York City has gone on record and stated that there are no plans to house, bring, shelter migrants in Putnam. She stated that this County will fail to protect the resources and eight (8) members of this Legislature will pass this legislation to prevent asylum seekers from relocating to the County. She stated that it is unconstitutional and violates federal civil rights statutes. She stated that Executive

Order 2 is what a lawyer will call ultra vires, acting or done beyond one's legal power or authority. She questioned under what legislative code, rule or regulation does the County Executive believe he has this broad power. She proceeded to read part of the first paragraph of Executive Order 2 and stated that it was setting a dangerous precedent and again believed the County Executive's power was too broad. She believed the County Executive must define exactly where he believes he obtains this authority and exactly what he proposes as the County Executive control over local officials means. She was surprised that any town Supervisor is willing to hand this authority over to this overreaching county government without understanding the unintended consequences. She proceeded to address concerns regarding the County Executive's authority she received from Cold Spring Mayor Foley. Legislator Montgomery stated that these individuals have fled their home countries due to persecution, violence and unimaginable hardships. She stated that we must play our part in repairing this broken world. She stated that a community is formed by a shared set of values which involves a commitment to integrate, not divide. She believed that a way to be a part of the solution is not with this self-centered legislation.

Legislator Sayegh stated that this is not a law we are passing, it is a policy. She stated that we are a nation of laws that protect our citizens. She explained that so called sanctuary policies are designed to restrict cooperation with the federal government and authorities and bypassing immigration law in our country. She stated that we have immigration law in this country to immigrate in an orderly fashion. She stated that by circumventing federal immigration authorities these policies place the public at risk by preventing the authorities from locating, arresting, and prosecuting criminal aliens, possible gang members and drug cartel. She stated that our State is being flooded with illegal fentanyl which is killing our children. She believed that it puts us all at risk. She stated that the only people benefiting from sanctuary policies are the criminals. She stated that her in-laws came to this country 50 years ago and came here the right way. She stated that she would support this Executive Order.

Legislator Ellner stated that contrary to popular opinion, New York State is not a sanctuary State. He stated that Syracuse University has issued studies over the last few years, and it is obvious that nationwide over the last two (2) years that two-thirds of the asylum seekers were denied asylum. Regardless of your status Federal law prohibits these individuals from working in the United States. He stated that we cannot afford them. He stated that he supports the County Executive and will be voting in favor of this policy.

Chairman Jonke stated that he was pro-immigration. He is the son of an immigrant who came here legally. He stated that he supports the rule of law, the constitution and the County Executive and will be voting yes.

RESOLUTION #151

APPROVAL / SUPPORTING DECLARATIONS OF EXECUTIVE ORDER 3 OF 2023

WHEREAS, The federal government under the provisions of the Immigration and Nationality Act as codified in the United States Code (U.S.C.) is responsible for the establishment and enforcement of the laws of the United States of America pertaining to legal immigration; and

WHEREAS, the authority for enforcement of the Immigration and Nationality Act and the U.S.C. is vested with the federal government, and it is the responsibility of all levels of government to fully support the federal government in the exercise of its obligations under the law pertaining to immigration; and

WHEREAS, the level of immigration enforcement by the federal government has been inadequate in preventing millions of persons from illegally entering the United States without complying with the laws of our nation; and

WHEREAS, Putnam County continues to work with the County Sheriff's Department and Immigration Customs Enforcement (ICE) to properly identify arrested felons and gang-associated members who are suspected violators of federal immigration laws; and

WHEREAS, Putnam County continues to support our nation's governing document, the United States Constitution, in its current form including, but not limited to, both the 4th, 5th, and 14th Amendments as they pertain to an individual's right to privacy and due process, and thereby continues to support fair, equal, and just application of the law free of discrimination; now therefore be it

RESOLVED, that the Putnam County Legislature, on behalf of the County of Putnam and in support of the previous enactment by the Putnam County Executive, hereby pledges support of federal immigration enforcement efforts within the scope of local authority in accordance with the county charter, state, and US Constitutions; and be it further

RESOLVED, that the Putnam County Legislature, on behalf of the County of Putnam and in support of the previous enactment by the Putnam County Executive, hereby declares that Putnam County is not a sanctuary county and is in fact a county committed to upholding the rule of law, including our nation's immigration laws, as a Rule of Law County; and be it further

RESOLVED, that the Putnam County Legislature, on behalf of the County of Putnam and in support of the previous enactment by the Putnam County Executive, hereby declares that Putnam County will remain dedicated with its personnel, policies, and resources to support adherence of the rule of law as applied to immigration enforcement for the greater good of all citizens and residents of Putnam County.

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

AUDIT & ADMINISTRATION COMMITTEE (Chairman Castellano, Legislator Ellner & Gouldman)

Item #6p - Approval/ Budgetary Amendment (23A038)/ Youth Bureau/ 2023 Runaway & Homeless Youth Programs 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 #152

APPROVAL/ BUDGETARY AMENDMENT (23A038)/ YOUTH BUREAU/ 2023 RUNAWAY & HOMELESS YOUTH PROGRAMS

WHEREAS, the Director of the Youth Bureau requested a budgetary amendment (23A038) to adjust the State Aid allocations for the Runaway & Homeless Youth (RHY) programs in accordance with the most recent State Aid funding authorization, 23-OCFS-LCM-01, from the NYS Office of Children and Family Services (OCFS) dated 1/18/23; and

WHEREAS, the funds are available for the period of January 1, 2023 through September 30, 2023; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Estimated Revenues:

10731000	Youth Admin	
438623	Arbor House RHY	1,424
10731000	Youth Admin	,
438204	Green Chimney's TLP	7,250
10731000	Youth Admin	,
438622	Runaway Coordinator	277
	,	8,951
Decrease Appropr	riations:	
10731000	Youth Admin	
54970	Arbor House RHY	10,077
Increase Appropri	ations:	
10731000	Youth Admin	
54907	Green Chimney's TLP	12,083
Increase Continge	ency:	
10199000 54980		6,945
	_	·
	2023 Fiscal Impact – (6,945)	

2024 Fiscal Impact – 0 –

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

Item #6q – Approval/ Fund Transfer (23T155)/ Finance/ Correct Vacancy Control Line was next. On behalf of the members of the Audit & Administration Committee, Legislators Ellner and Gouldman, Legislator Castellano moved the following:

RESOLUTION #153

APPROVAL/ FUND TRANSFER (23T155)/ FINANCE/ CORRECT VACANCY CONTROL LINE

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, the Commissioner of Finance has requested a fund transfer (23T155) to correct an account line approved by Resolution #135; 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:		
10802000 51000	Planning Personnel Services	19,137
10802000 58002	Planning FICA	1,464
		20,601
Increase:		
10874500 51000	Soil & Water Pers. Services	19,137
10874500 58002	Soil & Water FICA	1,464
		20,601
	2023 Fiscal Impact – 0 –	

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

2024 Fiscal Impact – 0 –

Item #7 – Other Business

Item #7a – Amend Resolution #63 of 2023/ Budget & Finance Committee Representative/ Capital Projects Committee was next.

Chairman Jonke explained that there is a conflict with the Legislative Representative assigned to the Capital Project Committee. He explained that this would replace Legislator Gouldman with Legislator Nacerino.

Chairman Jonke made a motion to add this item as other business to the agenda; seconded by Legislator Crowley. All in favor.

Chairman Jonke moved the following:

RESOLUTION #154

AMEND RESOLUTION #63 OF 2023/ BUDGET & FINANCE COMMITTEE REPRESENTATIVE / CAPITAL PROJECTS COMMITTEE

WHEREAS, by Resolution #63 of 2023, the Putnam County Legislature appointed William Gouldman as Budget & Finance Committee Representative to the County's Capital Projects Committee; and

WHEREAS, the Chairman of the Putnam County Legislature, Paul Jonke, has requested an amendment be made to this appointed designee of the Budget & Finance Committee; now therefore be it

RESOLVED, that Ginny Nacerino replace William Gouldman as the Budget & Finance Committee Representative to the County's Capital Projects Committee for the remainder of the one (1) year term, said term to expire on December 31, 2023.

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

Item #7b - Approval/ Standard Work Day and Reporting Resolution was next.

Chairman Jonke made a motion to add this Standard Work Day and Reporting resolution, along with the additional material, as other business on the agenda; seconded by Crowley. All in favor.

Chairman Jonke moved the following:

RESOLUTION #155

APPROVAL/ STANDARD WORK DAY AND REPORTING RESOLUTION

WHEREAS, the New York State and Local Employees' Retirement System requires the County to file the Standard Work Days for elected and appointed employees based on time and attendance records or the records of activities maintained and submitted by these officials to the Clerk of the Legislature, and

WHEREAS, a copy of this report was contained in the following:

- Resolution #195 of 2010 and Resolution #286 of 2010 (one employee only).
- Resolution #338 of 2011 correcting Resolution #190 of 2011.
- Resolution #218 of 2012 correcting Resolution #155 of 2012.
- Resolution #143 of 2013.
- Resolution #168 of 2014.
- Resolution #150 of 2015.
- Resolution #148 of 2016.
- Resolution #156 of 2017.
- Resolution #244 of 2017 reflecting change made on Resolution #226 of 2014 which corrected Resolution #143 of 2013 (one employee only).
- Resolution #170 of 2018.
- Resolution #141 of 2019.
- Resolution #266 of 2019 correcting Resolution #141 of 2019.
- Resolution #115 of 2020.
- Resolution #176 of 2020 correcting Resolution #115 of 2020.
- Resolution #125 of 2021.
- Resolution #209 of 2021 correcting Resolution #125 of 2021.
- Resolution #131 of 2022.
- Resolution #266 of 2022.

And

WHEREAS, it is now time to file the report for 2023; now therefore be it

RESOLVED that the County of Putnam hereby established the following as standard work days for the listed elected officials in schedule "A" and will report the following days worked to the New York State and Local Employees' Retirement system

based upon time and attendance records or on the record of activities maintained and submitted by these officials to the Clerk of this body.

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

Item #8 - Recognition of Public on Agenda Items

Chairman Jonke stated that due to the number of people wanting to speak, he would limit comments to three (3) minutes. He asked that everyone be respectful, regardless of if they agreed with the comments being made or not. He stated that prior to making a comment, he requested that they state their name and the town in which they reside. He also requested that they fill the same information out on the sign in sheet.

Judy Allen, Resident of Putnam Valley disagreed with the County Executive declaring a State of Emergency for the migrant situation. She believed it was alarmist and compared it to the story of "Chicken Little" which had morals of not forming incorrect conclusions from insufficient data, not stoking fear in others without good cause, and not taking other people's words for things when they are making extraordinary claims. She believed the County Executive issued an Executive Order based on fear of an unlikely eventuality. She expressed concern with the Legislature codifying the measures from the Executive Order into law.

Peter Preuss, Resident of Mahopac, expressed the disaster at the southern border and the adverse impact it has on New York City. He stated that these are not asylum seekers, they are financial illegal immigrants. He expressed his concern that this will escalate, and the numbers will increase. He detailed the different funding sources they receive from this country. He stated that the taxpayers will be paying for this and believed that it will negatively impact our quality of life. He stated we are a country of immigrants, but a country of legal immigrants.

Steve Clorofilla, Resident of Mahopac, stated he is a union supporter and historically, unions have been attacked by the wealthy people that would bring in illegal immigrants to lower the wage scale for union workers. He stated this influx will hurt the working class, and our tax dollars will be utilized to care for illegal immigrants. He was also concerned about the possible diseases they may be bringing into the country. He thanked the members of the Legislature that want to protect the people of Putnam County.

Marilyn Miller, Resident of Brewster, stated that the illegal immigrants are already here, and she has witnessed bus loads being unloaded while she was coming back from an EMS call to pick up an illegal immigrant who fell while drunk. She noted that a citizen who broke their hip had to wait for an ambulance due to having to respond to the illegal immigrant. She expressed the problems already happening in Brewster, which she believed were from illegal immigrants.

Cindy Trimble, Resident of Cold Spring, expressed concern over the terms being used by Legislator Montgomery to describe those who disagree with her. She thanked the County Executive and the Legislators for putting the taxpayers in this County first by enacting this legislation.

Bill Schutte, Resident of Mahopac, expressed that the Legislators who voted in favor of this Local Law make him proud to be an American.

Prakash Tewari, Resident of Carmel, stated that he made Carmel his home 23 years ago. He stated that people are blurring the lines between legal and illegal immigrants. He explained how he came to America on a visa due to a scholarship, then got a work permit, green card, and eventually citizenship. He explained how many records were needed for him to become a citizen. He stated that is called legal immigration and he is proud of it. He noted a similar situation with asylum seekers that happened in France a few years ago which has had adverse effects. He told a story about an asylum seeker stealing money from his son's bank account.

Linda Harris, Resident of Carmel, thanked the Legislature for the opportunity to speak and for the County's Juneteenth celebration. She gave an overview of her background and character. She stated that in 2022 the County received \$19 million in Build Back Better Federal Funds. She stated that the first project was to renovate the County's Golf Course. She believed that a portion of the funding should have been put towards permanent staffing for the Fire Departments and EMT services. She believed that the County Executive is using New York City as a scapegoat, because the root of the problem are the Governor of Florida Ron DeSantis and Governor of Texas Greg Abbott whose actions have caused this situation. She expressed that she wished the Legislators did not listen to social media or try to score political points.

John Sparano, Resident of Kent, thanked the Legislators who voted in favor of the Local Law. He expressed his disapproval of housing homeless and illegal immigrants. He stated that he moved to Putnam County 37 years ago to give his family the safety and serenity it provides. He expressed that he finds it unacceptable to house people who have not been vetted. He stated that many immigrants have entered the country illegally and he did not want to reward them with taxpayer funded services. He believed that they stopped becoming illegal aliens and have all become asylum seekers.

Jean Hopper, Resident of Mahopac, asked everyone to reflect on their compassion and humanity. She expressed her disapproval of how certain tax dollars are handled, such as funding for the Golf Course. She questioned what we needed protection from. She stated to not paint with a broad brush, there is good and evil. She believed that we are better when we try to help each other, rather than fight each other.

Eileen McDermott, Resident of Brewster, stated that she knows that the public comments tonight falls on deaf ears, as the Legislature has already voted, but she wanted it on the record that she believes the County Executive and most of the Legislature are lying to the people about a threat that does not exist. She stated the immigrants who are coming here are coming the right way, as they are asylum seekers. She noted that New York City (NYC) has sued Putnam County and the counties who have enacted similar legislation and has already won injunctions against Rockland and Orange counties. She stated that is because this legislation is unconstitutional. She stated NYC has made it clear that housing the migrants, as well as providing services will be at the City's expense. She proceeded to read an excerpt of the lawsuit. She stated she spoke with the County Executive recently who said his belief was that any people living long-term without jobs, money, or services, will resort to crime. She stated this is not true due to NYC providing

for these migrants. She stated the vast majority of these asylum seekers are people in poverty fleeing from countries with economic collapse, political violence, and destruction from natural disasters.

Abigail Santana, Resident of Carmel, stated this County has racism in it. She believed that the Legislature does not see the division in the County. She explained that people need to be more empathetic towards the asylum seekers. She believed it was inhumane to turn your backs on these people.

Jim Wise, Resident of Carmel, listed asylum seekers who tried to come to America during the Holocaust, were turned away and eventually killed in Europe. He stated the United States passed the Immigration and Nationality Act of 1952, which stated asylum seekers would be allowed into the Country while their claims that their safety is in danger were investigated and they would be deported if it was found that they were lying. He stated these immigrants are legal under this Act.

John Garafolo, Resident of Kent, explained his belief that the rights of our Country belong to the citizens. He explained that this is not about race, it is about the problems that come with taking all these people in. He addressed his concerns about what is going on in our country.

Pastor Jen Boyd, of Trinity Lutheran Church in Brewster, stated people are not illegal, they are humans. She stated she has been to Guatemala, and the people coming from there are coming for similar reasons that our ancestors did. She stated they are escaping war, violence, corruption, and natural disasters. She stated she believes they would love to stay in their own homes, but it is not safe. She believed that we should treat them with humanity and help them to live new lives. She stated the religious belief to welcome the stranger. She stated we have lost our sense of humanity.

Kristina Dellasorte, Resident of Danbury, stated she is here to support her neighbors because she is concerned about what could happen here and that it will flow over to neighboring communities. She read a letter dated January 28, 1965, from Nelson Rockefeller, Governor of New York at the time, to her father who immigrated from Germany. She noted her father needed a separate sponsor to live here and to work here. She stated that he became a citizen and was proud of it. She stated immigration needs to be done the right way.

James Hayes, Resident of Southeast, stated Putnam County and the rest of the United States does not have the economy that we did decades ago. He stated that we cannot support this influx of immigrants. He stated there are tens of millions of illegal immigrants in this country that citizens now have to compete with in the workforce. He stated he appreciated the Legislature looking out for the citizens of this County.

Mike Webb, Resident of Hopewell Junction, stated he sponsored a legal immigrant, and it took seven (7) years of effort to get citizenship. He explained why immigrants want to come here and how there are too many for the United States to support. He explained that even though Federal, State, and City governments will pay for it, the money still comes from the citizens.

Peter Fioti, Resident of Mahopac, explained he does not agree with spending tax money for social efforts that people do not agree with. He explained his concern that the City will pay for these people only long enough until they establish residency and thus, the City does not have to pay for them anymore. He expressed that he does not want other municipalities to take advantage of Putnam County.

James Adams, Resident of Philipstown, stated we are a nation of immigrants but have a shameful history of bigotry against others. He gave multiple historical examples of this. He explained how asylum seekers can work in our Country and contribute to the economy. He stated immigrants are what is going to keep our Country going.

Elisa Ann, Resident of Carmel, recited a poem about a snake, which was about being careful of what you take in to take care of.

Item #9 – Recognition of Legislators

Legislator Crowley stated that Sergeant Thomas Lee in the Sheriff's Department recently retired. She thanked him for his years of service.

Legislator Gouldman thanked everyone for attending tonight. He stated that it was good to see democracy at work. He wished everyone and enjoyable and safe summer.

Chairman Jonke thanked Sheriff McConville for his staff who kept order in the room during this meeting. He thanked everyone for attending and wished everyone good night.

There being no further business, at 9:18 P.M., Chairman Jonke made a motion to adjourn; seconded by Legislators Crowley and Sayegh. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.

THE PUTNAM COUNTY LEGISLATURE

40 Gleneida Avenue Carmel, New York 10512

(845) 808-1020

Fax (845) 808-1933

Paul E. Jonke *Chairman*Amy E. Sayegh *Deputy Chair*Diane Schonfeld *Clerk*Robert Firriolo *Counsel*



Nancy Montgomery	Dist. 1
William Gouldman	Dist. 2
Toni E. Addonizio	Dist. 3
Ginny Nacerino	Dist. 4
Greg E. Ellner	Dist. 5
Paul E. Jonke	Dist. 6
Joseph Castellano	Dist. 7
Amy E. Sayegh	Dist. 8
Erin L. Crowley	Dist. 9

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

<u>Wednesday</u>

July 5, 2023

(Immediately following Public Hearing beginning at 6:45 P.M.)

- 1. Pledge of Allegiance
- 2. Legislative Prayer
- 3. Roll Call

PROCLAMATIONS

Recognizing Members of the Putnam County Sheriff's Department

Putnam County 4-H Showcase Week - July 24th - July 29th 2023

Honoring Judi Schoen & Laura Spallina

Pretrial, Probation, Parole Supervision Week – July 16-22, 2023

- 4. Acceptance of Minutes Budget & Finance Meeting June 6, 2023 Special Meeting June 20, 2023
- 5. Correspondence
 - a) County Auditor
- 6. Pre-filed resolutions:

BUDGET & FINANCE COMMITTEE (All Legislators)

6a. Approval/ 2024 Decentralized Budget Review Process for Preparation and Adoption of the 2024 County Budget

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

- 6b. Approval/ Budgetary Amendment (23A033)/ Planning Department/ Additional Unified Planning Work Program (UPWP) Funding Under New York Metropolitan Transportation Council (NYMTC)
- 6c. Approval/ Budgetary Amendment (23A034)/ Planning Department/ Additional Unified Planning Work Program (UPWP) Funding Under New York Metropolitan Transportation Council (NYMTC)
- 6d. Approval/ SEQRA Determination/ Type II/ Cantina at Tilly Foster Farm
- 6e. Approval/ Inclusion of Parcels in Putnam County Agricultural District
- 6f. Approval/ Ratification of Applications Submitted for Grant Funding Available
 Through the 2023 Consolidated Funding Application (CFA) Program Aimed to
 Increase Local Economic Development and Encourage Growth in Putnam County

PERSONNEL COMMITTEE (Chairman Jonke, Legislators Castellano & Nacerino)

- 6g. Approval/ Confirmation/ Appointment/ Commissioner of Finance
- 6h. Approval/ Confirmation/ Appointment/ Director of Real Property Tax Services
- 6i. Approval/ Policy for Service Animals
- 6j. Approval/ Policy for Public Facility Access

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

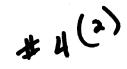
- 6k. Approval/ Budgetary Amendment (23A032)/ Legal Aid Society/ Indigent Legal Services
- 6L. Approval/ Budgetary Amendment (23A037)/ Sheriff's Department/ State and Municipal (SAM) Facilities Grant Program
- 6m. Approval/ Fund Transfer (23T146) / Sheriff's Department/ Comp Payout

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

- 6n. Approval/ Local Law to Amend the Code of Putnam County by Adding a New Chapter 170 Entitled "Homeless Shelters"
- 6o. Approval/ Supporting Declarations of Executive Order 3 of 2023

AUDIT & ADMINISTRATION COMMITTEE (Chairman Castellano, Legislator Ellner & Gouldman)

- 6p. Approval/ Budgetary Amendment (23A038)/ Youth Bureau/ 2023 Runaway & Homeless Youth Programs
- 6q. Approval/ Fund Transfer (23T155)/ Finance/ Correct Vacancy Control Line
- 7. Other Business
- 7a. Amend Resolution #63 of 2023/ Budget & Finance Committee Representative/ Capital Projects Committee
- 7b. Approval/ Standard Work Day and Reporting Resolution
- 8. Recognition of Public on Agenda Items
- 9. Recognition of Legislators
- 10. Adjournment



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
		39,868
Increase Estimated Revenues:		
26401001 444892 10205	Public Health Infrastructure Grant	39,868

2023 Fiscal Impact - 0 -

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	2,952
		5,135
Increase:		
22070000 58008 601303102	CAC – Health Ins.	2,183
10102000 51000 601303102	DSS - Pers. Services	2,952
		5,135
	2023 Fiscal Impact – 0 –	

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:

2024 Fiscal Impact \$6,924

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

Increase:

10731000 51094 Temporary – Youth 8/14/23-12/29/23 11,200

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
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	_500
		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 Tr

Transfer Out – Capital Fund

1.000.000

Increase Estimated Revenues:

10131000 424011

Interest & Earnings

1.000.000

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 1,147

32311000 58002 10204

FICA

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

Increase Estimated Revenues:

10131000 424011

Interest & Earnings

600,000

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

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

Increase:

10398901 52680 10157 Other Equipment 28,650

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 #60 – 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	2,928
		41,202

Increase:

10802000 51000 10802000 58002 Planning Personnel Services Planning FICA

38,274 2,928 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.

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.

THE PUTNAM COUNTY LEGISLATURE

40 Gleneida Avenue Carmel, New York 10512

(845) 808-1020

Fax (845) 808-1933

Paul E. Jonke *Chairman*Amy E. Sayegh *Deputy Chair*Diane Schonfeld *Clerk*Robert Firriolo *Counsel*



Nancy Montgomery	Dist. 1
William Gouldman	Dist. 2
Toni E. Addonizio	Dist. 3
Ginny Nacerino	Dist. 4
Greg E. Ellner	Dist. 5
Paul E. Jonke	Dist. 6
Joseph Castellano	Dist. 7
Amy E. Sayegh	Dist. 8
Erin L. Crowley	Dist. 9

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

Tuesday

August 1, 2023

7:00 P.M.

- 1. Pledge of Allegiance
- 2. Legislative Prayer
- 3. Roll Call

PROCLAMATION

Overdose Awareness Day

- 4. Acceptance of Minutes Regular Meeting June 6, 2023
 Public Hearing Agricultural Dist. July 5, 2023
- 5. Correspondence
 a) County Auditor
- 6. Pre-filed resolutions:

PERSONNEL COMMITTEE (Chairman Jonke, Legislators Castellano & Nacerino)

- 6a. Approval/ Budgetary Amendment (23A042)/ Health Department/ Public Health Infrastructure, Workforce, and Data Systems Grant/ Personnel & Temporary
- 6b. Approval/ Fund Transfer (23T158)/ Department of Social Services/ Health Insurance
- 6c. Approval/ Fund Transfer (23T162)/ Youth Bureau/ Temporary

6d. Approval/ Fund Transfer (23T189)/ Planning Department and Soil & Water/ Education & Training, Travel and Chargeback Automotive

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

- 6e. Approval/ Budgetary Amendment (23A045)/ Public Works/ State of Emergency Storm Damage 7/9/23
- 6f. Approval/ Budgetary Transfer (23T153)/ Public Works/ Capital Projects/ Close Out CP Projects
- 6g. Approval/ Putnam County Veterans' Residence/ Lease Agreements
- 6h. Approval/ Limited Waiver/ Deed Restriction/ Town of Kent Tax Map Number: 22.-1-23.2

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

- 6i. Approval/ Budgetary Amendment (23A040)/ Sheriff's Department/ Cyber Fraud Task Forces Grant / Memorandum of Understanding (MOU)
- 6j. Approval/ Budgetary Amendment (23A041)/ District Attorney/ Asset Forfeiture Program
- 6k. Approval/ Budgetary Amendment (23A044)/ Emergency Services/ EMS Contracts/ Empress Ambulance Services/ Advanced Life Support (ALS)
- 6L. Approval/ Budgetary Amendment (23A046)/ Sheriff's Department/ Prevention Council of Putnam, Inc. Funds/ Narcotics Overtime
- 6m. Approval/ Fund Transfer (23T192)/ Emergency Services / Other Equipment

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

6n. Approval/ Brewster Industrial Owner, LLC Project/ Payment In Lieu of Taxes (PILOT) Agreement Industrial Development Agency (IDA)

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

- 6o. Approval/ Fund Transfer (23T193)/ Finance/ Correct Vacancy Control Factor 2023 Entry
- 7. Other Business
- 7a. Approval/ Sales Tax Adjustment
- 8. Recognition of Public on Agenda Items
- 9. Recognition of Legislators
- 10. Adjournment

Michele Alfano- Sharkey County Auditor

Francine Romeo
Deputy County Auditor



County Office Building 40 Gleneida Avenue Carmel, New York 10512 Main (845)808-1040 Fax (845)808-1900

TO:

Putnam County Legislature

FROM:

Michele Alfano-Sharkey

County Auditor (M95

DATE:

August 24, 2023

RE:

Refund of Taxes

This is the report for August 24, 2023 provided by Real

Property Tax Law- Section 556, Paragraph (c).

There was no activity during this reporting period.



Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ FUND TRANSFER (23T211)/ PURCHASING/ RECLASSIFICATION/ ACCOUNT CLERK TO SENIOR ACCOUNT CLERK

WHEREAS, the Personnel Department recently conducted a job classification evaluation on the duties of the Account Clerk position in the Purchasing Department; and

WHEREAS, it was determined that this position be reclassified as a Senior Account Clerk; and

WHEREAS, Purchasing Director John Tully has requested a fund transfer (23T211) to account for this reclassification effective July 1, 2023; 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: 10161000 54314	Postage – Central Services	1,675
Increase: 10134500 51000 (105) 10134500 58002	Personnel – Purchasing FICA	1,556 <u>119</u> 1,675
	2023 Fiscal Impact – 0 – 2024 Fiscal Impact – 0 –	

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

Reso

COUNTY OF PUTNAM

FUND TRANSFER REQUEST

TO:

Commissioner of Finance

FROM:

John Tully

DEPT: Purchasing .

DATE:

7/26/23

I hereby request approval for the following transfer of funds:

cc:all
Persa

FROM ACCOUNT#/NAME	TO ACCOUNT#/NAME	AMOUNT	PURPOSE
10161000 54314 (Postage) Cartal Services	10134500 51000 (105) (Personnel)	1,556.00	Reclassification To Bcclass From
10161000 54314 (Postage)	10134500 58002 (FICA)	119.00	Senior Account Clerk

effective July 185.

Total # 1,675, ~

20_22 Fiscal Impact \$		
20_23 Fiscal Impact \$O	grand 1	1/23
	Department Head Signature/Designee	Date

AUTHORIZATION: (Electronic signatures)

Date	Commissioner of Finance/Designee: Initiated by: \$0 - \$5,000.00		
Date	County Executive/Designee: Authorized for Legislative Consideration: \$5,000.01 - \$10,000.00		
Date	Chairperson Audit /Designee: \$0 - \$10,000.00		
Date	Audit & Administration Committee: \$10,000.01 - \$25,000.00		

23T211

PAUL ELDRIDGE Personnel Officer



ADRIENE IASONI Deputý Personnel Officer

July 5, 2023

Classification/Reclassification Notice

	John Tully Acting Director of Purchasing and Central Services
	Adding Director of Pulchasing and Central Services
	Mr. Tully,
	Our office has completed a review of the in-person meeting and below referenced documentation that you submitted for a job classification evaluation or re-evaluation on behalf of Michele Pinto.
	X Position Duties Dated 5/26/2023
	Job Classification Questionnaire (Form 220) Dated
	New Position Duties Statement (Form 222) Dated
	Request for Additional Position(s) in an Already Established Classification (Form 222A)
	Please be advised that, pursuant to Civil Service Law, Section 22, we have classified this position as Senior Account Clerk in the Competitive jurisdictional classification.
	Please Note:
	X Competitive Jurisdictional Classification requires permanent appointment from an appropriate eligible list, now or subsequent to an approved provisional appointment, should this position be adopted as a position in your department or agency.
	Non-Competitive Jurisdictional Classification requires permanent appointment following a review of a current application of any potential appointee should this position be adopted as a position in your department or agency.
	Labor Jurisdictional Classification requires permanent appointment following a review of a current application of any potential appointee should this position be adopted as a position in your department or agency.
,	Exempt Jurisdictional Classification requires appointment following a review of a current application of any potential appointee should this position be adopted as a position in your department or agency.
	If you have any questions regarding this notice, please contact our office.
	Sincerely,

Patricia Rau

Senior Personnel Specialist

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ FUND TRANSFER (23T228)/ SOCIAL SERVICES/ ADDITIONAL FISCAL MANAGER POSITION FROM 11/06/23 THROUGH 12/31/23

WHEREAS, the 2023 Social Services and Mental Health budget reflects one fulltime Fiscal Manager position and funding in the Temporary line; and

WHEREAS, the purpose of this was to hire a new Fiscal Manager and have the existing Fiscal Manager stay on as a Temporary employee to train the new Fiscal Manager of the complexities of this position with handling both Mental Health and Social Services; and

WHEREAS, since the Temporary line was not utilized, funding is available to have two (2) Fiscal Manager work full-time in budgeted positions from November 1, 2023 through December 31, 2023; and

WHEREAS, the Commissioner of Social Services has requested a fund transfer (23T228) to add an additional budgeted Fiscal Manager position for the period of November 6, 2023 through December 31, 2023, at a salary of \$108,680; and

WHEREAS, the 2024 budget will reflect one (1) full-time Fiscal Manager and funding in the Temporary line like the original 2023 approved budget; 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: 10120000 51094 10431000 51094	Social Serv. Admin. – Temporary Mental Health – Temporary	10,032 <u>6,688</u> 16,720
Increase: 10120000 51000 (601020124) 10431000 51000 (601020124)	Fiscal Manager – Social Serv. Fiscal Manager – Mental Health	10,032 <u>6,688</u> 16,720
	2023 Fiscal Impact – 0 –	

2024 Fiscal Impact – 0 –

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

COUNTY OF PUTNAM

FUND TRANSFER REQUEST

TO:

Michael J. Lewis - Commissioner of Finance

FROM: Grace Balcer - Fiscal Manager

DEPT: FINANCE

DATE: 8/3/2023

23T228

I hereby request approval for the following transfer of funds:

FROM	ТО		
ACCOUNT#/NAME	ACCOUNT #/NAME	AMOUNT	PURPOSE
10120000 51094 Socser. Admin	10120000 51000 50c. 5ervices Admin fiscal manager (6010 20124)	\$10,032	ADDITIONAL FUNDING FOR ADDITIONAL FISCAL MANAGER FROM 11/6/2023 TO 12/31/2023
TEMPORARY	PERSONNEL SERVICES		
10431000 51094 TEMPORARY	10431000 51000 PERSONNEL SERVICES mental Health (401020124)	6,688	ADDITIONAL FUNDING FOR ADDITIONAL FISCAL MANAGER FROM 11/6/2023 TO 12/31/2023

Fiscal manager.

SIGNATURES NOT NEEDED - THEY WILL BE AUTHORIZED VIA COMPUTER SYSTEM

2023 Fiscal Impact \$_0_

2024 Fi	scal Impact \$_0			
AUTHORIZ	ZATION:	Department Head Signature/Designee	Date	2
Date	Commissioner of F	inance/Designee: Initiation and \$0-\$5,000.00	PUTNAM CO CARMEL	2023 AUG -3 A
Date	County Executive/[Designee: \$5,000.01 - \$10,000.00	UNTY	MII: 20
Date	Chairperson Audit/	Designee: \$0-\$10,000.00		
 Date	Audit & Administra	tion Committee: \$10,000.01 - \$25,000.00		

KEVIN BYRNE County Executive

MICHAEL J. PIAZZA, Jr. Commissioner 37A298@dfa.state.NY.US

SARA SERVADIO
Deputy Commissioner
Sara.Servadio@dfa.state.NY.US

GRACE M. BALCER Fiscal Manager 37A279@dfa.state.NY.US



DEPARTMENTS OF MENTAL HEALTH SOCIAL SERVICES AND YOUTH BUREAU

ELIZABETH BARCAVAGE

Director of Eligibility
Elizabeth.Barcavage@dfa.state.NY.US

FRANK MAROCCO, ESQ.

Director of Children and
Family Services
Frank.Marocco@dfa.state.NY.US

FAYE THORPE, ESQ. Counsel for DSS Faye.Thorpe@dfa.state.NY.US

MEMORANDUM

TO:

Michael Lewis

Commissioner of Finance

FROM:

Michael J. Piazza, Jr.

Commissioner

DATE:

August 2, 2023

RE:

2023 Mental Health and DSS Transfer of Funds

Your approval is requested to transfer funds from the 2023 Mental Health and Social Services budget for the purpose of adding an additional budgeted position for Fiscal Manager for the period of November 6, 2023 – December 31, 2023.

The approved 2023 budget reflects one full-time Fiscal Manager and a consultant in the 1094 line. The purpose of this was to have a new Fiscal Manager while the existing Fiscal Manager stayed on as a consultant.

However, since we have not filled the consultant line, funding exists to have 2 Fiscal Managers work full-time in budgeted positions from November 1, 2023, through December 31, 2023. The complexities of the Fiscal Manager position in both Mental Health and DSS separately require an extended opportunity for the new Fiscal Manager to learn.

There will be no fiscal impact. The 2024 budget will reflect one full-time Fiscal Manager and a part-time consultant position in a 1094 line just like the original 2023 approved budget.

Establish a budgeted Fiscal Manager position at \$108,680 effective 11/6/23 – 12/31/23.

Accounts for the Transfer of Funds:

FROM		<u>TO:</u>		
10120000 (Temporary)	51094	10120000 (Personal Svo	51000 cs.)	\$10,032
10431000 (Temporary)	51094	10431000 (Personal Svo	51000 cs.)	6,688
	•	Fiscal Impact	t 2023	-0-
		Fiscal impact	t 2024	-0-

If you have any questions or require additional information, please give me a call.

As requested,

90% of my current salary - \$108,680

Budget-1094

32,499

11/6-12/31 \$16,720 split 60% DSS \$10,032

40% MH 6,688 21,448

Grace M. Balcer

Fiscal Manager Putnam County Depts. Of Social Service, Mental Health & Youth Bureau 110 Old Route-Six, Bldg. 2 Carmel, NY 10512 845 808-1500 x 45210



Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ RESOLUTION CHANGES TO THE PUTNAM COUNTY YOUTH BOARD BY-LAWS/ RESOLUTION #109 of 1978

WHEREAS, by Resolution #109 of 1978 the Putnam County Legislature created the Putnam County Youth Board to recommend and put into effect those measures most suitable to supplement and aid in coordinating the work of existing religious and social institutions for the prevention of delinquency and youth crime and the advancement of the moral, physical, mental, and social well-being of the youth of Putnam County; and

WHEREAS, the Putnam County Youth Board, in order to better serve Putnam County and the needs of its youth, want to update their By-Laws, specifically the number of members that can serve on the Board and the duties of the Board; and

WHEREAS, these changes have been considered and approved by the Health, Social, Educational & Environmental Committee; now therefore be it

RESOLVED, that the Putnam County Youth Board created by Resolution #109 of 1978 is hereby amended to reflect that the Youth Board will consist of eleven (11) Board members, two (2) of which shall be youth members, each serving a two-year term and may be re-appointed at the end of their membership term. The Youth Board Membership Chair shall make a recommendation to appoint a potential member who has fulfilled their requirement of attending three (3) Board meetings to the Board, who will vote to approve the potential member. If approved, the name of the potential member will be sent to the Putnam County Executive to formally appoint the member. Members shall serve on a voluntary basis; and be it further

RESOLVED, that duties of the Putnam County Youth Board is expanded to include the following: (1) Develop effective programs for the prevention and control of delinquency and crimes by youth; (2) Supplement and aid in coordinating the activities of public, private, and voluntary agencies devoted in whole or in part to the prevention or delinquency and youth crime and serve as a consultant to such agencies; (3) Encourage closer cooperation between employees, labor, school, churches, recreation commissions, state and local employment bureaus, service clubs and other public and private agencies so as to stimulate employment for youth and encourage sound youth programs on the basis of community planning; (4) Promote and encourage grants from the State, Federal, or County governments and establish reasonable basis for allocations of these funds to youth programs so as to serve most effectively the purpose of this article; (5) Promote programs for positive development of Youth Services; (6) Devise and analyze all plans for the creation or expansion of recreation and youth service projects or other youth programs as defined by laws of the State of New York and appropriate recommendations of the County Executive; (7) Obtain, assemble, and develop statistical records and data including those that reflect the incidence and trends of delinquency and youthful crimes and offenses in the County; (8) Appoint such advisory groups and committees so may be necessary to carry out its powers and duties; (9) The Youth Bureau Director will submit an Annual Report to the County Executive and other reports; and (10) Perform other such duties as may be recommended by the County Executive or the Youth Bureau Director; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Legislator Addonizio	
Legislator Castellano	
Legislator Crowley	
Legislator Ellner	
Legislator Gouldman	
Legislator Montgomery	
Legislator Nacerino	
Legislator Sayegh	
Chairman Jonke	

cc.all Health

C. COMPTON SPAIN

County Attorney

JOHN B. CHERICO

First Deputy County Attorney

ANNA M. DIAZ

Sr. Deputy County Attorney



CONRAD J. PASQUALE

Sr. Deputy County Attorney

CONOR McKIERNAN

Sr. Deputy County Attorney

MAT C. BRUNO, SR.

Risk Manager

DEPARTMENT OF LAW

MEMORANDUM

TO:

Honorable Amy E. Sayegh

Chair, Health, Social, Educational & Environmental Committee

FROM:

Anna M. Diaz

Senior Deputy County Attorney

DATE:

July 14, 2023

RE:

Proposed Resolution - Changes to the Putnam County Youth Board By-Laws

On April 18, 2023, the Putnam County Youth Bureau Executive Director, Janeen Cunningham, provided a memorandum outlining the proposed changes to the Youth Board's By-Laws, which would result in the need for Resolution #109 of 1978 to be amended. In connection with these proposed changes, enclosed for the review and consideration of the Health, Social, Educational & Environmental Committee, please find a proposed resolution with respect to the above referenced matter.

If you have any questions or require anything further with respect to this matter, please do not hesitate to contact me.

Cc.:

Janeen Cunningham, Executive Director

Putnam County Youth Bureau



RESOLUTION

APPROVAL/RESOLUTION CHANGES TO THE PUTNAM COUNTY YOUTH BOARD BY-LAWS/RESOLUTION #109 of 1978

WHEREAS, by Resolution #109 of 1978 the Putnam County Legislature created the Putnam County Youth Board to recommend and put into effect those measures most suitable to supplement and aid in coordinating the work of existing religious and social institutions for the prevention of delinquency and youth crime and the advancement of the moral, physical, mental, and social well-being of the youth of Putnam County; and

WHEREAS, the Putnam County Youth Board, in order to better serve Putnam County and the needs of its youth, want to update their By-Laws, specifically the number of members that can serve on the Board and the duties of the Board; and

WHEREAS, these changes have been considered and approved by the Health, Social, Educational & Environmental Committee; now therefore be it

RESOLVED, that the Putnam County Youth Board created by Resolution #109 of 1978 is hereby amended to reflect that the Youth Board will consist of eleven (11) Board members, two (2) of which shall be youth members, each serving a two-year term and may be re-appointed at the end of their membership term. The Youth Board Membership Chair shall make a recommendation to appoint a potential member who has fulfilled their requirement of attending three (3) Board meetings to the Board, who will vote to approve the potential member. If approved, the name of the potential member will be sent to the Putnam County Executive to formally appoint the member. Members shall serve on a voluntary basis; and be it further

RESOLVED, that duties of the Putnam County Youth Board is expanded to include the following: (1) Develop effective programs for the prevention and control of delinquency and crimes by youth; (2) Supplement and aid in coordinating the activities of public, private, and voluntary agencies devoted in whole or in part to the prevention or delinquency and youth crime and serve as a consultant to such agencies; (3) Encourage closer cooperation between employees, labor, school, churches, recreation commissions, state and local employment bureaus, service clubs and other public and private agencies so as to stimulate employment for youth and encourage sound youth programs on the basis of community planning; (4) Promote and encourage grants from the State, Federal, or County governments and establish reasonable basis for allocations of these funds to youth programs so as to serve most effectively the purpose of this article; (5) Promote programs for positive development of Youth Services; (6) Devise and analyze all plans for the creation or expansion of recreation and youth service projects or other youth programs as defined by laws of the State of New York and appropriate recommendations of the County Executive; (7) Obtain, assemble, and develop statistical records and data including those that reflect the incidence and trends of delinquency and youthful crimes and offenses in the County; (8) Appoint such advisory groups and committees so may be necessary to carry out its powers and duties; (9) The Youth Bureau Director will submit an Annual Report to the County Executive and other reports; and (10) Perform other such duties as may be recommended by the County Executive or the Youth Bureau Director; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ FUND TRANSFER (23T201)/ BOARD OF ELECTIONS/ ELECTION MANAGEMENT SERVER

WHEREAS, the Commissioners of Board of Elections has requested a fund transfer (23T201) for the purchase of new Election Management Server Hardware, Software and Support Services for Election Voting Machines; and

WHEREAS, the Rules, Enactments & Intergovernmental Relations 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:		
10145000 52130	Computer Equipment	28,433
10145000 54646	Contracts	9,277
		37,710
Increase:		
10145000 52680	Other Equipment	37,710
	2023 Fiscal Impact – 0 –	
	2024 Fiscal Impact – 0 –	

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

COUNTY OF PUTNAM FUND TRANSFER REQUEST

cc.all Ang Rules Ang

Reso

TO: COMMISSIONER OF FINANCE

FROM: CATHERINE CROFT/KELLY PRIMAVERA

DEPT: BOARD OF ELECTIONS

DATE: 7/17/2023

I hereby request approval for the following transfer of funds:

FROM

TO

ACCOUNT#/NAME

COMPUTER EQUIPMENT

ACCOUNT #/NAME

OTHER EQUIPMENT

AMOUNT

PURPOSE

10145000 52130

10145000 52680

\$28433

EMS SERVER

Election management Jerrel

10145000 54646

10145000 52680

CONTRACTS

OTHER EQUIPMENT

\$ 9277

EMS SERVER

\$37,710

SIGNATURES NOT NEEDED - THEY WILL BE AUTHORIZED VIA COMPUTER SYSTEM

2023

Fiscal Impact

\$ 0

2024

Fiscal Impact \$_0_

Department Head Signature/Designee

Date

AUTHORIZATION:

Date	Commissioner of Finance/Designee: Initiated by: \$0-\$5,000.00
Date	County Executive/Designee: Authorized for Legislative Consideration: \$5,000.01 - \$10,000.00
Date	Chairperson Audit/Designee: \$0-\$10,000.00
Date	Audit & Administration Committee: \$10,000.01 - \$25,000.00





Prepared by:
Gio Costantiello
gio.costantiello@dominionvoting.com

Q00009874 Budgetary Quote

Product/Service	Description	Part Number	Qty	Unit Price	Extension
Election Management Hardware					
EMS Standard Server Kit		175-000128	1	\$18,700.00	\$18,700.00
(R640/P2422H/WS2019/SS2019)					
EMS Client Workstation Kit (3460		175-000130	2	\$2,150.00	\$4,300.00
XE/SS2019/P2422H)					
Mini Server Rack - 12U		1 9 0-000011	1	\$1,000.00	\$1,000.00
Ballot Printer - M454dn		123-000601	1	\$775.00	\$775.00
UPS - CyberPower 1500VA - Standard		190-000074	1	\$800.00	\$800,00
				Sub-Total	\$25,575.00
Election Management Software					•
Cepstral Software Kit - 6.2 - Spanish Two	•	172-000185	1	\$820.00	\$820.00
Voices, ADL Licenses					
Device CAL - Microsoft SQL Server - Any Version - MPSA		194-000027	1	\$315.00	\$315.00
version - iviesa					
				Sub-Total	\$1,135.00
Support Services		·	. •		
Onsite Support - Voting System Equipment		S80026	2.0	\$2,500.00	\$5,000.00
(/day)		-			
	•	•		Sub-Total	\$5,000.00
Training					
Staff Training - EMS End Users (/class)		\$80009	1.0	\$6,000.00	\$6,000.00
				Sub-Total	\$6,000.00
	Purchase	Sub-Total		3,40	\$37,710.00.
•					757971U
	Purc	hase Total		- 25	\$37,710.00
				Vax. 1	**************************************

Terms and Conditions

This quote is valid for 60 days and subject to change for scope and configuration updates. All Shipping costs to be invoiced separately to customer. All pricing is subject to standard terms and conditions. 1 year warranty for COTS components.

EMS Standard Server Kit includes: Dell PowerEdge R640 rack server (with Windows Server 2019 and SQL Server 2019), 24 port switch, 24 inch monitor, SVGA cable, keyboard/mouse, patch cable, Cepstral Kit (English two voices, licenses, save to file for windows), Avast Endpoint Protection Suite (3 year license, 1 device)

EMS Client Workstation Kit includes: Deli Precision 3460 XE workstation (SFF, 16GB RAM, 500GB HDD, Win 10), Deli P2422H 24 inch monitor, iButton programmer, Kingston FCR-HS4 USB 3.0 high speed media reader, patch cable, Microsoft SQL Server 2019 - Device Client Access License (CAL), ACS ACR39U smart card reader/writer

Signatures

ustomer Name (printed)	Title	Signature	Date (MM/DD/YYYY)
			•
	,	•	





BOARD OF ELECTIONS COUNTY OF PUTNAM 25 Old Route 6, Carmel, New York 10512 (845) 808-1300 • Fax (845) 808-1920 www.putnamboe.com

Commissioners CATHERINE P. CROFT KELLY K. PRIMAVERA

MEMORANDUM

TO:

Toni E. Addonizio, Chairworman

FROM:

DATE:

Catherine Croft, Commissioner Kelly Primavera, Commissioner

August 10, 2023

RE:

Budget Transfer

The Board of Elections is requesting a Budget Transfer for the purchase of updated Election Management Software and Hardware for the County's Voting Machines. The system that we are currently using dates back to 2008. The new system has been recently certified by the New York State Board of Elections. The purchase of the hardware and software is essential to the accuracy of our Election Results.

We will not be able to attend this meeting due to an Election Commissioners Conference. If you have any questions, please feel free to contact either of the Commissioners.

2023 AUG 10 PM 3: 28

LEGISLATURE
PUTNAM COUNTY

Committee Mtg	Resolution #	
Introduced By	Regular Mtg	
Seconded By	 Special Mtg	

APPROVAL/ SETTLEMENT OF LITIGATION/ ORLANDO V. COUNTY OF PUTNAM

WHEREAS, long term former Putnam County employee Paul Orlando ("Orlando") sought a cash health insurance buy out at his retirement based upon his desire not to take retiree health insurance benefits through Putnam County ("the County") upon his retirement on October 31st, 2016; and

WHEREAS, the County's position, presented by Personnel Officer Paul Eldridge and advanced by outside counsel, was that because Orlando was not enrolled in the New York State Health Insurance Program (NYSHIP) at the time of his retirement, which is an eligibility requirement of NYSHIP (copy attached), that therefore, Orlando was not entitled to the cash buyout; and

WHEREAS, more specifically, reading the CSEA collective bargaining agreement which states "Any employee who retires on or after 1/1/08 and who is <u>eligible</u> (emphasis added) for retiree health insurance benefits and who opts out of such retiree health insurance due to other coverage, shall receive a cash payout...", the county's position was that the retiree was not eligible for retiree health insurance coverage, and as such there was nothing from which to buy him out; and

WHEREAS, Orlando's position in contrast, was that the applicable collective bargaining agreement provision applied to him to receive the buyout. As such Orlando felt he could have taken the Putnam County offered NYSHIP health plan as an employee and retiree - that he was eligible for it - but did not do so because his wife covered him on her policy (not with Putnam County) instead; and

WHEREAS, on or about May 31st, 2018, plaintiff Paul Orlando commenced an action against the County of Putnam in Supreme Court for the county of Putnam alleging breach of the collective bargaining agreement that he was covered by; and

WHEREAS, plaintiff sought recovery for financial damages in an undetermined amount as well as costs, disbursements, attorney's fees and interests; and

WHEREAS, Putnam County, was represented by outside counsel Keane & Beane, P.C. and where they have stated "...in it's Decision, the Court ignored the retiree health insurance eligibility requirements contained in the NYSHIP manual and held that as an employee with the county, Mr. Orlando was eligible for retiree health insurance benefits, and thus the buyout."; and

WHEREAS, Supreme Court, Putnam County (Zugibe, J.) issued an Order denying Putnam County's motion for summary judgment dismissing the complaint and granting Plaintiff's cross-motion for summary judgment on the complaint; and

WHEREAS, the Supreme Court, Putnam County's Order in favor of Plaintiff was later affirmed, with costs, by the Appellate Division, Second Judicial Department; and

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

WHEREAS, although outside counsel for the County sought to continue to litigate the issues presented before New York's highest court, in July 2023 the Court of Appeals declined to hear the matter without comment; and

WHEREAS, rather than proceed to inquest on a determination of monetary damages, outside counsel entered into a Stipulation of Settlement with Orlando wherein counsel agreed the amount Orlando is owed for damages covering the years 2016 through 2022 was \$39,528.20; and

WHEREAS, per the Court's decision Orlando is also due the "cash payout equivalent to fifty (50%) percent of the value of individual health insurance coverage for the plan with the most active employee enrollees moving forward", which amount has been determined by Personnel Officer Eldridge to be \$654.17 each month moving forward while the premium remains \$1,308.34; and

WHEREAS, a Stipulation of Settlement has been executed by all parties, and So Ordered by Hon. Gina C. Capone, Supreme Court Justice (a copy of said Stipulation is attached hereto as Schedule "A"); and

WHEREAS, the settlement is in the public interest and would avoid the costs of further litigation; now therefore be it

RESOLVED, that the County of Putnam approves the settlement of this matter for the sum of thirty-nine thousand five hundred twenty-eight dollars and twenty cents (\$39,528.20) and an additional cash payout equivalent to fifty (50%) percent of the value of individual health insurance coverage for the plan with the most active employee enrollees moving forward which amount has been determined by Personnel Officer Eldridge to be \$654.17 per month.

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Ionke

Received from Personnel Director Paul Eldnidge

Additional #4 Revised

RESOLUTION

WHEREAS, long term former Putnam County employee Paul Orlando ("Orlando") sought a cash health insurance buy out at his retirement based upon his desire not to take retiree health insurance benefits through Putnam County ("the County") upon his retirement on October 31st, 2016; and

WHEREAS, the County's position, presented by Personnel Officer Paul Eldridge and advanced by outside counsel, was that because Orlando was not enrolled in the New York State Health Insurance Program (NYSHIP) at the time of his retirement, which is an eligibility requirement of NYSHIP (copy attached), that therefore, Orlando was not entitled to the cash buyout; and

WHEREAS, more specifically, reading the CSEA collective bargaining agreement which states "Any employee who retires on or after 1/1/08 and who is <u>eligible</u> (emphasis added) for retiree health insurance benefits and who opts out of such retiree health insurance due to other coverage, shall receive a cash payout...", the county's position was that the retiree was not eligible for retiree health insurance coverage, and as such there was nothing from which to buy him out; and

WHEREAS, Orlando's position in contrast, was that the applicable collective bargaining agreement provision applied to him to receive the buyout. As such Orlando felt he could have taken the Putnam County offered NYSHIP health plan as an employee and retiree - that he was eligible for it - but did not do so because his wife covered him on her policy (not with Putnam County) instead; and

WHEREAS, on or about May 31st, 2018, plaintiff Paul Orlando commenced an action against the County of Putnam in Supreme Court for the county of Putnam alleging breach of the collective bargaining agreement that he was covered by; and

WHEREAS, plaintiff sought recovery for financial damages in an undetermined amount as well as costs, disbursements, attorney's fees and interests; and

WHEREAS, Putnam County, was represented by outside counsel Keane & Beane, P.C. and where they have stated "...in it's Decision, the Court ignored the retiree health insurance eligibility requirements contained in the NYSHIP manual and held that as an employee with the county, Mr. Orlando was eligible for retiree health insurance benefits, and thus the buyout."; and

WHEREAS, Supreme Court, Putnam County (Zugibe, J.) issued an Order denying Putnam County's motion for summary judgment dismissing the complaint and granting Plaintiff's cross-motion for summary judgment on the complaint; and

WHEREAS, the Supreme Court, Putnam County's Order in favor of Plaintiff was later affirmed, with Costs by the Appellate Division, Second Judicial Department; and

2023 VIC 16 PM 4: 08

WHEREAS, although outside counsel for the County sought to continue to litigate the issues presented before New York's highest court, in July 2023 the Court of Appeals declined to hear the matter without comment; and

WHEREAS, rather than proceed to inquest on a determination of monetary damages, outside councel entered into a Stipulation of Settlement with Orlando wherein counsel agreed the amount Orlando is owed for damages covering the years 2016 through 2022 was \$39,528.20; and

WHEREAS, per the Court's decision Orlando is also due the "cash payout equivalent to fifty (50%) percent of the value of individual health insurance coverage for the plan with the most active employee enrollees moving forward", which amount has been determined by Personnel Officer Eldridge to be \$654.17 each month moving forward while the premium remains \$1,308.34; and

WHEREAS, a Stipulation of Settlement has been executed by all parties, and So Ordered by Hon. Gina C. Capone, Supreme Court Justice (a copy of said Stipulation is attached hereto as Schedule "A"); and

WHEREAS, the settlement is in the public interest and would avoid the costs of further litigation; now therefore be it

RESOLVED, that the County of Putnam approves the settlement of this matter for the sum of thirty-nine thousand five hundred twenty-eight dollars and twenty cents (\$39,528.20) and an additional cash payout equivalent to fifty (50%) percent of the value of individual health insurance coverage for the plan with the most active employee enrollees moving forward which amount has been determined by Personnel Officer Eldridge to be \$654.17 per month.



Manual for NYSHIP Participating Agencies

Andrew M. Cuomo Governor

Table of Contents

- Retirement
- · Eligibility for NYSHIP Benefits at Retirement
- Health Benefits for Enrollees Deferring their Pension
- Preparing an Employee for Retirement
- · Resources for Retirement
- · NYSHIP Premiums in Retirement
- · Reinstating Coverage as a Retiree
- Retirement Transactions
- Timeliness of Processing Requests
- · Notify the Enrollee

Eligibility for NYSHIP Benefits at Retirement

Your agency may offer NYSHIP retiree benefits to enrollees who meet certain eligibility requirements. Refer to your agency's internal policy to find out more.

An employee of a NYSHIP Participating Agency will be eligible to continue coverage in retirement if they meet ALL of the following minimum requirements: (Click on each section for details)

- ⇒ 1. The employee must be in a class or category of employee that is eligible for coverage in retirement.
- \Rightarrow 2. The employee must have completed the agency's minimum service requirement.
- \Rightarrow 3. The employee must satisfy requirements for retiring as a member of a retirement system
- \Rightarrow 4. Be enrolled in coverage through an employer that participates in NYSHIP.

Employees who otherwise meet all other eligibility requirements for coverage in retirement and are not enrolled as an enrollee or dependent at the time of retirement, are not eligible for retiree coverage through NYSHIP and may not enroll at a later date.

COUNTY O

RK 02/10/2023

NYSCEF DOC. NO.

INDEX NO. 500608/2018

RECEIVED NYSCEF: 02/10/2023

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF PUTNAM PAUL ORLANDO

Plaintiff,

Amended

STIPULATION OF **SETTLEMENT**

-against-

Index No. 500608/2018

COUNTY OF PUTNAM,

Defendant.	
	 v

WHEREAS, Plaintiff Paul Orlando ("Plaintiff") commenced the instant action against Defendant County of Putnam ("Defendant" or "County") by filing a Summons and Complaint on June 18, 2018, claiming that Defendant breached the collective bargaining agreement (the "CBA") between the County and the Civil Service Employees Association, Inc. (the "CSEA"), and seeking a judgment in the amount of Fifteen Thousand Dollars (\$15,000.00), and payment consistent with the parties' CBA in future years, together with such other and further relief as the court deemed just and proper including, but not limited to interest, costs, disbursements and legal fees; and

WHEREAS, the Honorable Thomas P. Zugibe issued a Decision and Order, dated December 11, 2019, denying Defendant's motion for summary judgment and granting Plaintiff's cross-motion for summary judgment; and

WHEREAS, the December 11, 2019 Decision and Order further set the matter down for an inquest on damages;

WHEREAS, Defendant appealed such Decision and Order to the Appellate Division, Second Department and the inquest on damages was stayed pursuant to NY Civil Practice Law and Rules § 5519(a)(1); and

INDEX NO. 500608/2018
RECEIVED NYSCEF: 02/10/2023

WHERAS, on August 3, 2022, the Second Department issued a Decision and Order, affirming the December 11, 2019 Supreme Court Decision and Order; and

WHEREAS, the Supreme Court rescheduled the inquest on damages; and

WHEREAS, Defendant intends to file a motion for leave to appeal with the Court of Appeals of the State of New York; and

WHEREAS, the parties have agreed upon a Proposed Judgement for damages covering the years 2016 through 2022 in the sum of \$39,528.20; and

WHEREAS, the parties have agreed to stay entry and execution of the Proposed Judgment pursuant to the terms of the parties' Stipulation of Settlement; and

WHEREAS, the parties now desire to resolve these issues raised, without further proceedings and without admitting any fault or liability.

NOW, THEREFORE, it is hereby stipulated and agreed by and between the Plaintiff and Defendant, that the above captioned action be, and the same hereby is, fully settled and resolved, disposed and discontinued, without prejudice to either party moving to have the matter restored or re-opened should the New York State Court of Appeals reverse the Appellate Division decision, pursuant to the following terms and conditions::

- 1. The parties agree that the Proposed Judgment constituting damages to Plaintiff covering the years 2016 through 2022 equals the sum of \$39,528.20. See Exhibit "A".
- 2. Defendant agrees to file its motion for leave to appeal with the Court of Appeals of the State of New York within thirty (30) days from the entry of the Court's So Ordered Stipulation.

NYSCEF DOC. NO. 70

INDEX NO. 500608/2018
RECEIVED NYSCEF: 02/10/2023

3. Plaintiff agrees to stay entry and execution of the Proposed Judgment pending a determination from the Court of Appeals of the State of New York, as outlined below.

- 4. In the event Defendant's motion for leave is granted and an appeal is perfected, the Proposed Judgment shall be stayed and unenforceable until a final determination is made on such appeal by the Court of Appeals. Thereafter, if the appeal is denied by the Court of Appeals and the Second Department's Decision and Order upheld, Plaintiff may file the Proposed Judgment. Upon such filing, the County shall pay the Judgement within thirty (30) days. Alternatively, if the appeal is granted and the Second Department's Decision and Order reversed, the Proposed Judgment shall be permanently stayed and declared null and void.
- 5. In the event Defendant's motion for leave to appeal is granted, but Defendant fails to perfect an appeal within the statutory time period and/or any extensions granted by the Court, Plaintiff may file the Proposed Judgment. Upon such filing, the County shall pay the Judgement within thirty (30) days.
- 6. In the event Defendant's motion for leave to appeal is denied by the Court of Appeals, Defendant may file the Proposed Judgment. Upon such filing, the County shall pay the Judgement within thirty (30) days.
- 7. In the event the Court fails to make a determination on Defendant's motion for leave to appeal by January 31, 2023, Plaintiff may file the Proposed Judgment. Upon such filing, the County shall pay the Judgement within thirty (30) days.
 - 8. This Stipulation shall bind Plaintiff, Defendant, their successors and assigns.

INDEX NO. 500608/2018 RECEIVED NYSCEF: 02/10/2023

9. This Stipulation can be signed and filed in counterparts, and that electronic signatures shall be deemed to be original signatures and that said Stipulation can be filed with the Court without notice.

IN WITNESS WHEREOF, the parties hereto have executed this Stipulation as of the date set forth opposite the respective signatures below.

Dated: February 9, 2023

Dated: February 9, 2023

O'NEIL & BURKE, LLP

William T. Burke, Esq. Attorneys for Plaintiff 135 North Water Street Poughkeepsie, NY 12601 (845) 452-6400

KEANE & BEANE, P.C.

aklyn G. Goldberg, Esq. Attorneys for Defendant

445 Hamilton Avenue, 15th Floor

White Plains, NY 10601

(914) 946-4777

SO ORDERED

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL / DESIGNATION / COUNTY OF PUTNAM / TOURIST PROMOTION AGENCY

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

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

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

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

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

RESOLVED, that this designation shall be effective immediately upon adoption and shall remain in effect until December 31, 2024; and be it further

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

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke



August 7, 2023

Chairman Ellner,

I am requesting to appear before the Economic Development Committee on August 16th to begin the process of requesting the yearly TPA resolution for Tourism. This resolution is required to apply for the 2024 I Love NY grant funding. This is standard procedure.

Thank you,

Tracey Walsh

PUTNAM COUNTY

Committee Mtg	Resolution #	
Introduced By	Regular Mtg	
Seconded By	Special Mtg	
APPROVAL/ DEPARTMEN (23CP14) FIRE TRAINING	NT OF PUBLIC WORKS/ USE OF CENTER	CAPITAL FACILITY RESERVE/
WILEDEAO 4b. D.	and the second of Body I'm Manday In a second	
from the Capital Facility F	partment of Public Works has pu Reserve to fund Project #23CP14 unty's existing Fire Training Fac joing safety issues: and	l – Fire Training Facility; and
WHEREAS, withou	t a viable fire training facility, lo	
	avel to and train at neighboring	
difficulty in the retention a	k of a training facility withing the and recruitment of emergency s	ervices personnel and fails to
fulfill the County's strong services community; and	commitment to the safety and p	reparedness of our emergency
WHEREAS, funding	g will be used for the demolition	
	hase, and installation of a new f modern, and safe Putnam Coun	
	the opportunity to train and pre	
	pped to ensure for the safety an	
residents during an emerg		a wen-being or county
	ion of ARPA funding will be tran	sferred to the Capital Facility
Reserve funds by Resolut	tion # of 2023, \$50,000 wi vices Maintenance & Repairs an	Il also be transferred from
	Resolution # of 2023; and	
	ance of \$200,000 will come from	existing Capital Facility
Reserve funds; and	otective Services Committee has	rovioused and approved this
request; now therefore be		reviewed and approved this
expenditure of \$1.3 million	ne Putnam County Legislature ap n from the Capital Facility Reser	
53000 51509 as follows:		
23CP14 – Fire Training Ce	nter	
Project cost not to	exceed \$1.3 million	
Legislator Addonizio		
Legislator Castellano		
Legislator Crowley		
Legislator Ellner		
Legislator Gouldman		
Legislator Montgomery		
Legislator Nacerino		
Legislator Sayegh Chairman Jonke		
Channan sourc		

cc:All

Joseph Bellucci Acting Deputy Commissioner



Thomas Feighery #12a

Administrative Director

Related to -> APPROVAL

Item# 9

DEPARTMENT OF PUBLIC WORKS

842 Fair Street Carmel, New York 10512 Phone: 845-878-6331 Fax: 845-808-1908

MEMORANDUM

TO:

Diane Schonfeld, Clerk, County Legislature

FROM:

Alexis M. Hawley, Assistant Supervisor of Planning & Design

CC:

Thomas Feighery, Administrative Director Joseph Bellucci, Acting Deputy Commissioner Michael Lewis, Commissioner of Finance

DATE:

August 16, 2023

RE:

Protective Services Committee – 23CP14 – Fire Training Center

Please approve the necessary resolution to authorize 23CP14 in an amount not to exceed \$1,300,000.

The County's existing Fire Training Facility is outdated and currently unusable due to long ongoing safety issues. Without a viable fire training facility, local emergency services personnel are forced to travel to and train at neighboring County's facilities. The lack of a training facility within the County contributes to the difficulty in the retention and recruitment of emergency services personnel and fails to fulfill the County's strong commitment to the safety and preparedness of our emergency services community.

The funding will be used for the demolition of the existing facility and the necessary site work, purchase and installation of a new facility.

A new, modern and safe Putnam County Fire Training Facility will afford our local agencies the opportunity to train and prepare for emergency situations so that they are best equipped to ensure for the safety and well-being of County residents during an emergency response.

Thank you for the consideration.

Committee Mtg	Resolution #	
Introduced By	Regular Mtg	
Seconded By	Regular MtgSpecial Mtg	
APPROVAL/ BUDGETARY TRAINING CENTER/ LOCA AND CAPITAL FACILITY R	AMENDMENT (23A039)/ EMERGENCY SER L ASSISTANCE & TRIBAL CONSISTENCY ESERVE FUNDS 23CP14	(VICES/ FIRE FUNDS (LATCF)
requested a budgetary am work, and foundation prep WHEREAS, \$50,000 Funds (LATCF) which were WHEREAS, another Services' operating budge WHEREAS, pending placed back in the Capital WHEREAS, the Burfor any grants that would see WHEREAS, the Prof Committee have reviewed	endment (23A039) to earmark funds for the earation of the new Fire Training Center Prowill be funded from the Local Assistance & received earlier this year; and \$50,000 will be funded from the Bureau of t; and greceipt of \$200,000 from Grant proceeds, Facility Reserve Fund for this Capital Projecau of Emergency Services will continue to support this important project; and tective Services Committee and the Audit & and approved said budgetary amendment; e following budgetary amendment be made	demolition, site ject; and & Tribal Consistency Emergency said funds will be ect 23CP14; and monitor and apply & Administration now therefore be it
OFNEDAL FUND		
GENERAL FUND:	•	
Increase Appropriations:		
10990100 59020	Transfer Out – Capital Fund	100,000
Decrease Appropriations:		
10398900 54710	BES - Maintenance & Repairs	50,000
10030300 047 10	DES - Maintenance & Repairs	50,000
Increase Estimated Reveni	ues:	
10131000 440893	Federal Aid – LATCF Funds CFDA 21.032 (Did not apply for funds)	50,000
CAPITAL FUND:		
Increase Appropriations:		
55197000 532314 51509	Capital – 23CP14 – Fire Training Center	300,000
	capital accident incomming contor	000,000
		•

Legislator Addonizio	
Legislator Castellano	
Legislator Crowley	
Legislator Ellner	
Legislator Gouldman	
Legislator Montgomery	
Legislator Nacerino	
Legislator Sayegh	
Chairman Jonke	

Committee Mtg	Resolution #	
Introduced By	Regular Mtg	
Seconded By	Special Mtg	
Decrease Appropriations: 55197000 53000 51509	Capital – Facility Renovation Reserve	200,000
Increase Estimated Reven	ues:	
55197000 428601 51509	Transfer In – General Fund	100,000
	2023 Fiscal Impact – 0 –	
•	2024 Fiscal Impact – 0 –	

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

MICHAEL J. LEWIS Commissioner Of Finance



Prot
Audit
SHEILA BARRETT
Deputy Commissioner Of Finance

DEPARTMENT OF FINANCE

MEMORANDUM

TO:

Diane Schonfeld, Legislative Clerk

FROM:

Michael J. Lewis, Commissioner of Finance

RE:

Budgetary Amendment - 23A039

DATE:

August 9, 2023

At the request of the Commissioner of the Bureau of Emergency Services, the following budgetary amendment is necessary.

General Fund:

Increase Appropriations:

10990100 59020	Transfer Out - Capital Fund		\$ 100,000
Decrease Appropriations:			
10398900 54710	BES - Maintence and Repairs		50,000
Increase Estimated Revenue	es:		
10131000 440893	Federal Aid - LACTF Funds CFDA 21.032		50,000
Capital Fund:			
Increase Appropriations:			
55197000 532314 51509	Capital - 23CP14 - Fire Training Center		\$ 300,000
Decrease Appropriations:			
55197000 53000 51509	Capital - Facility Renovation Reserve		200,000
Increase Estimated Revenue	es:		
55197000 428601 51509	Transfer In - General Fund		\$ 100,000

Fiscal Impact - 2023 - \$ 0 Fiscal Impact - 2024 - \$ 0

These funds will be earmarked for the demolition, site work, and foundation preparation of the new Fire Training Center project. \$50,000 will be funded from the Local Assistance and Tribal Consistency Funds (LATCF) that were received earlier in the year and the other \$50,000 will be funded from the Bureau of Emergency Services operating budget as shown above.

Pending receipt of \$200,000 from Grant proceeds said funds will be placed back in the Capital Facility Reserve Fund. We will continue to monitor and apply for any grants that would support this important project.

Please forward to the appropriate committee.

Approved

Kevin M. Byrne -County Executive

OMB Approved No. 1505-0276 Expiration Date: March 31, 2023

U.S. DEPARTMENT OF THE TREASURY LOCAL ASSISTANCE AND TRIBAL CONSISTENCY FUND

Recipient name and address:	UEI Number:
Putnam, County of	Taxpayer Identification Number:
40 gleneida avenue	
carmel, New York 10512	
Amount of Federal Funds Obligated	Assistance Listing Number: 21.032
(Total of Fiscal Year 2022 and Fiscal Year 2023 Tranches):	Assistance Listing Title: Local Assistance and Tribal
\$ 100000.00	Consistency Fund
Total Amount of Federal Funds Obligated:	
\$ 100000.00	
The Federal Award Date is the date of	
the Recipient's signature below, provided that all other conditions of the	
award have been met.	

Section 605(b) of the Social Security Act (the Act), as added by section 9901 of the American Rescue Plan Act, Pub. L. No. 117-2 (March 11, 2021) authorizes the Department of the Treasury (Treasury) to make payments to certain recipients from the Local Assistance and Tribal Consistency Fund.

Recipient hereby agrees, as a condition to receiving such payment(s) from Treasury, to the terms and conditions attached hereto.

Recipient: Putnam, County of

Authorized Representative: WILLIAM CARLIN Title: Putnam County Commissioner of Finance

Date signed:

OMB Approved No. 1505-0276 Expiration Date: March 31, 2023

U.S. DEPARTMENT OF THE TREASURY LOCAL ASSISTANCE AND TRIBAL CONSISTENCY FUND AWARD TERMS AND CONDITIONS FOR ELIGIBLE REVENUE SHARING COUNTY GOVERNMENTS

1. Payment of Funds.

- a. Recipient understands that the Department of the Treasury (Treasury) will disburse funds under this award (the award funds) in two tranches, subject to any remedial actions taken pursuant to section 7 or any offsets imposed to satisfy any debt owed pursuant to section 9 of these award terms and conditions.
- b. In addition to the limitations provided in paragraph (a), payments under this award will be subject to the availability of funding, and, should the provisions of section 605 of the Social Security Act (42 U.S.C. § 805) addressing allocations or recipient eligibility be amended or the amount of the appropriation for implementation of such section be reduced, Treasury may reallocate the amount of the appropriation that remains available and adjust Recipient's total award amount accordingly. In the event Recipient's total award amount is reduced, the amount of a second tranche payment may be reduced to account for the receipt of amounts disbursed in the first tranche.
- c. If eligible revenue sharing county governments other than Recipient decline or do not claim the amounts allocated to them by Treasury from the Local Assistance and Tribal Consistency Fund, Treasury may supplement this award with an additional allocation to Recipient. The amount of this additional allocation will be determined by Treasury in its discretion as provided in section 605 of the Act and will be subject to the limitations provided in paragraphs a and b.
- d. Any change in an allocation will be deemed an amendment to this award to increase or decrease the total award amount, as applicable, unless, in the case of an increased allocation, Recipient declines the increased total award amount.

2. Use of Funds.

- a. The award funds may be used to cover any cost incurred on or after March 15, 2021, for any governmental purpose other than a lobbying activity, as provided in paragraph b.
- b. Recipients may not use the award funds directly or indirectly to pay for any personal service, advertisement, telegram, telephone, letter, printed or written matter, or other device, intended or designed to influence in any manner a Member of Congress, a jurisdiction, or an official of any government, to favor, adopt, or oppose, by vote or otherwise, any legislation, law, ratification, policy, or appropriation, whether before or after the introduction of any bill, measure, or resolution proposing such legislation, law, ratification,

- policy, or appropriation.
- c. Recipient must expend and account for the funds in accordance with the financial management, procurement, and conflicts of interest standards, laws, policies, and procedures applicable to Recipient's expenditure of and accounting for its own funds.
- 3. <u>Reporting</u>. Recipient agrees to submit an annual project and expenditure report to Treasury for this award in the form provided by Treasury. Recipient acknowledges total award and expenditure amounts may be publicly disclosed.
- 4. Cost Sharing. Cost sharing or matching funds are not required to be provided by Recipient.
- 5. Compliance with Applicable Law and Regulations.
 - a. Recipient agrees to, comply with the requirements of section 605 of the Act and guidance issued by Treasury regarding the Local Assistance and Tribal Consistency Fund program. Recipient acknowledges that the funds constitute federal financial assistance and are subject to federal law applicable to federal financial assistance. Recipient also agrees to comply with all other applicable federal statutes, regulations, and executive orders in the course of its use of the award funds.
 - b. Federal regulations applicable to this award include, without limitation, the following:
 - i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d et seq.) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance:
 - ii. The Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;
 - iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;
 - iv. The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 et seq.), and Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance;
 - v. Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 et seq.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto;

- vi. Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. §§ 200.100-110, 203, and 303, and Subpart F (Audit Requirements).
- vii. Universal Identifier and System for Award Management (SAM), 2 C.F.R. Part 25, Subparts A, B, and D, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference.
- viii. The provisions of Reporting Subaward and Executive Compensation, Information, 2 C.F.R. Part 170 applicable to executive compensation but not to subawards, pursuant to which the subsections of the award term set forth in Appendix A to 2 C.F.R. Part 170 applicable to executive compensation are hereby incorporated by reference.
 - ix. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, including the requirement to include a term or condition in all lower tier covered transactions (contracts and subcontracts described in 2 C.F.R. Part 180, subpart B) that the award is subject to 2 C.F.R. Part 180 and Treasury's implementing regulation at 31 C.F.R. Part 19.
 - x. Governmentwide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20.
 - xi. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601-4655) and implementing regulations.
- xii. Generally applicable federal environmental laws and regulations.

6. Maintenance of and Access to Records.

- a. Recipient will maintain records and financial documents sufficient to evidence compliance with section 605 of the Act, this award agreement, and implementing guidance issued by Treasury for a period of five (5) years after all funds have been expended or returned to Treasury.
- b. Recipient acknowledges that Treasury, including the Treasury Office of Inspector General, and the Government Accountability Office or their authorized representatives will have the right of access to records of Recipient in order to conduct audits or other investigations.
- 7. <u>Remedial Actions</u>. In the event of Recipient's noncompliance with section 605 of the Act, these terms and conditions, other applicable laws, guidance, or any reporting or other program requirements, Treasury may take any of the following remedies:
 - a. Impose additional conditions on the receipt of the second tranche of the award;
 - b. Temporarily withhold the second tranche of the award in whole or in part;

- c. Require recoupment of payments under this award;
- d. Terminate the Federal award;
- e. Initiate suspension or debarment proceedings as authorized under 2 C.F.R. part 180 and Treasury regulations; and
- f. Take other remedies that may be legally available.
- 8. <u>False Statements</u>. Recipient understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.

9. <u>Debts Owed the Federal Government</u>.

- a. Any funds paid to Recipient (1) in excess of the amount to which Recipient is finally determined to be authorized to retain under the terms of this award; or (2) that are determined by Treasury to be subject to a repayment obligation and have not been repaid by Recipient shall constitute a debt to the federal government.
- b. Any debts determined to be owed the federal government must be paid promptly by Recipient. A debt is delinquent if it has not been paid by the date specified in Treasury's initial written demand for payment, unless other satisfactory arrangements have been made or if the Recipient knowingly or improperly retains funds that are a debt as defined in paragraph (a). Treasury will take any actions available to it to collect such a debt.

10. Disclaimer.

- a. The United States expressly disclaims any and all responsibility or liability to Recipient or third persons for the actions of Recipient or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract, or subcontract under this award.
- b. The acceptance of this award by Recipient does not in any way establish an agency relationship between the United States and Recipient.

11. Amendments.

- a. The terms of this award may be amended with the written approval of Recipient and Treasury.
- b. In addition, Treasury reserves the right to amend the terms of this award if required by U.S. law or regulation without the consent of Recipient.

c. Notwithstanding the above, Treasury may, upon reasonable notice to Recipient, unilaterally amend this agreement for the sole purpose of making ministerial or administrative changes or correcting scrivener's errors.

PAPERWORK REDUCTION ACT NOTICE

The estimated burden associated with the collection of information provided for in section 6 of the terms and conditions is 15 minutes per response. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Office of Privacy, Transparency and Records, Department of the Treasury, 1500 Pennsylvania Ave., N.W., Washington, D.C. 20220. DO NOT send the form to this address. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

U.S. DEPARTMENT OF THE TREASURY CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS

Recipient	name	and	address:	DUNS Number:
Putnam, Cou	inty of			Taxpayer Identification Number:
40 gleneida	avenue			Assistance Listing Number: 21.019
carmel, New	York, 10	512		

Sections 602(b) and 603(b) of the Social Security Act (the Act) as added by section 9901 of the American Rescue Plan Act, Pub. L. No. 117-2 (March 11, 2021) authorize the Department of the Treasury (Treasury) to make payments to certain recipients from the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund.

Recipient hereby agrees, as a condition to receiving such payment from Treasury, to the terms attached hereto.

Recipient: WILLIAM CARLIN 63EA6FE9A27E4A7
Authorized Representative: WILLIAM CARLIN
Title: Putnam County Commissioner of Finance
Date signed: 5/12/2021
U.S. Department of the Treasury:
Authorized Representative:
Title:
Date:

DocuSigned by:

PAPERWORK REDUCTION ACT NOTICE

The information collected will be used for the U.S. Government to process requests for support. The estimated burden associated with this collection of information is 15 minutes per response. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Office of Privacy, Transparency and Records, Department of the Treasury, 1500 Pennsylvania Ave., N.W., Washington, D.C. 20220. DO NOT send the form to this address. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

U.S. DEPARTMENT OF THE TREASURY CORONAVIRUS LOCAL FISCAL RECOVERY FUND AWARD TERMS AND CONDITIONS

1. Use of Funds.

- a. Recipient understands and agrees that the funds disbursed under this award may only be used in compliance with section 603(c) of the Social Security Act (the Act), Treasury's regulations implementing that section, and guidance issued by Treasury regarding the foregoing.
- b. Recipient will determine prior to engaging in any project using this assistance that it has the institutional, managerial, and financial capability to ensure proper planning, management, and completion of such project.
- 2. <u>Period of Performance</u>. The period of performance for this award begins on the date hereof and ends on December 31, 2026. As set forth in Treasury's implementing regulations, Recipient may use award funds to cover eligible costs incurred during the period that begins on March 3, 2021, and ends on December 31, 2024.
- 3. Reporting. Recipient agrees to comply with any reporting obligations established by Treasury as they relate to this award.

4. Maintenance of and Access to Records

- a. Recipient shall maintain records and financial documents sufficient to evidence compliance with section 603(c) of the Act, Treasury's regulations implementing that section, and guidance issued by Treasury regarding the foregoing.
- b. The Treasury Office of Inspector General and the Government Accountability Office, or their authorized representatives, shall have the right of access to records (electronic and otherwise) of Recipient in order to conduct audits or other investigations.
- c. Records shall be maintained by Recipient for a period of five (5) years after all funds have been expended or returned to Treasury, whichever is later.
- 5. <u>Pre-award Costs.</u> Pre-award costs, as defined in 2 C.F.R. § 200.458, may not be paid with funding from this award.
- 6. <u>Administrative Costs.</u> Recipient may use funds provided under this award to cover both direct and indirect costs.
- 7. Cost Sharing. Cost sharing or matching funds are not required to be provided by Recipient.
- 8. Conflicts of Interest. Recipient understands and agrees it must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded under this award. Recipient and subrecipients must disclose in writing to Treasury or the pass-through entity, as appropriate, any potential conflict of interest affecting the awarded funds in accordance with 2 C.F.R. § 200.112.

- 9. Compliance with Applicable Law and Regulations.
 - a. Recipient agrees to comply with the requirements of section 603 of the Act, regulations adopted by Treasury pursuant to section 603(f) of the Act, and guidance issued by Treasury regarding the foregoing. Recipient also agrees to comply with all other applicable federal statutes, regulations, and executive orders, and Recipient shall provide for such compliance by other parties in any agreements it enters into with other parties relating to this award.
 - b. Federal regulations applicable to this award include, without limitation, the following:
 - i. Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as Treasury may determine are inapplicable to this Award and subject to such exceptions as may be otherwise provided by Treasury. Subpart F Audit Requirements of the Uniform Guidance, implementing the Single Audit Act, shall apply to this award.
 - ii. Universal Identifier and System for Award Management (SAM), 2 C.F.R. Part 25, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference.
 - iii. Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference.
 - iv. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, including the requirement to include a term or condition in all lower tier covered transactions (contracts and subcontracts described in 2 C.F.R. Part 180, subpart B) that the award is subject to 2 C.F.R. Part 180 and Treasury's implementing regulation at 31 C.F.R. Part 19.
 - v. Recipient Integrity and Performance Matters, pursuant to which the award term set forth in 2 C.F.R. Part 200, Appendix XII to Part 200 is hereby incorporated by reference.
 - vi. Governmentwide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20.
 - vii. New Restrictions on Lobbying, 31 C.F.R. Part 21.
 - viii. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601-4655) and implementing regulations.
 - ix. Generally applicable federal environmental laws and regulations.
 - c. Statutes and regulations prohibiting discrimination applicable to this award include, without limitation, the following:
 - i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d et seq.) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance;

- ii. The Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;
- iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;
- iv. The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 et seq.), and Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance; and
- v. Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 et seq.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.
- 10. Remedial Actions. In the event of Recipient's noncompliance with section 603 of the Act, other applicable laws, Treasury's implementing regulations, guidance, or any reporting or other program requirements, Treasury may impose additional conditions on the receipt of a subsequent tranche of future award funds, if any, or take other available remedies as set forth in 2 C.F.R. § 200.339. In the case of a violation of section 603(c) of the Act regarding the use of funds, previous payments shall be subject to recoupment as provided in section 603(e) of the Act.
- 11. <u>Hatch Act.</u> Recipient agrees to comply, as applicable, with requirements of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328), which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.
- 12. <u>False Statements</u>. Recipient understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.
- 13. <u>Publications</u>. Any publications produced with funds from this award must display the following language: "This project [is being] [was] supported, in whole or in part, by federal award number [enter project FAIN] awarded to [name of Recipient] by the U.S. Department of the Treasury."

14. Debts Owed the Federal Government.

- a. Any funds paid to Recipient (1) in excess of the amount to which Recipient is finally determined to be authorized to retain under the terms of this award; (2) that are determined by the Treasury Office of Inspector General to have been misused; or (3) that are determined by Treasury to be subject to a repayment obligation pursuant to section 603(e) of the Act and have not been repaid by Recipient shall constitute a debt to the federal government.
- b. Any debts determined to be owed the federal government must be paid promptly by

Recipient. A debt is delinquent if it has not been paid by the date specified in Treasury's initial written demand for payment, unless other satisfactory arrangements have been made or if the Recipient knowingly or improperly retains funds that are a debt as defined in paragraph 14(a). Treasury will take any actions available to it to collect such a debt.

15. Disclaimer.

- a. The United States expressly disclaims any and all responsibility or liability to Recipient or third persons for the actions of Recipient or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract, or subcontract under this award.
- b. The acceptance of this award by Recipient does not in any way establish an agency relationship between the United States and Recipient.

16. Protections for Whistleblowers.

- a. In accordance with 41 U.S.C. § 4712, Recipient may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant.
- b. The list of persons and entities referenced in the paragraph above includes the following:
 - i. A member of Congress or a representative of a committee of Congress;
 - ii. An Inspector General;
 - iii. The Government Accountability Office;
 - iv. A Treasury employee responsible for contract or grant oversight or management;
 - v. An authorized official of the Department of Justice or other law enforcement agency;
 - vi. A court or grand jury; or
 - vii. A management official or other employee of Recipient, contractor, or subcontractor who has the responsibility to investigate, discover, or address misconduct.
- c. Recipient shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.
- 17. <u>Increasing Seat Belt Use in the United States</u>. Pursuant to Executive Order 13043, 62 FR 19217 (Apr. 18, 1997), Recipient should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.
- 18. Reducing Text Messaging While Driving. Pursuant to Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), Recipient should encourage its employees, subrecipients, and contractors to adopt and enforce policies that ban text messaging while driving, and Recipient should establish workplace safety policies to decrease accidents caused by distracted drivers.

ASSURANCES OF COMPLIANCE WITH CIVIL RIGHTS REQUIREMENTS

ASSURANCES OF COMPLIANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964

As a condition of receipt of federal financial assistance from the Department of the Treasury, the recipient named below (hereinafter referred to as the "Recipient") provides the assurances stated herein. The federal financial assistance may include federal grants, loans and contracts to provide assistance to the Recipient's beneficiaries, the use or rent of Federal land or property at below market value, Federal training, a loan of Federal personnel, subsidies, and other arrangements with the intention of providing assistance. Federal financial assistance does not encompass contracts of guarantee or insurance, regulated programs, licenses, procurement contracts by the Federal government at market value, or programs that provide direct benefits.

The assurances apply to all federal financial assistance from or funds made available through the Department of the Treasury, including any assistance that the Recipient may request in the future.

The Civil Rights Restoration Act of 1987 provides that the provisions of the assurances apply to all of the operations of the Recipient's program(s) and activity(ies), so long as any portion of the Recipient's program(s) or activity(ies) is federally assisted in the manner prescribed above.

- 1. Recipient ensures its current and future compliance with Title VI of the Civil Rights Act of 1964, as amended, which prohibits exclusion from participation, denial of the benefits of, or subjection to discrimination under programs and activities receiving federal financial assistance, of any person in the United States on the ground of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by the Department of the Treasury Title VI regulations at 31 CFR Part 22 and other pertinent executive orders such as Executive Order 13166, directives, circulars, policies, memoranda, and/or guidance documents.
- 2. Recipient acknowledges that Executive Order 13166, "Improving Access to Services for Persons with Limited English Proficiency," seeks to improve access to federally assisted programs and activities for individuals who, because of national origin, have Limited English proficiency (LEP). Recipient understands that denying a person access to its programs, services, and activities because of LEP is a form of national origin discrimination prohibited under Title VI of the Civil Rights Act of 1964 and the Department of the Treasury's implementing regulations. Accordingly, Recipient shall initiate reasonable steps, or comply with the Department of the Treasury's directives, to ensure that LEP persons have meaningful access to its programs, services, and activities. Recipient understands and agrees that meaningful access may entail providing language assistance services, including oral interpretation and written translation where necessary, to ensure effective communication in the Recipient's programs, services, and activities.
- 3. Recipient agrees to consider the need for language services for LEP persons when Recipient develops applicable budgets and conducts programs, services, and activities. As a resource, the Department of the Treasury has published its LEP guidance at 70 FR 6067. For more information on taking reasonable steps to provide meaningful access for LEP persons, please visit http://www.lep.gov.

- 4. Recipient acknowledges and agrees that compliance with the assurances constitutes a condition of continued receipt of federal financial assistance and is binding upon Recipient and Recipient's successors, transferees, and assignees for the period in which such assistance is provided.
- 5. Recipient acknowledges and agrees that it must require any sub-grantees, contractors, subcontractors, successors, transferees, and assignees to comply with assurances 1-4 above, and agrees to incorporate the following language in every contract or agreement subject to Title VI and its regulations between the Recipient and the Recipient's sub-grantees, contractors, subcontractors, successors, transferees, and assignees:

The sub-grantee, contractor, subcontractor, successor, transferee, and assignee shall comply with Title VI of the Civil Rights Act of 1964, which prohibits recipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by the Department of the Treasury's Title VI regulations, 31 CFR Part 22, which are herein incorporated by reference and made a part of this contract (or agreement). Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d et seq., as implemented by the Department of the Treasury's Title VI regulations, 31 CFR Part 22, and herein incorporated by reference and made a part of this contract or agreement.

- 6. Recipient understands and agrees that if any real property or structure is provided or improved with the aid of federal financial assistance by the Department of the Treasury, this assurance obligates the Recipient, or in the case of a subsequent transfer, the transferee, for the period during which the real property or structure is used for a purpose for which the federal financial assistance is extended or for another purpose involving the provision of similar services or benefits. If any personal property is provided, this assurance obligates the Recipient for the period during which it retains ownership or possession of the property.
- 7. Recipient shall cooperate in any enforcement or compliance review activities by the Department of the Treasury of the aforementioned obligations. Enforcement may include investigation, arbitration, mediation, litigation, and monitoring of any settlement agreements that may result from these actions. The Recipient shall comply with information requests, on-site compliance reviews and reporting requirements.
- 8. Recipient shall maintain a complaint log and inform the Department of the Treasury of any complaints of discrimination on the grounds of race, color, or national origin, and limited English proficiency covered by Title VI of the Civil Rights Act of 1964 and implementing regulations and provide, upon request, a list of all such reviews or proceedings based on the complaint, pending or completed, including outcome. Recipient also must inform the Department of the Treasury if Recipient has received no complaints under Title VI.
- 9. Recipient must provide documentation of an administrative agency's or court's findings of non-compliance of Title VI and efforts to address the non-compliance, including any voluntary compliance or other

agreements between the Recipient and the administrative agency that made the finding. If the Recipient settles a case or matter alleging such discrimination, the Recipient must provide documentation of the settlement. If Recipient has not been the subject of any court or administrative agency finding of discrimination, please so state.

10. If the Recipient makes sub-awards to other agencies or other entities, the Recipient is responsible for ensuring that sub-recipients also comply with Title VI and other applicable authorities covered in this document State agencies that make sub-awards must have in place standard grant assurances and review procedures to demonstrate that that they are effectively monitoring the civil rights compliance of subrecipients.

The United States of America has the right to seek judicial enforcement of the terms of this assurances document and nothing in this document alters or limits the federal enforcement measures that the United States may take in order to address violations of this document or applicable federal law.

Under penalty of perjury, the undersigned official(s) certifies that official(s) has read and understood the Recipient's obligations as herein described, that any information submitted in conjunction with this assurances document is accurate and complete, and that the Recipient is in compliance with the aforementioned nondiscrimination requirements.

Putnam, County of	5/12/2021	
Recipient	Date	
DocuSigned by: WWW LIKUN 63EA6FF9A27E4A7		
Signature of Authorized Official		

PAPERWORK REDUCTION ACT NOTICE

The information collected will be used for the U.S. Government to process requests for support. The estimated burden associated with this collection of information is 30 minutes per response. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Office of Privacy, Transparency and Records, Department of the Treasury, 1500 Pennsylvania Ave., N.W., Washington, D.C. 20220. DO NOT send the form to this address. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

Committee Mtg	Resolution #	
Introduced By	Regular MtgSpecial Mtg	
Seconded By	Special ivitg	
RESOLUTION #135 OF 2022	AMENDMENT (23A043)/ EMERGENCY SEI 2 ARPA FUNDING EARMARKED FOR RAD RE TRAINING CENTER/ CAPITAL FACILIT	DIOS - POLICE &
towards the Statewide Inter Program to allow the Count communications infrastruc WHEREAS, it has be Formula Grant awards towat the procurement and instal costs that will serve the fire surrounding are departmen WHEREAS, the Count an allowable use of ARPA f category which includes in WHEREAS, the Com requested a budgetary ame WHEREAS, the Prote Committee have reviewed a	colution #135 of 2022, ARPA funds were ear operable Communications Grant (SICG) To ty to enhance their public safety operation ture which is critical in emergency situations and the endetermined that the County will continuated this project and can repurpose \$1 millation of the Fire Training Center and other efighters from Putnam County's fire departs; and into the control of the Situation of t	Fargeted Grant his by strengthening ons; and hue to utilize SICG – llion to go towards er project related firtments and e Training Center is blic Sector Capacity e; and ervices has ds; and & Administration ; now therefore be it
CAPITAL FUND: Increase Appropriations:		
55197000 532314 51509	Capital – 23CP14 – Fire Training Center (ARPA Funding)	1,000,000
Increase Estimated Revenu 55197000 449898 51509	ies: Federal Aid – ARPA CFDA 21.027	1,000,000
Decrease Appropriations: 53097000 53000 51601	Capital – Interoperable Public Safety Communication	1,000,000
Decrease Estimated Reven 53097000 449898 51601	ues: Federal Aid – ARPA CFDA 21.027	1,000,000
Legislator Addonizio	2023 Fiscal Impact – 0 – 2024 Fiscal Impact – 0 –	
Legislator Castellano		
Legislator Crowley		
Legislator Ellner Legislator Gouldman	 	
Legislator Montgomery		
Legislator Nacerino		
Legislator Sayegh Chairman Jonke		

Reso

MICHAEL J. LEWIS Commissioner Of Finance



SHEILA BARRETT
Deputy Commissioner Of Finance

DEPARTMENT OF FINANCE

MEMORANDUM

TO:

Diane Schonfeld, Legislative Clerk

FROM:

Michael J. Lewis, Commissioner of Finance

RE:

Budgetary Amendment – 23A043

DATE:

August 9, 2023

At the request of the Commissioner of the Bureau of Emergency Services, the following budgetary amendment is necessary.

Capital Fund:

Increase Appropriations:

55197000 532314 51509 Capital - 23CP14 - Fire Training Center (PBPA) \$ 1.000.000

Increase Estimated Revenues:

55197000 449898 51509 Federal Aid - ARPA CFDA 21.027 \$ 1,000,000

Decrease Appropriations:

53097000 53000 51601 Capital - Interoperable Public Safety Communication \$ 1,000,000

Decrease Estimated Revenues:

53097000 449898 51601 Federal Aid - ARPA CFDA 21.027 \$ 1,000,000

Fiscal Impact - 2023 - \$ 0

Fiscal Impact - 2024 - \$ 0

Pursuant to Resolution #135 of 2022; ARPA funds were earmarked to go towards the Statewide Interoperable Communications Grant (SICG) Targeted Grant Program to allow the County to enhance their public safety operations by strengthening communications infrastructure which is critical in emergency situations. Since then, it has been determined that the County will continue to use SICG – Formula Grant awards towards this project and

can repurpose \$1mm to go towards the procurement and installation of the Fire Training Center and other project related costs that will serve the fire fighters from Putnam County's fire departments and surrounding area departments.

In addition, the County's consultant has indicated that the Fire Training Center is an allowable use of ARPA funds which is classified under the 3.4 Public Sector Capacity category which includes investment to support emergency response.

Please forward to the appropriate committee.

Approved

Kevin M. Byrne -County Executive

PUTNAM COUNTY LEGISLATURE

Resolution #135

Introduced by Legislator: Toni Addonizio on behalf of the Rules, Enactments & Intergovernmental Relations Committee at a Regular Meeting held on July 5, 2022.

page 1

APPROVAL/ BUDGETARY AMENDMENT (22A044)/ COMMISSIONER OF FINANCE/ COUNTY ARPA PROJECTS

WHEREAS, the American Rescue Plan Act of 2021 ("ARPA") provides fiscal recovery funds to county governments, as well as other forms of government, pursuant to US Department of Treasury Compliance and Reporting Guidance, for the purpose of alleviating the fiscal stress caused by the COVID-19 pandemic, and

WHEREAS, Putnam County has been allocated \$19.1 million through ARPA, which may be used to provide certain government services; and

WHEREAS, County Executive Odell has proposed that Putnam County ARPA funds be allocated with a focus on infrastructure as it pertains to school safety, mental health, substance abuse, food insecurity, clean water, roads, bridges, and buildings to aid in the recovery from the COVID 19 pandemic; and

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (22A044) to address these infrastructure needs; and

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

RESOLVED, that the following budgetary amendment (22A044) be made:

Increase Estimated Appropriations:

53097000 53000 52223	ARPA – School Safety –	
:	Infrastructure Upgrades	2,000,000
53097000 53000 51601	ARPA – Radios – Police & Fire	2,500,000
53097000 53000 52224	ARPA – Sheriff Dept Software	1,500,000
58989000 53000 52225	ARPA – Stabilization Center	2,500,000
58989000 53000 52226	ARPA – Cap Mobile Food Pantry	130,000
58989000 53000 52227	ARPA – Second Chance Food Pantry	
	Refrigeration Units	25,000
58989000 53000 52228	ARPA – Administrative Expenses	30,000
55197000 52660 52204	ARPA – Highway Equipment	100,000
55197000 53000 52229	ARPA – Highway Infrastructure Studies	303,707
55997000 53000 51622	Fair Street - PIN 8756.09	325,000
•	•	9,413,707

Decrease Estimated Revenues:

State of New York

ss:

County of Putnam

I hereby certify that the above is a true and exact copy of a resolution passed by the Putnam County Legislature while in session on July 5, 2022.

Dated: _	July 7, 2022	
Signed:		

PUTNAM COUNTY LEGISLATURE

Resolution #135

Introduced by Legislator: Toni Addonizio on behalf of the Rules, Enactments & Intergovernmental Relations Committee at a Regular Meeting held on July 5, 2022.

page 2

	•	
05000 45710L 50245	Bond Proceeds - Peekskill Hollow Rd	1,000,000
05000 45710M 52202	Bond Proceeds – Infrastructure	1,000,000
05000 45710M 52204	Bond Proceeds - Highway Equipment	500,000
05000 45710G 51622	Bond Proceeds - Fair Street	90,000
05000 45710H 51716	Bond Proceeds – Stoneleigh/Drew	185,000
05000 45710M 51912	Bond Proceeds - Drewville Rd Br	988,800
05000 45710M 51914	Bond Proceeds - Sprout Brook Rd Br	520,000
		4,283,800
Increase Estimated Revenues:		
53097000 449898 52223	ARPA – School Safety –	
	Infrastructure Upgrades	2,000,000
53097000 449898 51601	ARPA - Radios - Police & Fire	2,500,000
53097000 449898 52224	ARPA - Sheriff Dept Software	1,500,000
58989000 449898 52225	ARPA – Stabilization Center	2,500,000
58989000 449898 52226	ARPA – Cap Mobile Food Pantry	130,000
58989000 449898 52227	ARPA – Second Chance Food Pantry	
	Refrigeration Units	25,000
58989000 449898 52228	ARPA – Administrative Expenses	30,000
55197000 449898 50245	ARPA – Peekskill Hollow Road	1,000,000
55197000 449898 52202	ARPA – Highway Infrastructure	1,000,000
55197000 449898 52206	ARPA – Highway Equipment	600,000
55197000 449848 52229	ARPA – Highway Infrastructure Studies	303,707
55997000 449848 51622	ARPA - Fair Street - PIN 8756.09	415,000
55197000 449848 51716	ARPA - Stoneleigh /Drew PIN 8761.97	185,000
55197000 449848 51912	ARPA - Drewville Rd Bridge PIN 8757.6	
55197000 449848 51914	ARPA - Sprout Brook RD Br PIN 8762.1	
		13,697,507
	2022 Fiscal Impact – 0 –	

2022 Fiscal Impact – 0 – 2023 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

APPROVED

NUMBER
COUNTY
EXECUTIVE -27

ACTING 1-11

State of New York

County of Putnam

I hereby certify that the above is a true and exact copy of a resolution passed by the Putnam County Legislature while in session on July 5, 2022.

Dated: July 7, 2022

Signed:

Diane Schonfeld

Clerk of the Legislature of Putnam County

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ BUDGETARY AMENDMENT (23A052)/ SHERIFF'S DEPARTMENT/ CORRECTIONAL FACILITY/ USE OF T-COMMISSION FUNDS/ EQUIPMENT

WHEREAS, Putnam County Sheriff Kevin McConville has requested a budgetary amendment (23A052) to utilize T-Commission Reserve Funds to purchase equipment needed to provide internet access to the Correctional Facility and Inmate Law Library; 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:

10315000 426605

Jail – Inmate T-Commission Use of Reserve

25,709.72

Increase Appropriations:

10315000 54636

Jail - Internet Costs

25,709.72

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

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

MICHAEL LEWIS Commissioner Of Finance



Post SHEILA BARRETT
Deputy Commissioner Of Finance

November 15, 2022

Ms. Diane Schonfeld, Clerk Putnam County Legislature 40 Gleneida Avenue Carmel, NY 10512

Dear Ms. Schonfeld,

LEGISLATURE PUTNAM COUNTY

Pursuant to Code Section 5-1, A dated February 14, 2010, I am advising you of the following budgetary amendment **23A052** which was submitted for approval.

Increase Revenue:

10315000 426605

Jail - Inmate T-Com Use of Reserve

\$ 25,709.72

Increase Appropriations:

10315000 54636

Jail - Internet Costs

\$ 25,709.72

2023 Fiscal Impact -0-2024 Fiscal Impact -0-

Sheriff McConville respectfully requests the use of T-Commission reserve funds to purchase the equipment needed to provide internet access to the Correctional Facility and Inmate Law Library.

AUTHORIZATION:

Date Commissioner of Finance/Designee: Initiation by \$0 - \$5,000.00

Date County Executive/Designee: Authorized for Legislative Consideration \$5,000.01 - \$10,000

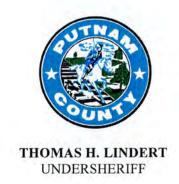
Date Chairperson Audit/Designee: \$0 - \$10,000.00

Date Audit & Administration Committee: \$10,000.01 - \$25,000.00

Putnam County Correctional Facility T-Commission Acct check # 1011 ~ \$25,709.22



PUTNAM COUNTY OFFICE OF THE SHERIFF AND CORRECTIONAL FACILITY THREE COUNTY CENTER CARMEL, NEW YORK 10512 845-225-4300



August 2, 2023

Mr. Michael Lewis Commissioner of Finance County Office Building 40 Gleneida Avenue Carmel, NY 10512

Dear Commissioner Lewis:

I have authorized the expenditure of Inmate T-Commission Funds to purchase Equipment needed to put Internet in the Correctional Facility. The IT Department has assessed our needs and determined what we would need for this project. The Internet is needed for tablets (electronic logbooks) to work with the new Black Creek Jail Management System and for the Inmate Law Library.

Accordingly, enclosed find check #1011 in the amount of twenty-five thousand seven hundred nine and 72/100 dollars (\$25,709.72). It is respectfully requested that \$25,709.72 of said funds be placed into Munis budget line #10315000, account code #54636, so that the purchase can be completed.

This will have no fiscal impact on the County or Sheriff's Department Budget.

Please ensure that the necessary information is provided to the legislature to meet the five (5) day notice for committee action.

Thank you for your attention to this matter.

Very truly yours,

Kevin J. McConville

KJM/jg



SALES QUOTE

GovConnection, Inc. 732 Milford Road Merrimack, NH 03054 Account Executive: Timothy Vanasse

Phone: (800) 800-0019 ext. 33011

Fax: (603) 683-1204

Email: tim.vanasse@connection.com

25517071.03

PLEASE REFER TO THE ABOVE QUOTE # WHEN ORDERING

Date: 7/18/2023

Valid Through: 8/17/2023

Account #:

Account Manager:

Phone: Fax: Email:

Customer Contact: AnnMarie Walz

Email: annmarie.walz@putnamcountyny.ge

Phone: (845) 808-4000 x41117

Fax: (845) 225-1421

QUOTE PROVIDED TO:

AB#: 13250684

PUTNAM COUNTY SHERIFFS DEPT

ACCOUNTS PAYABLE 3 COUNTY CTR CARMEL, NY 10512 SHIP TO:

AB#: 13250691

Putnam County Sheriffs Dept

3 County Ctr CARMEL, NY 10512

(845) 225-4300

(914) 225-3641

	DELIVERY	FOB	SHIP VIA	SHIP WEIGHT	TERMS	CONTRACT ID#
-	5-30 Days A/R/O	Destination	Small Pkg Ground Service Level	52.00 lbs	Net 30	

Important Notice: — THIS QUOTATION IS SUBJECT TO THE FOLLOWING Terms of Sale: All purchases from GovConnection, Inc. are subject to the Company's Standard Terms of Sale, which describe important legal rights and obligations. You may review the Company's Standard Terms of Sale on the Company's website: www.govconnection.com, or you may request a copy via fax, e-mail, or mail by calling your account representative. The only exception to this policy is if your order is being placed under any one of our many national, state, educational or cooperative Agreements, in which case the Terms and Conditions of your Purchase Order are already pre-negotiated and stated in that Agreement. No other Terms and Conditions shall apply and any other terms and conditions referenced or appearing in your Purchase Order are considered null and void. Due to the industry-wide constraints and fluctuations, we reserve the right to change pricing at any time. Please refer to our Quote Number in your order.

Line#	Qty	Item#	Mfg. Part #	Description	Mfg.	Price	Ext
1				NCPA Contract			\$ -
2	2	41163642	R4W44A	Aruba AP-565 Outdoor 11ax Aruba HPE	Aruba HPE	\$ 999.00	\$ 1,998.00
3	2	41219760	HU4S7E	1-Year Foundation Care Next Business Day ExchangeAP-565 Outdoor Service Hewlett Packard Aruba/Services	Hewlett Packard Aruba/Services	\$ 68.00	\$ 136.00
4	2	32962909	JW055A	AP-270-MNT-H2 Aruba 270 Series Mounting Kit Aruba HPE	Aruba HPE	\$ 33.00	\$ 66.00
5	12	33124131	JW472AAE	LIC-AP Controller per AP Capacity License E-LTU Aruba HPE	Aruba HPE	\$ 48.00	\$ 576.00
6	12	33137142	H2YU3E	1-Year 24x7 Foundation Care eLTU Hewlett Packard Aruba/Services	Hewlett Packard Aruba/Services	\$ 11.00	\$ 132.00
7	10	36885980	JZ357A	Aruba AP-555 (US) Unified AP Aruba HPE	Aruba HPE	\$ 1,375.00	\$ 13,750.00
8	10	41276697	HJ6S3E	Aruba 1Y FC NBD Exch AP 555 SVC Hewlett Packard Aruba/Services	Hewlett Packard Aruba/Services	\$ 94.00	\$ 940.00
9	5	37286399	R3J15A	AP-MNT-A AP Mount Bracket Aruba HPE	Aruba HPE	\$ 18.00	\$ 90.00
10	5	37286401	R3J18A	AP-MNT-D AP Mount Bracket Aruba HPE	Aruba HPE	\$ 21.00	\$ 105.00
			***************************************			Subtotal	\$ 17,793.00
						Fee	\$ 0.00
						Shipping and Handling	\$ 0.00
						Tax	Exempt

IT/GIS Dept. Reviewed

Approved [] Not Approved

17,793.00

Total \$



SALES QUOTE

GovConnection, Inc. 732 Milford Road Merrimack, NH 03054 Account Executive: Timothy Vanasse

Phone: (800) 800-0019 ext. 33011

Fax: (603) 683-1204

Email: tim.vanasse@connection.com

25517361.02

PLEASE REFER TO THE ABOVE QUOTE # WHEN ORDERING

Date:

7/17/2023 Valid Through: 8/16/2023

Account #:

Account Manager:

Phone: Fax: Email:

Customer Contact: AnnMarie Walz

Email: annmarie.walz@putnamcountyny.gu

Phone: (845) 808-4000 x41117

Fax: (845) 225-1421

QUOTE PROVIDED TO:

AB#: 13250684

PUTNAM COUNTY SHERIFFS DEPT

ACCOUNTS PAYABLE 3 COUNTY CTR CARMEL, NY 10512

SHIP TO:

AB#: 13250691

Putnam County Sheriffs Dept

3 County Ctr CARMEL, NY 10512

(845) 225-4300

(914) 225-3641

DELIVERY	FOB	SHIP VIA	SHIP WEIGHT	TERMS	CONTRACT ID#
5-30 Days A/R/O	Destination	Small Pkg Ground Service Level	51.00 lbs	Net 30	NCPA 01-44

Important Notice: --- THIS QUOTATION IS SUBJECT TO THE FOLLOWING Terms of Sale: All purchases from GovConnection, Inc. are subject to the Terms and Conditions of our NCPA Contract # NCPA 01-44. Any Order accepted by GovConnection for the items included in this Quotation is expressly limited to those Terms and Conditions; any other terms and conditions referenced or appearing in your Purchase Order are considered null and void. No other terms and conditions shall apply without the written consent of GovConnection, Inc. Please refer to our Quote Number in your order.

Ext	Price	Mfg.	Description	Mfg. Part #	Item #	Qty	Line#
338.30	\$ 33.83	AccelTex Solutions	Acceltex White ASA AP Cover 11.75" x 11.75" x 4" AccelTex Solutions	ATS-COV-1175117 54-WHT-ASA	41660279	10	1
338.30	\$ Subtotal	de la constitución de la constit		Control of the Contro	-		-li
0.00	\$ Fee						
0.00	\$ Shipping and Handling						
Exempt!	Tax						
338.30	\$ Total						





Anixter Inc. (a WESCO Company)
Send Purchase Orders to Anixter Inc.
2301 Patriot Blvd. Glenview, IL 60026

QUOTATION

Date: Quote #: 07/19/2023

Customer:

Q009XYY9 484579

Customer

PUTNAM COUNTY SHERIFFS OFFICE

3 COUNTY CENTER CARMEL, NY 10512 AnnMarie Walz

Phone: 845-808-1800

Fax: --

Email: Annmarie.Walz@putnamcountyny.gov

Annmarie, Putnam, 7/19

Line 1	Quantity 50	Part Number and Description 525537 PANDUIT <u>UTPCH2BUY</u> PATCH CORD 2FT CAT5E POWERSUM BLUE	UM EA	Unit Price 10.36	Extended Price 518.00
2	2	272048 CORNING-C <u>CCH-CP12-E4</u> 12FIBER PANEL LC DUPLEX LOADEDMM OM3/OM4, 6 ADAPTERS PER PANEL AQUA ADAPTER Shipping Location: CRANBURYNJ (179)	EA	122.10	244.20
3	2	180626 CORNING-C <u>CCH-01U</u> 12/48-F RACK-MT ENCLOSURE 19" 1U EMPTY-ACCEPTS 2 PANELS CASSETTES OR MODULES Shipping Location: ANAHEIM,CA (122)	EA	338.07	676.14
4	2	419846 PANDUIT <u>CJ688TGOR-24</u> 1-PORT MOD JACK IDC 8W8P UTP T568A/B CAT6 IP5 MINI-COM GIGA-TX ORANGE 24/PK Shipping Location: CHICAGO,IL (102)	PK	411.84	823.68
5	10	338909 CORNING-C <u>95-000-99</u> LC CONNECTOR 62.5/125 CER PRE-POLISHED STUB, CTS COMPATIBLE SENIOR, UNICAM Shipping Location: CRANBURYNJ (179)	EA	22.46	224.60
6	2	319358 PANDUIT NK6PPG24Y 24-PORT PANEL 110-MOD 8W8P T568A/B CAT6 NETKEY BLACK 1RMS ROHS Shipping Location: CRANBURYNJ (179)	EA	293.06	586.12

The impacts of COVID-19 cannot be reasonably determined at this time. This quote/proposal does not account for any potential adverse impacts COVID-19 may have on Anixter's performance or obligations herein. In the event of any delays or adverse impacts, Anixter reserves the right for an equitable adjustment of the delivery schedule and prices herein to offset the effects of COVID-19 delays, without fault or penalty of any kind.

BY ACCEPTING THIS QUOTE, YOU AGREE THAT THE TERMS AND CONDITIONS OF SALE PUBLISHED AT WWW.ANIXTER.COM/TERMSANDCONDITIONS ARE EXPRESSLY INCORPORATED INTO AND SHALL GOVERN THIS TRANSACTION.



QUOTATION

Date: Quote #: 07/19/2023

Customer:

Q009XYY9

484579

Send Purchase Orders to Anixter Inc. 2301 Patriot Blvd. Glenview, IL 60026

Anixter Inc. (a WESCO Company)

Annmarie, Putnam, 7/19

Line

Quantity Part Number and Description UM

Unit Price

Extended Price

7

4000

CMP-00423PNDF-C6-02

MF

1126.42

4,505.68

PANDUIT PFP6C04BL-UG

23-4P F/UTP-CMP SOL BC CAT6 FEP/FRPVC BLACK JKT BOX

ROHS

Shipping Location: DALLAS, TX (104)

Quote Total:

7,578.42

TERMS

1% 10,NET3

Freight Terms:

PPD/CHARGE

Shipment:

MATERIAL IN ANIXTER INVENTORY SUBJECT TO PRIOR SALE.

Notes:

ORDER ACCEPTANCE BASED UPON CREDIT APPROVAL ALL MATERIAL NONRETURNABLE

WITHOUT RETURN AUTHORIZATION PLUS RESTOCK FEE.

Currency:

USD

Please refer all inquiries to:

Jake McAfee

Phone: (859)788-4217

Mobile: --

Fax: --

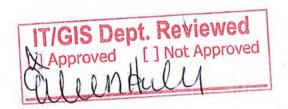
jake.mcafee@anixter.com

2742 Fortune Dr Suite 150 LEXINGTON, KY 40509

US

Comments:

QUOTE VALID FOR 20 CALENDAR DAYS, UNLESS OTHERWISE NOTED. QUOTE DOES NOT INCLUDE SHIPPING/FREIGHT CHARGES. Quantities are subject to normal manufacturer allowances. In the case of wires and cables, such allowances are plus 10% and minus 5%.



The impacts of COVID-19 cannot be reasonably determined at this time. This quote/proposal does not account for any potential adverse impacts COVID-19 may have on Anixter's performance or obligations herein. In the event of any delays or adverse impacts, Anixter reserves the right for an equitable adjustment of the delivery schedule and prices herein to offset the effects of COVID-19 delays, without fault or penalty of any kind.

BY ACCEPTING THIS QUOTE, YOU AGREE THAT THE TERMS AND CONDITIONS OF SALE PUBLISHED AT <u>WWW.ANIXTER.COM/TERMSANDCONDITIONS</u> ARE EXPRESSLY INCORPORATED INTO AND SHALL GOVERN THIS TRANSACTION.

Committee Mtg	Resolution # Regular Mtg		
Introduced By	Regular Mtg		
Seconded By	Special Mtg		
APPROVAL / BUDGETA	RY AMENDMENT (23A0	48)/ PUBLIC WORKS/ SOC	IAL SERVICES!
RISK & COMPLIANCE/			HAL OLIVIOLO
	NOOTO MODER NEGOTER	•	
WHEREAS, the I	epartment of Public Wo	orks is in receipt of a chec	k for \$6,273.41
		one (1) of Social Services	
involved in an accident		• •	
WHEREAS, Risk	Manager Mat C. Bruno,	Jr. has requested a budge	etary
amendment (23A048) to			•
		nittee and the Audit & Adm	inistration
Committee have review	ed and approved said b	udgetary amendment; nov	v therefore be it
RESOLVED, that	the following budgetar	y amendment be made:	
Increase Estimated Rev		_	
10513000 426802	Hwy Road Machine	ry – Insurance Recovery	6,273.41
Imanaga Ammunuintian	_		
Increase Appropriation			0.070.44
10513000 54370	Hwy Road Machine	ry – Automotive	6,273.41
	2023 Fiscal Impact	_ 0 _	
	2024 Fiscal Impact		
	i loodi iiiipaot	•	







MICHAEL LEWIS Commissioner Of Finance



SHEILA BARRETT Deputy Commissioner of Finance

DEPARTMENT OF FINANCE

July 19, 2023

Ms. Diane Schonfeld, Clerk Putnam County Legislature 40 Gleneida Avenue Carmel, NY 10512

Dear Ms. Schonfeld,

Pursuant to Code Section 5-1, A dated February 14, 2010, I am advising you of the following 2023 budgetary amendment which has been submitted for approval.

Increase Estimated Revenues:

10513000 426802

Hwy Road Machinery – Insurance Recovery

\$ 6273.41

Increase Appropriations:

10513000

Hwy Road Machinery

54370

Automotive

\$ 6273.41

2023 Fiscal Impact -0-2024 Fiscal Impact -0-

The Highway department is in receipt of a check for \$6,273.41 from Geico Insurance Co. to cover damages to one of Social Services' vehicles involved in an accident on March 3, 2023. This amendment is required to proceed with the repair.

AUTHORIZATION:

Date	Commissioner of Finance/Designee: Initiation by \$0 - \$5,000.00	
Date	County Executive/Designee: Authorized for Legislative Considerat	ion \$5,000.01 - \$10,000.00
Date	Chairperson Audit/Designee: \$0 - \$10,000.00	23A048
Date	Audit & Administration Committee: \$10,000.01 - \$25,000.00	

C. COMPTON SPAIN

County Attorney

JOHN B. CHERICO
First Deputy County Attorney

ANNA M. DIAZ Sr. Deputy County Attorney



CONRAD J. PASQUALE Sr. Deputy County Attorney

CONOR McKIERNAN
Sr. Deputy County Attorney

MAT C. BRUNO, SR. Risk Manager

DEPARTMENT OF LAW

MEMORANDUM:

TO:

Michael Lewis, Finance

FROM:

Mat C. Bruno, Sr., Manager Risk & Compliance:

DATE:

June 5, 2023

RE:

Vehicle Accident Claim Reimbursement

Enclosed please find Geico check #242834655 in the amount of \$6273.41 representing payment for the accident listed below. The Department of Social Services is expecting credit for the check.

Accident Number	Date of Accident	Damage	Reimbursement	Ins. Co	Driver
4	03/07/23	\$7414.51	\$6273.41	Geico	Paulette Marino

Thank you.

MCB/da

Enc.

105 13000 426802 105 13000 34370

Detailed Payment Summary

Field Claim Center: 04 Woodbury GEICO GENERAL INSURANCE CO

NO. N 242834655

Date: 06/01/2023

P.O. BOX 9507

FREDERICKSBURG, VA 22403-9526

Date of Loss: 03/07/2023

Claim #: 0423849780101045

Putnam County Social Services

Claimant Name: Matt Bruno Insured Name: Paulette Marino

Atty ADJ Code: Tax ID / SS#/

Adjuster Code:

HW22



Putnam County Social Services/Matt

48 Gleneida Ave

Carmel Ny 10512-1702

\$****6,273.41 Total Amount:

-- Payment Type: SSOT

IP AND FEATURE AND AMOUNT S***6273.41

date of loss 3/7/23 **Property Damage Coverage** in Payment Of

2014 ford fusion

Visit geico.com

24/7 at 1-800-841-3000. you 15% or more on car insurance. Of course, we're also available for policy or claim service vehicles and request additional coverages.* Not insured with GEICO? 15 minutes could save photos and more at geico.com! *GEICO policyholders can make a payment, change drivers or Now, parties involved in a GEICO claim can track the progress of the claim, view damage

These online services are unavailable to Assigned Risk policyholders and Commercial policyholders

dmschck

PLEASE DETACH AND KEEP FOR YOUR RECORDS

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ BUDGETARY AMENDMENT (23A050)/ PUBLIC WORKS/ REPURPOSE ARPA FUNDS/ FAIR STREET PROJECT PIN 8756.09

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (23A050) to Repurpose ARPA funding for the Fair Street Reconstruction Project; and

WHEREAS, by Resolution #135 of 2022, the Putnam County Legislature originally approved designating \$988,800 of ARPA funding towards the Drewville Road Bridge project; and

WHEREAS, the County was awarded Marchiselli funding in the amount of \$798,000; and

WHEREAS, by Resolution #57 of 2023, the Putnam County Legislature approved a budgetary amendment which utilized said Marchiselli award for the Drewville Road Bridge project which then freed up ARPA funding earmarked for this project; and

WHEREAS, due to the current economic conditions, by Resolution #71 of 2023, the Putnam County Legislature approved earmarking \$500,000 of the \$798,000 in ARPA funding to be used towards Countywide Bridges and Culverts, instead of going out to bond; and

WHEREAS, since then it has been determined that \$252,180 of the \$500,000 earmarked for Countywide Bridges and Culverts be reallocated towards the Fair Street Reconstruction Project (PIN 8756.09) for additional design services; 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:

CAPITAL FUND:

Increase Appropriations:		
55997000 53000 51622	Capital – Fair Street – PIN 8756.09	252,180
Increase Estimated Revenues:		
55197000 428601 51622	Transfer In – General Fund	252,180
		·
Decrease Appropriations:		
55197000 53000 52201	Capital – Bridges & Culverts	252,180
Decrease Estimated Revenues:	•	
55197000 428601 52201	Transfer In – General Fund	252,180

Legislator Addonizio	
Legislator Castellano	
Legislator Crowley	
Legislator Ellner	
Legislator Gouldman	
Legislator Montgomery	
Legislator Nacerino	
Legislator Sayegh	
Chairman Jonke	

Committee Mtg	Resolution #	
Introduced By	Regular Mtg	
Seconded By	Special Mtg	
CENERAL EUND		
GENERAL FUND:		
Increase Appropriations:	Transfer Out Conital	252 400
10990100 59020 51622	Transfer Out – Capital	252,180
Increase Estimated Revenues:		
	Fodovol Aid ADDA CEDA 24 027	252 400
10131000 449898 51622	Federal Aid – ARPA CFDA 21.027	252,180
Docroseo Appropriations:		
Decrease Appropriations:	Transfer Out Comital	252 400
10990100 59020 52201	Transfer Out – Capital	252,180
Decrease Estimated Revenues:		
	Fodovol Aid ADDA CDDA 24 027	252 400
10131000 449898 52201	Federal Aid – ARPA CRDA 21.027	252,180
	2023 Fiscal Impact – 0 –	
	•	
	2024 Fiscal Impact – 0 –	

Legislator Addonizio	
Legislator Castellano	
Legislator Crowley	
Legislator Ellner	
Legislator Gouldman	
Legislator Montgomery	
Legislator Nacerino	
Legislator Sayegh	
Chairman Jonke	

MICHAEL J. LEWIS Commissioner Of Finance



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SHEILA BARRETT
Deputy Commissioner Of Finance

DEPARTMENT OF FINANCE

MEMORANDUM

TO:

Diane Schonfeld, Legislative Clerk

FROM:

Michael J. Lewis, Commissioner of Finance

RE:

Budgetary Amendment - 23A050

DATE:

August 4, 2023

At the request of the Commissioner of Finance, the following budgetary amendment is necessary.

Capital Fund:

	and the second s	
Increase Appropriations: 55997000 53000 51622	Capital - Fair Street - PIN 8756.09	\$ 252,180
Increase Estimated Revenues: 55197000 428601 51622	Transfer In - General Fund	\$ 252,180
Decrease Appropriations: 55197000 53000 52201	Capital - Bridges and Culvert	\$ 252,180
Decrease Estimated Revenues: 5519700 428601 52201	Transfer In - General Fund	\$ 252,180
General Fund:		
Increase Appropriations:		
10990100 59020 51622	Transfer Out - Capital	\$ 252,180
Increase Estimated Revenues:		
10131000 449898 51622	Federal Aid - ARPA CFDA 21.027	\$ 252,180
Decrease Appropriations:		
10990100 59020 52201	Transfer Out - Capital	\$ 252,180
Decrease Estimated Revenues:		
10131000 449898 52201	Federal Aid - ARPA CFDA 21.027	\$ 2 52,180

Pursuant to Resolution #71 of 2023; \$500,000 was earmarked to go towards Bridges and Culverts using ARPA funds instead of going out to bond due to the current economic conditions. Since then, it's been determined that \$252,180 should be repurposed towards the Fair Street (PIN 8756.09) reconstruction project for additional design services.

Please forward to the appropriate committee.

Approved

Kevin M. Byrne -County Executive

Michele Alfano-Sharkey

From:

Michael Lewis

Sent:

Friday, August 4, 2023 2:25 PM

To:

Michele Alfano-Sharkey

Subject:

FW: 23A050

Attachments:

23A050 - REALLOCATION OF ARPA TO FAIR STREET PROJECT_0001.pdf

Resolution # 135 (2022) - \$988,800 Drewville ARPA

Resolution # 57 (2023) - \$798,000 – Awarded Marshchelli and freed up ARPA funds.

Resolution #71 (2023) – Of the \$798,000 Bill did a resolution to use \$500,000 of ARPA for Bridges and Culverts instead of borrowing the money to fund the project.

Now, of this \$500,000, \$252,180 is being reallocated to the Fair Street project for additional Design services on the Fair Street project.

From: Michael Lewis

Sent: Friday, August 4, 2023 1:46 PM

To: Michele Alfano-Sharkey < Michele. Alfano-Sharkey@putnamcountyny.gov>

Cc: John Tully < John. Tully@putnamcountyny.gov>; Alexis Hawley < Alexis. Hawley@putnamcountyny.gov>

Subject: 23A050

Michele – Please see the attached. This is a budgetary amendment to simply repurpose a portion of the ARPA funds that were earmarked to Countywide Bridge and Culvert work to the Fair Street project specifically for additional design services.

Any questions, feel free

TY Mike

Michael J. Lewis
Commissioner of Finance
County of Putnam
40 Gleneida Avenue
Carmel, New York 10512
845-808-1075 ext 49325
Michael Lewis@putnamcountyny.gov



PUTNAM COUNTY LEGISLATURE

Resolution #71

Introduced by Legislator: Joseph Castellano on behalf of the Audit & Administration Committee at a Regular Meeting held on April 4, 2023.

page 1

APPROVAL/ BUDGETARY AMENDMENT (22A092)/ COMMISSIONER OF FINANCE/ YEAR END JOURNAL ENTRY #3

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (22A092) for the third Year End Journal Entry for the year ending December 31, 2022; and

WHEREAS, further entry(s) will follow as more information becomes available during the year end closing process; and

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

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Estimated Appropriations:

SEE ATTACHED SHEET

2,083,890.00

Decrease Estimated Appropriations:

SEE ATTACHED SHEET

83,890.00

Increase Estimated Revenues:

SEE ATTACHED SHEET

2,000,000.00

CAPITAL FUND:

Increase Estimated Appropriations:

SEE ATTACHED SHEET

2,860,503.00

Decrease Estimated Appropriations:

SEE ATTACHED SHEET

2,514,335.25

Increase Estimated Revenues:

SEE ATTACHED SHEET

3,181,903.00

Decrease Estimated Revenues:

SEE ATTACHED SHEET

2,835,735.25

2022 Fiscal Impact \$83,890 2023 Fiscal Impact - 0 -

BY POLL VOTE: ALL AYES, LEGISLATOR ELLNER WAS ABSENT. MOTION CARRIE

State of New York

ss:

County of Putnam

EXECUTIVE

I hereby certify that the above is a true and exact copy of a resolution passed by the Putnam County Legislature while in session on April 4, 2023.

Dated:

April 6, 2023

Signed:

Diane Trabulsy

Deputy Clerk of the Legislature of Putnam County

COMMENTS	71,400.00 TO CORRECT ACCOUNT	TO INCREASE CAPITAL RESERVE ACCOUNT	TO INCREASE CAPITAL RESERVE ACCOUNT	USE OF ARPA FUNDS INSTEAD OF BORROW	0.00 USE OF ARPA FUNDS INSTEAD OF BORROW	CLOSE PROJECT	CLOSE PROJECT	0.00 CLOSE PROJECT	71,200.00 CLOSE PROJECT	CLOSE PROJECT	CLOSE PROJECT	55.25 ICLOSE PROJECT	TO ADJUST 5307 FUNDS FFY 2021 TO ACTUAL	TO ADJUST 5307 FUNDS FFY 2021 TO ACTUAL	TO ADJUST 5307 FUNDS FFY 2021 TO ACTUAL	TO ADJUST 5307 FUNDS FFY 2021 TO ACTUAL	TO ADJUST 5307 FUNDS FFY 2022 TO ACTUAL	TO ADJUST 5307 FUNDS FFY 2022 TO ACTUAL	TO ADJUST 5307 FUNDS FFY 2022 TO ACTUAL	TO ADJUST 5307 FUNDS FFY 2022 TO ACTUAL	35.25
DECREASE ESTIMATED REVENUES		· :		1 	500,000.00			442,800.00	1,771,2			50,3				! ! ! !	()		0 2,835,7
INCREASE ESTIMATED REVENUES	74.00	7,400.00	2,000,000.00	500,000.00			. !		: ! !				12,223	12,223	97,783.00	!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!!	48,828.00	48,827.00	390,619.00	1	3,181,903.00
DECREASE ESTIMATED APPROPNS		!				250,000.00			:	2,214,000.00	50,335.25	1	! !	:	1 1 1						2,514,335.25
INCREASE ESTIMATED APPROPNS	: 1	2,000,000.00	-	:			250,000.00			:	!!!!!	!			1	122,229.00	i -	1		488,274.00	2,860,503.00
OBJECT PROJECT DESCRIPTION	51912 BOND PROCEEDS 2019	51509 CAPITAL PROJECTS RESERVE	51509 CAPITAL PROJECTS RESERV E					52209 BOND PROCEEDS 2022	52209 FEDAID - DREWVILLE RD BR	52209 DREWVILL RD BR	52108 ROUTE 6 - FARRINGTON RD	52108 OTHER REV - ROUTE 6 & FARRINGTON RD	52103 INTERFUND TRANSFER - GENERAL FUND	52103 STATE AID - 5307 FUNDS	52103 FED AID - 5307 FUNDS	52103 TRANSIT - SECTION 5307 FUNDS FFY 2021	52206 INTERFUND TRANSFER - GENERAL FUND	52206 STATE AID - 5307 FUNDS	52206 FED AID - 5307 FUNDS	52206 TRANSIT - SECTION 5307 FUNDS FFY 2022	
FD ORG OBJECT F	05 05000 45710J	,000	05 55197000 428601	05 55197000 449898	05 05000 45710M	05 55197000 53 1303	05_55197000 53000	05 05000 45710M	05 55997000 445971	05_5519700053000	05 55197000 53000	75 55197000 427050	05 55997000 428 601	02 52997000 435970	5 55997000 445970	35 55997000 53000)5 55997000 428601	15 55997000 435970	5 55997000 1445970	15 :55997000 53000	



Committee Mtg	Resolution #	
Introduced By	Regular Mtg	
Seconded By	Special Mtg	
ADDDOVAL / DUDGETARY	AMENDMENT (23A051)/ PUBLIC WORKS/ RI	
	EARMARKED FOR COUNTYWIDE HIGHWAY	250LUTION #135
		IECT DIN 0762 42
INFRASTRUCTURE PROJE	ECTS/ SPROUT BROOK ROAD BRIDGE PRO-	JEC PIN 0/02.13
WHEREAS per Pes	olution #135 of 2022, ARPA funds were earm	arked to go
	way Infrastructure projects (Project 52202); a	
	\$760,430 is still available in this project; and	
	een determined by the Department of Public	
	needed to cover anticipated construction an	
	ction to the Sprout Brook Road Bridge Project	
	ect is subject to NYSDOT deadlines to meet	
requirements; and		
	iminary bid package has been developed by	our consultants
and has been approved by	the NYSDOT for Construction Phase Author	ization with
construction anticipated to		
	ing Deputy Commissioner of Public Works ha	as requested a
	A051) to account for request; and	
	sical Services Committee and the Audit & Ac	Iministration
	and approved said budgetary amendment; n	
	e following budgetary amendment be made:	
	,	
CAPITAL FUND:		
Increase Appropriations:		
55197000 53000 51914	Capital – Sprout Brook Rd Bridge	
	PIN 8762.13	720,000
Increase Estimated Reven		700 000
55197000 428601 51914	Transfer In – General Fund	720,000
Decrease Appropriations:		
55197000 53000 52202	Capital – ARPA – Highway Infrastructure	720,000
33197000 33000 32202	Capital - ARFA - Highway Illiastructure	7 20,000
Decrease Estimated Rever	nues:	
55197000 428601 52202		720,000
		•
GENERAL FUND:		
Increase Appropriations:		
10990100 59020 51914	Transfer Out – Capital	720,000
r til 4 - A lila it ta		
Legislator Addonizio	 	
Legislator Castellano Legislator Crowley		
Legislator Ellner		
Legislator Gouldman		•
Legislator Montgomery		
Legislator Nacerino		
Legislator Sayegh	·	
Chairman Jonke		

Committee Mtg		
Introduced By		
Seconded By	Special Mtg	
Increase Estimated Reven	ues:	
10131000 449898 51914	Federal Aid – ARPA – CFDA 21.027	720,000
Decrease Appropriations:		
10990100 59020 52202	Transfer Out – Capital	720,000
Decrease Estimated Reve	nues:	
10131000 449898 52202	Federal Aid – ARPA – CFDA 21.027	720,000
	2023 Fiscal Impact – 0 –	
	2024 Fiscal Impact – 0 –	

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

Reso

MICHAEL J. LEWIS Commissioner Of Finance



SHEILA BARRETT
Deputy Commissioner Of Finance

DEPARTMENT OF FINANCE

MEMORANDUM

TO:

Diane Schonfeld, Legislative Clerk

FROM:

Michael J. Lewis, Commissioner of Finance

RE:

Budgetary Amendment - 23A051

DATE:

August 11, 2023

At the request of the Commissioner of Finance, the following budgetary amendment is necessary.

Capital Fund:

Increase Appropriations: 55197000 53000 51914	Capital - Sprout Brook RD Br PIN 8762.13	\$ 720,000
Increase Estimated Revenues: 55197000 428601 51914	Transfer In - General Fund	\$ 720,000
Decrease Appropriations: 55197000 53000 52202	Capital - ARPA - Highway Infrastructure	\$ 720,000
Decrease Estimated Revenues: 55197000 428601 52202	Transfer In - General Fund	\$ 720,000 [°]
General Fund:		
Increase Appropriations:	•	
10990100 59020 51914	Transfer Out - Capital	\$ 720,000
Increase Estimated Revenues:		
10131000 449898 51914	Federal Aid - ARPA CFDA 21.027	\$ 720,000
Decrease Appropriations:		
10990100 59020 52202	Transfer Out - Capital	\$ 720,000
Decrease Estimated Revenues:		
10131000 449898 52202	Federal Aid - ARPA CFDA 21.027	\$ 720,000

Pursuant to Resolution #135 of 2022; \$1,000,000 was earmarked to go towards Countywide Highway Infrastructure projects (Project 52202). To date, \$760,430 is still available in this project. It has been identified by the Department of Public Works that approximately \$720,000 is needed to cover anticipated construction and construction inspection costs in connection to the Sprout Brook Road Bridge Project (PIN 8762.13).

Please forward to the appropriate committee.

Approved

Kevin M. Byrne -County Executive

Joseph Bellucci Acting Deputy Commissioner



Thomas Feighery
Administrative Director

DEPARTMENT OF PUBLIC WORKS

842 Fair Street Carmel, New York 10512 Phone: 845-878-6331 Fax: 845-808-1908

TO:

William Gouldman

Physical Chair, Putnam County Legislature

FROM:

Joseph Bellucci

Acting Deputy Commissioner of DPW

DATE:

August 11, 2023

RE:

Physical Services Agenda

To account for the funding shortfall on the Sprout Brook Rd. Rd. Bridge Replacement project in the Town of Philipstown, The DPW is requesting a Budgetary Amendment in the amount of \$720,000 to be appropriated from the DPW's Infrastructure line. This project is subject to NYSDOT deadlines to meet reimbursement requirements as per the attached email from The Local Projects Unit (NYSDOT Region 8). The preliminary bid package has been developed by our Consultants and has been approved by the NYSDOT for Construction Phase Authorization with construction anticipated to begin in early 2024.

Thank you for your consideration with this matter.

Thank you.

c: Thomas Feighery, Administrative Director

PIN: 6762.13 Sprout Brook Road Over Canopus Creek Town of Philipstown, Putnam County, NY CME#: 119-169 PSE Engineer's Estimate Feb-23

Item No	Description	Unit	Quantity	Unit Price	Total Cost
201.06	CLEARING AND GRUBBING	LS	11	\$6.000.00	\$6,000.00
202.120001	REMOVING EXISTING SUPERSTRUCTURES	LS	1	\$100,000.00	\$100,000.00
202.19	REMOVAL OF SUBSTRUCTURES	CY	115	5400.00	\$46,000.00
203.02	UNCLASSIFIED EXCAVATION AND DISPOSAL	CY	226	\$50.00	\$11,300.00
203.03	EMBANKMENT IN PLACE	CY	1622	\$25.00	\$40,650.00
203.07	SELECT GRANULAR FILL	CY	241 367	\$70.00	\$16,870.00
203.21	SELECT STRUCTURE FILL	CY		\$90.00	\$33,030.00
206.01	STRUCTURE EXCAVATION	CY	1139 753	\$50.00	\$56,950.00
208.0201	TRENCH AND CULVERT EXCAVATION	CY	4	\$50.00	\$37,650.00
206.05	TEST PIT EXCAVATION	EACH	626	\$1,000,00	\$4,000.00
207.21	GEOTEXTILE SEPARATION	SY		\$7.00	\$4,382.00
207.26	PREFABRICATED COMPOSITE STRUCTURAL DRAIN	SY	145 584	S9.00	\$1,305.00
209.100101	MULCH - TEMPORARY	SY		\$2.00	\$1,168.00
209.13	SILT FENCE-TEMPORARY	LF	571	\$10.00	\$5,710.00
304.12	SUBBASE COURSE, TYPE 2	CY	635	\$65.00	\$41,276 00
404.000011	PLANT PRODUCTION QUALITY ADJUSTMENT TO WMA ITEMS	QU	28	\$100.00	\$2,800.00
404.098301	9.6 F3 TOP COURSE WMA, 80 SERIES COMPACTION	TON	193	\$210.00	\$40,530.00
404 198901	19 F9 BINDER COURSE WMA, 80 SERIES COMPACTION	TON	120	\$205.00	\$24,600.00
404.378901	37 5 F9 BASE COURSE WMA, 80 SERIES COMPACTION	TON	193	\$200.00	\$38,600.00
	DILUTED TACK COAT	GAL	251	\$5,00	\$1,255.00
418.7603	ASPHALT PAVEMENT JOINT ADHESIVE	LF	1418	\$3.00	\$4,254.00
_	MISCELLANEOUS COLD MILLING OF BITUMINOUS CONCRETE	SY	92	\$20.00	\$1,840.00
503,1010	PCC FOUNDATION FOR PAVEMENT, CLASS C	CY	8	\$1,000.00	\$8,000.00
552.17	SHIELDS AND SHORING	SF	4500	53.50	\$15,750.00
552.2001	HOLES IN EARTH FOR SOLDIER PILE AND LAGGING WALL	LF	20	\$500.00	\$10,000.00
552,2101	ROCK SOCKETS FOR SOLDIER PILE AND LAGGING WALL	LF	23	\$550.00	\$12,650.00
552.2201	SOLDIER PILES FOR SOLDIER PILE AND LAGGING WALL	LF	66	\$550.00	\$36,300.00
552.230101	TREATED WOOD LAGGING FOR SOLDIER PILE AND LAGGING WALL	SF	202	\$35 00	\$7,070.00
553.020001	COFFERDAMS (TYPE 2)	EACH	11	\$10,000.00	\$10,000.00
553.020002	COFFERDAMS (TYPE 2)	EACH	1	\$10,000.00	\$10,000.00
555.0105	CONCRETE FOR STRUCTURES, CLASS A	CY	46	\$450.00	\$20,700.00
555.08	FOOTING CONCRETE, CLASS HP	CY	59	\$1,000.00	\$59,000.00
555.09	CONCRETE FOR STRUCTURES, CLASS HP	CY	55	\$2,200.00	\$121,000,00
562.0101	REINFORCED CONCRETE SPAN UNITS	SY	145	\$4,000.00	\$580,000.00
568.54	STEEL BRIDGE RAILING (THREE RAIL)	LF	66	\$350.00	\$23,100.00
568.70	TRANSITION BRIDGE RAILING	LF	128	S350.00	\$44,800 00
	SHEET-APPLIED WATERPROOFING MEMBRANE	SF	1493	\$5.00	\$7,465.00
	GALVANIZED STEEL END SECTIONS PIPE (2-2/3" X 1/2"CORRUGATIONS) 18 INCH DIAMETER, 16 GAUGE	EACH		\$500.00	\$600.00
	GALVANIZED STEEL END SECTIONS-PIPE (2-2/3" X 1/2"CORRUGATIONS) 30 INCH DIAMETER, 14 GAUGE	EACH	2	5800.00	\$1,600.00
603.9815	SMOOTH INTERIOR CORRUGATED POLYETHYLENE CULVERT AND STORMDRAIN 15 INCH DIAMETER	LF	88	\$50 00	\$4,400.00
603.9824	SMOOTH INTERIOR CORRUGATED POLYETHYLENE CULVERT AND STORMDRAIN 24 INCH DIAMETER	LF	232	\$100.00	\$23,200.00
	ALTERING DRAINAGE STRUCTURES, LEACHING BASINS AND MANHOLES	EACH	2	\$1,500.00	\$3,000.00
604.301072	RECTANGULAR DRAINAGE STRUCTURE TYPE J FOR CAST IRON F2 FRAME	LF	6	\$850.00	\$5,100.00
604.302122	RECTANGULAR DRA:NAGE STRUCTURE TYPE U FOR #22 WELDED FRAME	LF	19	\$1,000.00	\$19,000.00
604.4048	ROUND PRECAST CONCRETE MANHOLE TYPE 48	LF	10	\$850.00	\$8,500.00
606,100002	BOX BEAM GUIDE RAILING (SHOP BENT OR SHOP MITERED)	LF	35	\$100.00	\$3,500.00
	BOX BEAM END PIECE	EACH	1 2	\$1,250,00 \$5,000,00	\$1,250.00 \$10,000.00
	BOX BEAM GUIDE RAILING END ASSEMBLY, TYPE IIA	EACH	· 83		
606.71	REMOVING AND DISPOSING CORRUGATED BEAM GUIDE RAILING REMOVING AND DISPOSING BOX BEAM GUIDE RAILING	LF LF	158	\$15.00 \$10.00	\$1,245.00 \$1,580.00
606.73	MEMOVING AND DISPOSING BOX BEAM GOIDE KAILING		100	\$+U,UU	\$1,080,00

1972/00/0000 SERT SLATE FOR SCREEN FERNING SF 288 \$5.00 \$1.44.00					•	
10.00000000000000000000000000000000000	606.8101	GUIDE RAIL TRANSITION WEAK-POST CORRUGATED BEAM TO BOX BEAMGUIDE RAIL (ONE OR TWO-WAY OPERAT	EACH	1	\$8,000,00	\$8,000.00
MET	607.25000009	INSERT SLATS FOR SCREEN FENCING	SF	288	\$5.00	\$1,440.00
MODITION 100 130 100 130 100 130	607.97000008	REMOVE AND RESET EXISTING FENCE	LF	100	\$45.00	\$4,500.00
SEGURATION CARTAMARIAGE CONCRETE CURB TYPE YE FIND 1.F 690 580.00 531.000 (0.00 500.00 530.00 (607.98010111	TEMPORARY CHAIN-LINK FENCE	LF	48	\$25.00	\$1,200.00
SEG-0311 STONE CURB - BRIDGE (TYPE A) F 66 \$46.00 \$3,530.00	608.020102	HOT MIX ASPHALT (HMA) SIDEWALKS, DRIVEWAYS AND BICYCLE PATHS, AND VEGETATION CONTROL STRIPS	TON	10	\$350.00	\$3,500.00
SECTION CONTROL LURY ESTABLISHMENT - PERFORMANCE SY S\$4 \$10.00 \$5.780.00	609.0401	CAST-IN-PLACE CONCRETE CURB TYPE VF150	LF	630	\$50.00	\$31,500.00
1911-111 PLANTING DECOUOLUS SHRUSS - AS SPECIFIED BALL & BURLAP FIELD POTTED OR FIELD BOXED EACH 10 \$250.03 \$25.000.00	609.0301	STONE CURB - BRIDGE (TYPE A)	LF	66	\$55.00	\$3,630.00
194 195 10 10 10 10 10 10 10 1	610.16010020	TURF ESTABLISHMENT - PERFORMANCE	SY	584	\$15.00	\$8,780.00
19.0 DASIG WORK ZONE TRAFFIC COMTROL LS 1 \$134,600.00 \$135,600.00 \$100.0	611.0411	PLANTING DECIDUOUS SHRUBS - AS SPECIFIED BALL & BURLAP, FIELD POTTED OR FIELD BOXED	EACH	10	\$55.00	\$550.00
Segund Type III CONSTRUCTION BARRICADE EACH 6 5150.00 5900.00	614.060104	TREE REMOVAL OVER 4 INCHES TO 6 INCHES DIAMETER BREAST HEIGHT - STUMPS GRUBBED	EACH	10	\$250.00	\$2,500.00
SECOND REMOVE PAVEMENT MARKING STRIPES, TRAFFIC PAINT LF 50 \$3.00 \$150.00	619.01	BASIC WORK ZONE TRAFFIC CONTROL	LS	1	\$138,600.00	\$138,600.00
SEGURATY PAVEMENT MARKINGS STRIPES (TRAFFIC PANT)	619.04	TYPE III CONSTRUCTION BARRICADE	EACH	6	\$150.00	\$900.00
### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL EQUIPMENT SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL EQUIPMENT SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL EQUIPMENT SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL EQUIPMENT SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL EQUIPMENT SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFIED, NO CELLULAR COMMUNICATI ### STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL SPECIFICATION SIZE I (UNDER S	619.080101	REMOVE PAVEMENT MARKING STRIPES, TRAFFIC PAINT	LF	50	\$3.00	\$150.00
SECTION SECT	619.0901	TEMPORARY PAVEMENT MARKINGS STRIPES (TRAFFIC PAINT)	LF	221	\$3.00	\$663.00
STEAT MAILBOXES	619.110511	(PVMS) STANDARD SIZE - FULL MATRIX (LED) NO OPTIONAL EQUIPMENT SPECIFIED, NO CELLULAR COMMUNICATION	EACH	2.	\$4.000.00	\$8,000.00
\$20.03 STONE FILLING (LIGHT) \$20.03 STONE FILLING (HEAVY) \$20.05 STONE FILLING (HEAVY) \$20.06 OY \$20.06 STONE FILLING (HEAVY) \$20.06 OY \$20.06 STONE FILLING (HEAVY) \$20.00 STONE F	619.1711	TEMPORARY POSITIVE BARRIER - CATEGORY 1 (PINNING PROHIBITED)	LF	184	\$65.00	\$11,960.00
\$20.05 STONE FILLING (HEAVY) \$20.0801 BEDDING MATERIAL, TYPE 1 \$20.0801 STORE FILLING (HEAVY) \$20.0801 BEDDING MATERIAL, TYPE 1 \$20.0801 BEDDING MATERIAL TYPE 1 \$20.0801 BEDDING MATERIAL, TYPE 1 \$20.0801 BEDDING MATERIAL TYPE 1 \$20.0801 BEDDING MATERIAL, TYPE 1 \$20.0801 BEDDING MATERIAL TYPE 1 \$20.0801 BEDDING MATERIAL,	619.27	MAILBOXES	EACH	4	\$250,00	\$1,000.00
SECOLOGIC SEDDING MATERIAL, TYPE 1	620.03	STONE FILLING (LIGHT)	CY	11	\$90.00	\$990 00
S25.01 SURVEY OPERATIONS	620.05	STONE FILLING (HEAVY)	CY	170	\$90.00	\$15,300.00
STEEL PIN AND CAP RIGHT-OF-WAY MARKER	620.0801	BEDDING MATERIAL, TYPE 1	CY	5	\$90.00	\$450.00
S27.50140008 CUTTING PAVEMENT LF 793 S5.00 S3,955.00	625.01	SURVEY OPERATIONS	LS	1	\$15,000.00	\$15,000.00
SST.11 ENGINEER'S FIELD OFFICE - TYPE 1	625.05	STEEL PIN AND CAP RIGHT-OF-WAY MARKER	EACH	5	\$6.00	\$30.00
S57.34 OFFICE TECHNOLOGY AND SUPPLIES DC 1 \$5,000.00 \$5,000.00	627.50140008	CUTTING PAVEMENT	LF	793	S5.00	\$3,965.00
Section Sect	637.11	ENGINEER'S FIELD OFFICE - TYPE 1	MNTH	6	\$1,500.00	\$9,000.00
Second	637.34	OFFICE TECHNOLOGY AND SUPPLIES	DC	1	\$5,000,00	\$5,000.00
Second	645.5102	GROUND-MOUNTED SIGN PANELS LESS THAN OR EQUAL TO 32 SF, WITH Z-BARS	SF	23	\$80.00	\$1,840.00
Section Sect	645.81090003	RETROREFLECTIVE SIGN POST STRIP	EACH	2	\$100.00	\$200.00
SECTION STEAMER STEA	645.81	TYPE A SIGN POSTS	EACH	6	\$100.00	\$600.00
656,1122 WELDED FRAME AND RETICULINE GRATE 22 EACH 3 \$1,100.00 \$3,300.00 565,1202 MANHOLE FRAME AND COVER EACH 1 \$1,400.00 \$1,400.00 665,11 WHITE EPOXY REFLECTORIZED PAVEMENT STRIPES - 20 MILS LF 1101 \$6.00 \$3,808.00 685,12 YELLOW EPOXY REFLECTORIZED PAVEMENT STRIPES - 20 MILS LF 950 \$6.00 \$7,600.00 697.03 FIELD CHANGE PAYMENT DC 1 \$94,000.00 \$84,000.00 698.04 ASPHALT PRICE ADJUSTMENT DC 100 \$1.00 \$100 698.05 FUEL PRICE ADJUSTMENT DC 100 \$1.00 \$100 698.06 STEELIRON PRICE ADJUSTMENT DC 100 \$1.00 \$100 698.05 FUEL PRICE ADJUSTMENT DC 100 \$1.00 \$100 699.040001 MOBILIZATION LS 1 \$79,000.00 \$79,000.00	647.61	REMOVE AND DISPOSE SIGNS, GROUND MOUNTED TYPE A SIGN SUPPORTS AND FOUNDATIONS - SIZE I (UNDER	EACH	3	\$100.00	\$300 00
SECTION MANHOLE FRAME AND COVER EACH 1 \$1.400.00 \$1,400.00	655.0702	CAST FRAME F2, MOUNTABLE CURB BOX CM2 & RETICULINEGRATE G2	EACH	1	\$1,250.00	\$1,250.30
865.11 WHITE EPOXY REFLECTORIZED PAVEMENT STRIPES - 20 MILS LF 1101 \$6.00 \$8,808.00 886.12 YELLOW EPOXY REFLECTORIZED PAVEMENT STRIPES - 20 MILS LF 950 \$8.00 \$7,800.00 \$87.03 FIELD CHANGE PAYMENT DC 1 \$94,000.00 \$44,000.00 \$98.04 ASPHALT PRICE ADJUSTMENT DC 100 \$1,00 \$100.00 \$98.05 FUEL PRICE ADJUSTMENT DC 100 \$1,00 \$100.00 \$68.06 STELLIROR PRICE ADJUSTMENT DC 100 \$1,00 \$100.00 \$69.04 DC 100 \$1,00 \$100.00 \$69.05 TELLIROR PRICE ADJUSTMENT DC 100 \$1,00 \$100.00 \$69.06 TELLIROR PRICE ADJUSTMENT DC 100 \$1,00 \$100.00 \$69.00 MOBILIZATION LS 1 \$79,000.00 \$79,000.00	655,1122	WELDED FRAME AND RETICULINE GRATE 22	EACH	3	\$1,100.00	\$3,300.00
686.12 YELLOW EPOXY REFLECTORIZED PAVEMENT STRIPES - 20 MILS LF 950 \$8.00 \$7,500.00 597.03 FIELD CHANGE PAYMENT DC 1 \$94,000.00 \$84,000.00 598.04 ASPHALT PRICE ADJUSTMENT DC 100 \$1.00 \$100.00 598.05 FUEL PRICE ADJUSTMENT DC 100 \$1.00 \$100.00 688.06 STEELIRON PRICE ADJUSTMENT DC 100 \$1.00 \$100.00 699.040001 MOBILIZATION LS 1 \$79,000.00 \$79,000.00	655.1202	MANHOLE FRAME AND COVER	EACH	1	\$1,400.00	\$1,400.00
597.03 FIELD CHANGE PAYMENT DC 1 \$94,000.00 \$94,000.00 \$98,000.00 \$98,000.00 \$98,000 \$98,000 \$98,000 \$98,000 \$1,	685.11	WHITE EPOXY REFLECTORIZED PAVEMENT STRIPES - 20 MILS	LF	1101	S8.00	\$8,808.00
SPB.04	685.12	YELLOW EPOXY REFLECTORIZED PAVEMENT STRIPES - 20 MILS	LF	950	\$8.00	\$7,600.00
698.05 FUEL PRICE ADJUSTMENT DC 100 \$1.00 \$100 00 698.06 STEEL/IRON PRICE ADJUSTMENT DC 100 \$1.00 \$100.00 699.040001 MOBILIZATION LS 1 \$79,000.00 \$79,000.00	697.03	FIELD CHANGE PAYMENT	DC	1	\$94,000.00	\$94,000.00
668.06 STEELIRON PRICE ADJUSTMENT DC 100 \$1.00 \$100.00 659.040001 MOBILIZATION LS 1 \$79,000.00 \$79,000.00	698.04	ASPHALT PRICE ADJUSTMENT	DC	100	\$1.00	\$100.00
99.04001 MOBILIZATION LS 1 \$79,000.00 \$79,000.00	698.05	FUEL PRICE ADJUSTMENT	DC	100	\$1.00	\$100.00
	698.06	STEEL/IRON PRICE ADJUSTMENT	DC	100	\$1,00	\$100.00
Total: \$2,044,000	699.040001	MOBILIZATION	LS	1	\$79,000.00	\$79,000.00
	-				Total:	\$2,044,000

PUTNAM COUNTY LEGISLATURE

Resolution #135

Introduced by Legislator: Toni Addonizio on behalf of the Rules, Enactments & Intergovernmental Relations Committee at a Regular Meeting held on July 5, 2022.

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APPROVAL/ BUDGETARY AMENDMENT (22A044)/ COMMISSIONER OF FINANCE/ COUNTY ARPA PROJECTS

WHEREAS, the American Rescue Plan Act of 2021 ("ARPA") provides fiscal recovery funds to county governments, as well as other forms of government, pursuant to US Department of Treasury Compliance and Reporting Guidance, for the purpose of alleviating the fiscal stress caused by the COVID-19 pandemic, and

WHEREAS, Putnam County has been allocated \$19.1 million through ARPA, which may be used to provide certain government services; and

WHEREAS, County Executive Odell has proposed that Putnam County ARPA funds be allocated with a focus on infrastructure as it pertains to school safety, mental health, substance abuse, food insecurity, clean water, roads, bridges, and buildings to aid in the recovery from the COVID 19 pandemic; and

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (22A044) to address these infrastructure needs; and

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

RESOLVED, that the following budgetary amendment (22A044) be made:

Increase Estimated Appropriations:

morodoo Lotimatod Appro	0.141.01101	
53097000 53000 52223	ARPA – School Safety –	
	Infrastructure Upgrades	2,000,000
53097000 53000 51601	ARPA – Radios – Police & Fire	2,500,000
53097000 53000 52224	ARPA – Sheriff Dept Software	1,500,000
58989000 53000 52225	ARPA – Stabilization Center	2,500,000
58989000 53000 52226	ARPA – Cap Mobile Food Pantry	130,000
58989000 53000 52227	ARPA – Second Chance Food Pantry	
	Refrigeration Units	25,000
58989000 53000 52228	ARPA – Administrative Expenses	30,000
55197000 52660 52204	ARPA – Highway Equipment	100,000
55197000 53000 52229	ARPA – Highway Infrastructure Studies	303,707
55997000 53000 51622	Fair Street - PIN 8756.09	325,000
		9,413,707

Decrease Estimated Revenues:

State of New York

ss:

County of Putnam

I hereby certify that the above is a true and exact copy of a resolution passed by the Putnam County Legislature while in session on July 5, 2022.

Dated: _	July 7, 2022	
Signed:		

PUTNAM COUNTY LEGISLATURE

Resolution #135

Introduced by Legislator: Toni Addonizio on behalf of the Rules, Enactments & Intergovernmental Relations Committee at a Regular Meeting held on July 5, 2022.

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05000 45710L 50245	Bond Proceeds - Peekskill Hollow Rd	1,000,000
05000 45710M 52202	Bond Proceeds – Infrastructure	1,000,000
05000 45710M 52204	Bond Proceeds – Highway Equipment	500,000
05000 45710G 51622	Bond Proceeds - Fair Street	90,000
05000 45710H 51716	Bond Proceeds - Stoneleigh/Drew	185,000
05000 45710M 51912	Bond Proceeds - Drewville Rd Br	988,800
05000 45710M 51914	Bond Proceeds - Sprout Brook Rd Br	520,000
	• • • • • • • • • • • • • • • • • • • •	4,283,800
Increase Estimated Revenues:		
53097000 449898 52223	ARPA – School Safety –	
	Infrastructure Upgrades	2,000,000
53097000 449898 51601	ARPA – Radios – Police & Fire	2,500,000
53097000 449898 52224	ARPA – Sheriff Dept Software	1,500,000
58989000 449898 52225	ARPA – Stabilization Center	2,500,000
58989000 449898 52226	ARPA – Cap Mobile Food Pantry	130,000
58989000 449898 52227	ARPA – Second Chance Food Pantry	
그 마다리를 하면요 하실시 마련을 통하는 사람들이다. 	Refrigeration Units	25,000
58989000 449898 52228	ARPA – Administrative Expenses	30,000
55197000 449898 50245	ARPA – Peekskill Hollow Road	1,000,000
55197000 449898 52202	ARPA – Highway Infrastructure	1,000,000
55197000 449898 52206	ARPA – Highway Equipment	600,000
55197000 449848 52229	ARPA - Highway Infrastructure Studies	303,707
55997000 449848 51622	ARPA - Fair Street - PIN 8756.09	415,000
55197000 449848 51716	ARPA - Stoneleigh /Drew PIN 8761.97	185,000
55197000 449848 51912	ARPA - Drewville Rd Bridge PIN 8757.6	
55197000 449848 51914	ARPA - Sprout Brook RD Br PIN 8762.1	
		13,697,507
	2022 Fiscal Impact – 0 –	

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

APPROVED

NICLIAN CALL

COUNTY

EXECUTIVE -27

ACTING 7-11

State of New York

ss:

County of Putnam

I hereby certify that the above is a true and exact copy of a resolution passed by the Putnam County Legislature while in session on July 5, 2022.

2023 Fiscal Impact - 0 -

Dated: July 7, 20

Signed:

Diane Schonfeld

Clerk of the Legislature of Putnam County

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ BUDGETARY AMENDMENT (23A053)/ PUBLIC WORKS/ ARTICLE 9 AND CAPITAL FACILITY RESERVE FUND PROJECT/ EMERGENCY OPERATIONS CENTER ROOF REPLACEMENT

WHEREAS, it has been determined that the Emergency Operations Center needs a roof replacement; and

WHEREAS, \$704,000 of Article 9 project's encumbered contingency funds will be used to cover the majority of the costs associated with the work; and

WHEREAS, the proposed work is in compliance with the scope of work on the Article 9 project and the County will realize a future payback for this measure; and

WHEREAS, the Acting Deputy Commissioner of Department of Public Works has requested a budgetary amendment (23A053) of \$225,000 from the Capital Facility Reserve Funds to cover the remaining costs; 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:

CAPITAL FUND:

Increase Appropriations: 51997000 53000 51918	Capital – Article 9 Rehab Project	225,000
Increase Estimated Revenues: 51997000 428601 51918	Transfer In – General Fund	225,000
Decrease Appropriations: 55197000 53000 51509	Capital – Facility Renovation Reserve	225,000
Decrease Estimated Revenues: 55197000 428601 51509	Transfer In – General Fund	225,000

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

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

Reso

MICHAEL J. LEWIS Commissioner Of Finance



SHEILA BARRETT
Deputy Commissioner Of Finance

DEPARTMENT OF FINANCE

MEMORANDUM

TO:

Diane Schonfeld, Legislative Clerk

FROM:

Michael J. Lewis, Commissioner of Finance

RE:

Budgetary Amendment - 23A053

DATE:

August 11, 2023

At the request of the Acting Deputy Commissioner of DPW, the following budgetary amendment is necessary.

Capital Fund:

Increase Appropriations:		
51997000 53000 51918	Capital - Article 9 Rehab Project	\$ 225,000
Increase Estimated Revenues:		
51997000 428601 51918	Transfer In - General Fund	\$ 225,000
Decrease Appropriations:		
55197000 53000 51509	Capital - Facility Renovation Reserve	\$ 225,000
Decrease Estimated Revenues:		
55197000 428601 51509	Transfer In - General Fund	\$ 225,000

Pursuant to the attached memorandum, \$225,000 is being requested from the Capital Reserve funds to cover the excess costs to complete the roof replacement at the Emergency Operations Center (EOC).

Please forward to the appropriate committee.

Approved

Kevin M. Byrne -County Executive

Joseph Bellucci
Acting Deputy
Commissioner



Thomas Feighery

Administrative Director

DEPARTMENT OF PUBLIC WORKS

842 Fair Street Carmel, New York 10512 Phone: 845-878-6331 Fax: 845-808-1908

TO:

William Gouldman

Physical Chair, Putnam County Legislature

FROM:

Joseph Bellucci

Acting Deputy Commissioner of DPW

DATE:

August 11, 2023

RE:

Physical Services Agenda

We are requesting that the attachment and request for funding be included on the Physical Services Agenda for next week's Physical Services meeting. We'll be using the Article 9 project's encumbered contingency funds (\$704,000) to cover the majority of the costs associated with this work. The proposed work is in compliance with the scope of work on the Article 9 project and the County will realize a future payback for this measure. We are requesting a fund transfer of \$225,000 to cover the remaining costs.

cc: Thomas Feighery, Administrative Director Michael Lewis, Commissioner of Finance

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ DEPARTMENT OF PUBLIC WORKS/ USE OF CAPITAL FACILITY RESERVE/ (23CP15) (Donald B. Smith Campus Improvements)

WHEREAS, the Department of Public Works has proposed the use of \$50,000 from the Capital Facility Reserve to fund Project #23CP15 – Donald B. Smith Campus Improvements; and

WHEREAS, the Donald B. Smith Campus houses offices provides services which are critical to the public as well as County employees including, but not limited to, the Office for Senior Resources, the Department of Social Services, Putnam County Youth Bureau, Veterans' Affairs, Bureau of Emergency Services, Consumer Affairs, Personnel, and IT/GIS; and

WHEREAS, currently there is no clear directional site signage and several unmarked exterior doors to each building making it difficult for the visiting public and staff to efficiently and accurately locate the appropriate offices/services; and

WHEREAS, additionally there are several aging metal aesthetic panels on the exterior of the buildings that are in disrepair; and

WHEREAS, the requested funding would be used to create clear directional site signage, place marked awnings above entrance doors for clarity of purpose, and replace the aging aesthetic building panels with modern, more easily maintained PVC panels; and

WHEREAS, the Physical services Committee has reviewed and approved this request; now therefore be it

RESOLVED, that the Putnam County Legislature approved and authorized the expenditure of \$50,000 from the County Facility Reserve fund budget line 55197000 53000 51509 as follows:

<u>23CP15 – Donald B. Smith Campus Improvements</u>

Project cost not to exceed \$50,000

Legislator Addonizio	_
Legislator Castellano	
Legislator Crowley	
Legislator Ellner	
Legislator Gouldman	
Legislator Montgomery	
Legislator Nacerino	
Legislator Sayegh	
Chairman Jonke	_

Phys mtg. 8/17 Addit'L#9 Approval

Joseph Bellucci
Acting Deputy
Commissioner



Thomas Feighery
Administrative Director

DEPARTMENT OF PUBLIC WORKS

842 Fair Street Carmel, New York 10512 Phone: 845-878-6331 Fax: 845-808-1908

MEMORANDUM

TO:

Diane Schonfeld, Clerk, County Legislature

FROM:

Alexis M. Hawley, Assistant Supervisor of Planning & Design

CC:

Thomas Feighery, Administrative Director Joseph Bellucci, Acting Deputy Commissioner Michael Lewis, Commissioner of Finance

DATE:

August 16, 2023

RE:

Physical Services Committee - 23CP15 - Donald B. Smith Campus

Improvements

Please approve the necessary resolution to authorize 23CP15 in an amount not to exceed \$50,000.

The Donald B. Smith Campus houses offices which offer services which are critical to the public as well as County employees including, but not limited to, the Office for Senior Resources, the Department of Social Services, Putnam County Youth Bureau, Veterans' Affairs, Bureau of Emergency Services, Consumer Affairs, Personnel and IT/GIS.

Currently, there is no clear directional site signage and there are several unmarked exterior doors to each building making it difficult for the visiting public and staff to efficiently and accurately locate the appropriate offices/services. Additionally, there are several aging metal aesthetic panels on the exterior of the buildings that are in disrepair.

The requested funding would be used to create clear directional site signage, place marked awnings above entrance doors for clarity of purpose and replace the aging aesthetic building panels with modern, more easily maintained PVC panels.

Thank you for the consideration.



Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

APPROVAL/ LEASE OF PORTION OF TILLY FOSTER FARM/ CORNELL COOPERATIVE EXTENSION OF PUTNAM COUNTY

WHEREAS, the County of Putnam ("County") is the owner of certain real property located at 100 Route 312, Brewster, New York 10509, including the numerous buildings located thereon, which is commonly known as Tilly Foster Farm; and

WHEREAS, a certain portion of Tilly Foster Farm, specifically Building # 6 ("Cantina"), has been vacant and unused since the County took ownership thereof; and

WHEREAS, the County has no public use for the Cantina; and

WHEREAS, Tilly Foster Farm is subject to a certain conservation easement, the beneficial interest of which is held by Watershed Agricultural Council of the New York City Watersheds, Inc.; and

WHEREAS, Cornell Cooperative Extension of Putnam County ("Cornell Cooperative") is an institution that, as part of its mission, provides a variety of educational programs and services for the residents of the County; and

WHEREAS, Cornell Cooperative is desirous of furthering its mission by leasing the land under the Cantina from the County, for a period of ninety-nine years, for the purpose of constructing a new building ("Cornell Cooperative Center") on its site; and

WHEREAS, in order to prepare the leased premises for the construction of the Cornell Cooperative Center, the Putnam County Department of Public Works must first demolish and raze the Cantina building; and

WHEREAS, the proposed lease, demolition and construction are permissible under the terms of the aforementioned conservation easement; and

WHEREAS, once built, the Cornell Cooperative Center will enable Cornell Cooperative to provide further services to the residents of the County; and

WHEREAS, the County Executive, pursuant to the authority granted to him under Section 31-22 of the Putnam County Code, has entered into negotiations with Cornell Cooperative for such a lease; and

WHEREAS, the Putnam County Law Department has prepared a lease consistent with the terms negotiated between the County Executive and Cornell Cooperative, such lease being attached hereto as Schedule "A"; and

WHEREAS, Cornell Cooperative has prepared certain design plans for the proposed Cornell Cooperative Center to be built pursuant to said lease, such plans being attached hereto as Schedule "B"; and

WHEREAS, the Putnam County Legislature finds that the proposed lease and the construction of the Cornell Cooperative Center will benefit the community by promoting educational programs consistent with the purpose of Tilly Foster Farm; and

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

Committee Mtg	Resolution #
Introduced By	Regular Mtg
Seconded By	Special Mtg

WHEREAS, pursuant to Section 31-22 of the Putnam County Code, the County Executive has requested that the Putnam County Legislature approve such lease agreement; now therefore be it

RESOLVED, that the Cantina building of the Tilly Foster Farm is not required for the County's use and therefore constitutes surplus space; and be it further

RESOLVED, that the Putnam County Legislature approves the lease between the County of Putnam and Cornell Cooperative, which shall be in substantial conformance with the form attached hereto and made a part hereof as Schedule "A", and that the Putnam County Executive is authorized to execute said lease; and be it further

RESOLVED, that the County Attorney is authorized to take whatever legal action is necessary to effectuate the lease between the County of Putnam and Cornell Cooperative in the manner approved herein; and be it further

RESOLVED, that this resolution shall take immediate effect.

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

THE PUTNAM COUNTY LEGISLATURE

40 Gleneida Avenue Carmel, New York 10512

(845) 808-1020

Fax (845) 808-1933

Paul E. Jonke *Chairman*Amy E. Sayegh *Deputy Chair*Diane Schonfeld *Clerk*Robert Firriolo *Counsel*



Nancy Montgomery	Dist. 1
William Gouldman	Dist. 2
Toni E. Addonizio	Dist. 3
Ginny Nacerino	Dist. 4
Greg E. Ellner	Dist. 5
Paul E. Jonke	Dist. 6
Joseph Castellano	Dist. 7
Amy E. Sayegh	Dist. 8
Erin L. Crowley	Dist. 9

TO:

Compton Spain

Putnam County Attorney

FROM:

Paul Jonke

Chairman, Putnam County Legislature

CC:

Kevin M. Byrne County Executive

Conor McKiernan

Senior Deputy County Attorney

DATE:

August 29, 2023

RE:

Cornell Cooperative Extension at Tilly Foster - Lease

At its August 17, 2023, meeting, the Legislature's Physical Services Committee approved a resolution to approve the agreement prepared by the Putnam County Law Department to lease a portion of Tilly Foster Farm to Putnam County's Cornell Cooperative Extension.

Upon further review of the Lease Agreement in preparation for consideration by the full Legislature at its regular meeting on September 5, 2023, two issues have been raised by members of the Legislature. Accordingly, I respectfully request that two revisions be made to the Lease Agreement.

First, Lessee's use of the Premises, as set forth in Article I, should be made more specific. Lessee's use should be consistent with Lessee's purpose as a non-profit entity and also consistent with the current mission of Putnam County's Cornell Cooperative Extension, to wit, the advancement of agriculture, the environment, human health and well-being, and communities through its agriculture, gardening, food and nutrition, energy, environment, and 4-H Youth programs.

Second, given that this lease is for a ninety-nine (99) year term, provisions ensuring that the premises are used only for the stated purposes should be strengthened. Toward that end, please insert a material covenant that requires Lessee's continuing compliance with the use of the Premises as set forth in revised Article I. Use of the Premises for other than the purposes set forth in Article I shall constitute a default under Article XVI.

Respectfully, I request that the Law Department revise the Lease Agreement to reflect these changes and forward the revised agreement to the Clerk of the Legislature in time for consideration by the full Legislature at our September 5th meeting.

Thank you for your assistance.

RESOLUTION

APPROVAL/ LEASE OF PORTION OF TILLY FOSTER FARM/CORNELL COOPERATIVE EXTENSION OF PUTNAM COUNTY

WHEREAS, the County of Putnam ("County") is the owner of certain real property located at 100 Route 312, Brewster, New York 10509, including the numerous buildings located thereon, which is commonly known as Tilly Foster Farm; and

WHEREAS, a certain portion of Tilly Foster Farm, specifically Building # 6 ("Cantina"), has been vacant and unused since the County took ownership thereof; and

WHEREAS, the County has no public use for the Cantina; and

WHEREAS, Tilly Foster Farm is subject to a certain conservation easement, the beneficial interest of which is held by Watershed Agricultural Council of the New York City Watersheds, Inc.; and

WHEREAS, Cornell Cooperative Extension of Putnam County ("Cornell Cooperative") is an institution that, as part of its mission, provides a variety of educational programs and services for the residents of the County; and

WHEREAS, Cornell Cooperative is desirous of furthering its mission by leasing the land under the Cantina from the County, for a period of ninety-nine years, for the purpose of constructing a new building ("Cornell Cooperative Center") on its site; and

WHEREAS, in order to prepare the leased premises for the construction of the Cornell Cooperative Center, the Putnam County Department of Public Works must first demolish and raze the Cantina building; and

WHEREAS, the proposed lease, demolition and construction are permissible under the terms of the aforementioned conservation easement; and

WHEREAS, once built, the Cornell Cooperative Center will enable Cornell Cooperative to provide further services to the residents of the County; and

WHEREAS, the County Executive, pursuant to the authority granted to him under Section 31-22 of the Putnam County Code, has entered into negotiations with Cornell Cooperative for such a lease; and

WHEREAS, the Putnam County Law Department has prepared a lease consistent with the terms negotiated between the County Executive and Cornell Cooperative, such lease being attached hereto as Schedule "A"; and

WHEREAS, Cornell Cooperative has prepared certain design plans for the proposed Cornell Cooperative Center to be built pursuant to said lease, such plans being attached hereto as Schedule "B"; and

WHEREAS, the Putnam County Legislature finds that the proposed lease and the construction of the Cornell Cooperative Center will benefit the community by promoting educational programs consistent with the purpose of Tilly Foster Farm; and

WHEREAS, pursuant to Section 31-22 of the Putnam County Code, the County Executive has requested that the Putnam County Legislature approve such lease agreement; now therefore be it

RESOLVED, that the Cantina building of the Tilly Foster Farm is not required for the County's use and therefore constitutes surplus space; and be it further

RESOLVED, that the Putnam County Legislature approves the lease between the County of Putnam and Cornell Cooperative, which shall be in substantial conformance with the form attached hereto and made a part hereof as Schedule "A", and that the Putnam County Executive is authorized to execute said lease; and be it further

RESOLVED, that the County Attorney is authorized to take whatever legal action is necessary to effectuate the lease between the County of Putnam and Cornell Cooperative in the manner approved herein; and be it further

RESOLVED, that this resolution shall take immediate effect.

SCHEDULE "A"

LEASE AGREEMENT

This lease is made on the da		
COUNTY OF PUTNAM, a municipal corpo	oration having its principal of	office at the Putnam County
Office Building, 40 Gleneida Avenue, Ca	armel, New York 10512	(hereinafter referred to a
"County of Putnam" or "LESSOR"), an	nd CORNELL COOPERA	ATIVE EXTENSION OF
PUTNAM COUNTY, (hereinafter referred t	to as "Cornell Cooperative	" or "LESSEE") located a
Terravest Corporate Park, 1 Geneva Road, F	Brewster, New York 10509) <u>.</u>

WITNESS:

WHEREAS, LESSOR is the owner of the certain real property located at 100 Route 312, Brewster, New York 10509, including the numerous buildings located thereon, which is commonly known as the Tilly Foster Farm (hereinafter "Tilly Foster Farm"); and

WHEREAS, certain portions of the Tilly Foster Farm will not be required for the LESSOR's use, and therefore constitute surplus space; and

WHEREAS, the entirety of Tilly Foster Farm is subject to a certain conservation easement, referred to as the Watershed Agricultural Easement dated December 18, 2006, and further recorded in the Putnam County Clerk's Office on February 2, 2007 in Liber 1765 of Deeds at page 362. (hereinafter "WAC Easement") of which The Watershed Agricultural Council of the New York City Watersheds, Inc. (hereinafter "WAC") holds the beneficial interest; and

WHEREAS, the Cantina building (hereinafter the "Cantina") located on Tilly Foster Farm, in the Municipal Acceptable Development Area (hereinafter "MADA"), has been unused and vacant since the County took ownership of Tilly Foster Farm, and will not be required for LESSOR's use; and

WHEREAS, the County continues to have no public use for said building, and as such, is desirous of entering into this lease (hereinafter the "Lease") with Cornell Cooperative so that they may use it for all purposes permissible under the WAC Easement and consistent with Cornell Cooperative's purpose as a non-profit resource and educational organization; and

WHEREAS, the Cantina on Tilly Foster Farm has been determined to be unconducive to remodeling or renovations; and

WHEREAS, Cornell Cooperative is therefore desirous of designing, engineering and constructing a new building (hereinafter the "CCE Center") on the site where the Cantina is currently located, at no cost to the County and in keeping with the architectural and aesthetic integrity of the remainder of the Farm; and

WHEREAS, Cornell Cooperative has provided and Lessor has accepted design plans developed in conjunction with design and architectural professionals that are in keeping with the architectural and aesthetic integrity of the Tilly Foster Farm; and

WHEREAS, once built, Cornell Cooperative is desirous of continuing its resource and educational mission and the mission of Tilly Foster Farm by re-locating its administrative offices to the CCE Center, and by conducting ongoing seminars, classes and events on the Farm; and

WHEREAS, the educational programs to be run by LESSEE are consistent with the goals and objectives of LESSOR for the Tilly Foster Farm; and

WHEREAS, LESSEE is desirous of razing the Cantina, in order that the CCE Center may be constructed on its site (hereinafter the demolition and subsequent construction shall, as a whole, be referred to as the "Project") and LESSOR is desirous of permitting the Project; and

WHEREAS, LESSEE is desirous of leasing those portions of the Tilly Foster Farm, as are presently occupied by the Cantina, upon which the newly constructed CCE Center building will rest; and

WHEREAS, LESSOR is desirous of leasing such portions of the Tilly Foster Farm to LESSEE upon the terms and conditions hereinafter described; and

NOW THEREFORE, in consideration of the terms and conditions contained herein, it is mutually agreed upon by the parties as follows:

ARTICLE I: PREMISES:

- (A) Subject to a confirmatory survey by the County, and at the County's right and option, the demised premises (hereinafter "Premises") consists of the area of Building #6, being approximately 2,750 square feet, situated inside the MADA at the Tilly Foster Farm, located at 100 Route 312, Town of Southeast, County of Putnam, State of New York, such Premises being more fully described in the attached Exhibit "A." To the extent that the Premises as described in Exhibit "A" should conflict with the confirmatory survey, the confirmatory survey shall prevail and control. The confirmatory survey, upon completion, shall be provided to LESSEE in accordance with Article XVI. The aforementioned MADA area is more fully described in Exhibit "B."
- (B) LESSEE's use of the Premises shall be for all purposes permissible under WAC Easement and its amendments, and consistent with LESSEE's purpose as a non-profit entity, including but not limited to administrative, clerical, promotional and educational uses consistent with the Cornell Cooperative Extension Land Grant Mission.
- (C) LESSEE shall not be permitted to occupy any areas of the Tilly Foster Farm outside of the Premises, except as explicitly hereinafter provided by the terms of this lease.
- (D) Notwithstanding paragraph "C" of this Article, LESSEE shall be permitted such non-exclusive use of the Tilly Foster Farm as may be enjoyed by the general public and such further or additional occupancy and/or exclusive use of Tilly Foster Farm as may be agreed to by LESSOR and LESSE from time to time, provided that such exclusive agreement be consistent with the WAC Easement, in writing, and executed by officers, agents, or representatives of both parties with the authority to so bind.

- (E) Notwithstanding paragraph "C" of this Article, LESSEE and its invitees shall be permitted to non-exclusively use the parking areas of the Tilly Foster Farm.
- (F) Notwithstanding paragraph "C" of this Article, LESSEE shall have unfettered access to ingress and egress to the CCE Center at all times.

ARTICLE II: TERM:

The term of this Lease shall be for a period of ninety-nine (99) years, commencing on the 1st day of ______, 2023, and expiring on the 1st day of ______, 2122.

ARTICLE III: RENT:

During term of this Lease, the LESSEE shall pay LESSOR an annual base rent of one (\$1.00) Dollar, paid on the 1st of ______ of each year, except that the initial payment must be made by LESSEE upon the signing of this lease.

ARTICLE IV: CONDITION OF PREMISES:

It is understood that LESSEE will take possession of the demised premises in its "AS IS" condition.

ARTICLE V: DEMOLITION AND CONSTRUCTION

- (A) In accordance with the terms and conditions of the WAC Easement, a copy of which is annexed hereto as Exhibit "C", and in conducting all work related to the Project, Cornell Cooperative shall:
- (1) Construct or in the event of Casualty defined in Article XI (A) restore the CCE Center according to such plans and specifications (hereinafter "Plans") as shall be submitted to LESSOR, for approval by the County Executive, prior to the commencement of any construction. Plans shall include, but not be limited to, information related to all mechanical, electrical, energy production or energy delivery systems ("Energy System(s)"), and plumbing systems, materials, signage, and design. The design of CCE Center shall be consistent with the architectural and aesthetic nature of Tilly Foster Farm. Plans shall be submitted for review in accordance with the notice requirements in Article XVI. LESSOR shall provide LESSEE with notice of approval, rejection, or request for revision of Plans within forty-five (45) days of receipt. Requests for revision shall set forth a description of measures to be taken by LESSEE. Failure to approve or reject any submissions within such forty-five (45) day period shall be deemed rejection by LESSOR. Upon the rejection or deemed rejection of any submissions, LESSEE may request from LESSOR a description of measures to be taken by LESSEE that will result in approval on resubmission (or why resubmission of any similar proposal would be rejected). LESSOR agrees not to unreasonably withhold, condition, or delay the approval required by this Article. The County Executive may delegate all approval authority under this Article to an objectively qualified board, committee, or officer of the County, notice of which delegation shall be promptly provided to LESSEE.

- (B) Prior to commencing any action pursuant to paragraph "A" of this Article, and in conformity with the notice requirements of Article XVI, LESSEE shall:
- (1) a) Provide to LESSOR a fully-executed Demolition Agreement or Construction Agreement, as the case may be, for each act of demolition and/or construction,
- b) for the purposes of this provision, demolition of the Cantina shall constitute one "act" and the construction of the CCE Center shall constitute one "act";
- (2) Obtain prior written approval of Plans from LESSOR and consent (or waiver of conditions or objections as the case may be) in writing from WAC;
- (3) Provide LESSOR with copies of all necessary government approvals, permits, licenses, or waivers for the act to be performed, as obtained pursuant to Article IX, except where LESSOR is the issuing authority, wherein, LESSOR shall provide documentation of approval, if approval is issued;
- (4) Provide LESSOR upon request with abstracts of all grant applications and copies of all grants agreements received by LESSEE in relation to the Project;
- (5) Provide LESSOR with all certificates of insurance as set forth in Article XII for all of LESSEE's contractors, subcontractors, architects, and construction managers (where applicable), for work performed on the Premises or construction of items or materials incorporated into the Project;
- (6) Provide LESSOR fully executed hold harmless agreements in favor of LESSOR (See Exhibit "D"), which hold harmless shall further include the insurance requirements contained in Exhibit "E" as an attachment thereto;
- (C) No action by a County official, employee, or agency shall constitute an approval under this Article, unless pursuant to a resolution passed by the Putnam County Legislature or under authority delegated under a resolution passed by the Putnam County Legislature. The LESSEE acknowledges that determinations made by LESSOR, pursuant to State Environmental Quality Review Act ("SEQRA"), shall not be construed as an approval under this Article. Notwithstanding the foregoing, LESSEE may submit said SEQRA determination in support of LESSEE's request for approval of Plans and or revisions.

ARTICLE VI: IMPROVEMENTS:

The title to the improvements and fixtures now or hereafter located on the Premises or Tilly Foster Farm, more specifically identified as the structures or systems to be constructed in accordance with the Plans, shall be vested in LESSEE until either the termination or expiration of this Lease, at which time all title to and ownership of the improvements and fixtures thereon shall automatically and immediately vest (without the necessity of any further action being taken by LESSEE or LESSOR or any instrument being executed and delivered by LESSEE to LESSOR) in LESSOR.

ARTICLE VII: REPAIRS AND MAINTENANCE

- (A) LESSEE, at its sole cost and expense, shall be responsible for all repairs and maintenance to the Premises, and the personalty, equipment and fixtures contained thereon, such repairs and maintenance to be performed in a good and workmanlike manner, during the term of this Lease.
- (B) LESSEE shall require any contractor performing such maintenance and/or repair services on-site to provide a hold harmless agreement (Exhibit "D") or, in lieu thereof, an umbrella policy equal to a fifty percent multiple of the contractors existing underlying insurance policy coverage in favor of both LESSOR and LESSEE in addition to providing a certificate of insurance naming both LESSOR and LESSEE on said contractor's general liability insurance policy. Such maintenance and repair shall be performed in a professional and workmanlike manner.

ARTICLE VIII: EXPENSES, UTILITIES & SERVICES:

- (A) LESSEE shall pay all expenses of every kind and nature, whatsoever, relating to or arising from the use and occupancy of the Premises, including all LESSEE's expenses arising from the leasing, operation, management, construction, maintenance, utilities, or repair of the Premises except as otherwise expressly provided in this Lease.
- (B) LESSOR agrees that, subject to such terms, review, or approvals under Article V of this Lease, the WAC Easement, SEQRA, or any other mandatory governmental approval process, LESSEE shall be provided a utility easement ("Utility Easement") to install Energy System(s) as will be reasonably necessary to provide the CCE Center with its energy needs. The Utility Easement shall be in writing and executed by officers, agents, or representatives of both parties with the authority to so bind.

ARTICLE IX: COMPLIANCE WITH LAWS AND REGULATIONS

During the lease term, LESSEE shall comply with all laws and regulations relative to the use and occupancy of the Premises and all Project related acts and ensure that the condition of the leased Premises is likewise in compliance. LESSEE shall obtain all permits, licenses, certificates of compliance and approvals from all Federal, State and local governments, including any agencies belonging to said Federal, State and local governments, as required by law, regulation, ordinance, code, order or decree, for any act or conduct carried out on the Premises, including such permits, licenses, certificates of compliance and approvals as may be required now or in the future. If LESSEE becomes aware that either LESSEE or a condition on the premise is not in compliance with all laws, regulations, ordinances, etc., LESSEE shall immediately provide LESSOR with notice pursuant to the process described in Article XVI and an Incident Report, as defined in Article XI.

ARTICLE X: COMPLIANCE WITH DEED OF CONSERVATION EASEMENT:

All use and occupancy of the Premises, including all Project related acts and Plans, shall fully comply with the terms and conditions of the WAC Easement, entered into on December 18, 2006, between the County of Putnam and the Watershed Agricultural Council of the New York City Watershed, Inc., a copy of which is attached hereto as Exhibit "C," and any amendments thereto.

ARTICLE XI: FIRE, DESTRUCTION, OR OTHER CASUALTY:

- If all or any part of the Premises shall be destroyed or damaged in whole or in part (A) by fire or other casualty, of any kind or nature, ordinary or extraordinary, foreseen or unforeseen, including any casualty for which insurance was not obtained or obtainable (together, "Casualty"), LESSEE shall give to LESSOR notice thereof within twenty (20) days after such casualty occurs. LESSEE shall, whether or not such damage or destruction shall have been insured, and whether or not insurance proceeds, if any, shall be sufficient for the purpose of such restoration, with reasonable diligence (subject to unavoidable delays) repair, alter, restore, replace, and rebuild the CCE Center or portion thereof so damaged or destroyed (collectively, "Restore"/"Restoration"), at least to the extent of the value and, as nearly as possible, to substantially the condition and quality of the Premises (inclusive of the CCE Center), as the Premises existed immediately prior to such occurrence. LESSOR in no event shall be obligated to Restore the Premises or any portion thereof or to pay any of the costs or expenses thereof. If LESSEE shall fail to commence, with reasonable diligence (subject to unavoidable delays), the Restoration of the Premises or the portion thereof so damaged or destroyed, or having so commenced such Restoration, shall fail to complete the same with reasonable diligence (subject to unavoidable delays), in accordance with the terms of this Lease, and in either case if such failure or neglect to commence such Restoration continues for ninety (90) days after written notice as required by Article XVI from LESSOR, this Lease may be terminated by LESSOR, and LESSOR, upon notice to LESSEE, may, but shall not be required to, complete such Restoration at LESSEE's expense. Each such Restoration shall be done in accordance with the provisions of this Lease, including approval of Plans pursuant to Article V of this Lease. LESSEE's obligation to Restore, due to fire or other casualty occurring during the term of this Lease, shall survive the expiration or termination of the Lease.
- (B) Notwithstanding the foregoing paragraph "A," herein, in the event of a substantial casualty loss, LESSEE shall, in lieu of the provisions set forth in paragraph "A," have the option of surrendering the leasehold to LESSOR along with all insurance proceeds which may become payable as a result of any damage or destruction and neither party shall have any further rights claims or actions against the other as a result of the loss destruction and surrender of the leasehold.
- (C) To the fullest extent provided by applicable law, LESSEE shall indemnify, defend, reimburse and hold harmless LESSOR, its officers, directors, employees, agents, and contractors from and against any and all injury, death, loss, damages, violations, fines, or liabilities (or any claims in respect of the foregoing), costs or expenses (including reasonable attorneys' fees and court costs at all levels) which arise out of LESSEE'S use and occupancy of the Premises, or LESSEE's breach of any provision of this Lease. This indemnity does not apply to any claims arising from the negligence or intentional misconduct of the LESSOR, its employees, agents, or contractors. LESSEE shall make full and prompt payment of such liabilities, costs, and expenses incurred in or in connection with each such matter contemplated above. LESSEE also shall, upon demand, reimburse LESSOR for all costs and expenses paid or incurred by LESSOR in obtaining possession of the demised premises after default by LESSEE or upon the expiration or early termination of this Lease, or in enforcing any of LESSEE's obligations hereunder. With respect to claims actions and lawsuits contemplated above, LESSOR shall either a) provide written notice to LESSEE within ten (10) business days of receipt of same; or b) provide written notice to LESSEE no later than ten (10) days prior to the date upon which such appearance, answer, reply, or response is due, whichever is later. LESSEE's obligations under this paragraph shall survive the expiration or termination of the Lease for all matters accruing during the term of the Lease.

- (D) To the fullest extent provided by applicable law, LESSOR shall indemnify, and hold harmless LESSEE, its officers, directors, employees, agents, and contractors from and against any and all injury, death, loss, damage or liability (or any claims in respect of the foregoing), costs or expenses which arise out of LESSOR's use and occupancy of the Premises, or LESSOR's breach of any provision of this Lease. This indemnity does not apply to any claims arising from the negligence or intentional misconduct of LESSEE, its employees, agents, licensees, invitees, or contractors. LESSOR shall make full and prompt payment of such liabilities incurred in or in connection with each such matter contemplated above. With respect to claims actions and lawsuits contemplated above, LESSEE shall either a) provide written notice to LESSOR within ten (10) business days of receipt of same; or b) provide written notice to LESSOR no later than ten (10) days prior to the date upon which such appearance, answer, reply, or response is due, whichever is later. LESSOR's obligations under this paragraph shall survive the expiration or termination of the Lease for all matters accruing during the term of the Lease.
- If, during the term of this Lease, an incident occurs on the Premises that reasonably (E) and foreseeably could result, or already has resulted, in injury, death, emergency services (such as ambulance, police, or fire crews) responding to the Premises, litigation, criminal indictment, an insurance claim, risk to the health and safety of the community, or fines by Federal or State agencies, LESSEE will promptly provide LESSOR with notice of such incident, with copy to the Putnam County Risk Manager, including in said notice an Incident Report. Incident Reports shall include the following information: (1) the nature of the incident triggering the report; (2) the date of the incident; (3) the date when the LESSEE learned of the incident; (4) the name and contact information of an employee of LESSEE with knowledge of the incident; (5) the known scope of the incident (e.g. extent of damage/injury, duration, size physical area impacted, etc.); (6) the names and contact information of all individuals impacted or effected by the incident, to the extent known; (6) the name and contact information of all known witnesses; (7) copies of all documentary evidence of the incident (e.g. video, audio, photograph, witness statements, etc.). LESSEE must provide an Incident Report within twenty (20) days of an incident resulting in (a) emergency services responding to the Premises or (b) LESSEE receiving written notice of a claim, action or lawsuit.

ARTICLE XII: INSURANCE:

- (A) During the term of this Lease, LESSEE, at its own expense, shall carry General Liability Insurance, as set forth more fully in Exhibit "E", naming LESSOR as an additional insured. LESSEE shall further maintain workers' compensation and employer's liability insurance.
- (B) At all times during the term of this Lease, including during any construction, restoration, or alteration conducted by or on behalf of LESSEE on or about the Premises, LESSEE shall cause its contractors, subcontractors, architects, consultants and construction managers (together "Contractors") to maintain the following insurance:
- (1) Commercial general liability insurance, naming LESSEE and LESSOR as additional insureds, LESSEE shall require all Contractors to obtain an insurance certificate showing proof of such commercial general liability insurance; and

- (2) Workers' Compensation Insurance as required by the Laws of the State. LESSEE shall require all contractors performing work under this Lease to obtain an insurance certificate showing proof of Workers' Compensation and Employer's Liability Insurance.
- (C) LESSEE shall obtain environmental remediation insurance for the Premises with a minimum policy limit of One Hundred Fifty Thousand Dollars (\$150,000.00).
- (D) LESSEE shall keep all improvements, including the CCE Center, insured against loss or damage by fire, windstorm, flood, earthquake, and such other, further, and additional risks in amounts equal to the full replacement cost of the improvements. LESSOR shall be named as an additional insured on said insurance policy.
- (E) Every three (3) years, beginning on the commencement date of this Lease, LESSOR may require LESSEE to obtain increased insurance policy limits, for insurance policies required under paragraphs "A," "C," and "D" of this Article, such increase to reasonably reflect monetary inflation, market conditions, and/or increased risk exposure as defined by LESSEE'S INSURER.
- (F) LESSEE shall comply with the recommendations of all insurance underwriting organizations in connection therewith which do not require alteration to the Premises upon LESSOR providing written notice to LESSEE of any such recommendations.

ARTICLE XIII: MARKETING MATERIALS AND EVENTS:

- (A) LESSEE agrees that any/all marketing materials for events to be held at the CCE Center will include a statement acknowledging that PUTNAM COUNTY is a sponsor of such program(s) operated/located at the Tilly Foster Farm;
- (B) If LESSEE should plan an event on the Premises with anticipated attendance of fifty (50) persons or more, LESSEE shall notify LESSOR no later than thirty (30) days prior to such event and coordinate with LESSOR as reasonably necessary.

ARTICLE XIV: DEFAULT:

(A) If LESSEE shall for any reason abandon the Premises, default in the payment of rent or in the performance or observance of any of the material covenants, agreements or conditions on its part contained in this Lease (together, "Default"), and such Default shall continue for a period of sixty (60) days after written notice to LESSEE, LESSOR may, by thirty (30) days written notice to LESSEE, cancel and terminate this Lease and the term hereof shall end and expire on the date specified in such notice as fully and as completely as if the date of termination were the date definitely fixed for the end and expiration hereof. Notwithstanding the foregoing, if it is physically impossible for the LESSEE to remedy any such Default within sixty (60) days, the time for LESSEE to remedy such Default shall be extended for such period of time as may be reasonably necessary to do so, provided that LESSEE shall have, to the extent possible, begun the performance of the act so required, and continued with due diligence to complete the same. In the event of termination due to such Default, LESSEE shall then quit and surrender to LESSOR each and every part of the Premises, and LESSOR may enter into or repossess the same and each and every part thereof by any means then permitted by law. Moreover, in the event a Default as set forth herein,

then the LESSOR may, after notice and the opportunity to cure as set forth herein, institute eviction proceedings in accordance with Article 7 of the Real Property Actions and Proceedings Law of the State of New York. If LESSEE should Default prior to completion of Project, whether during construction or restoration of the CCE Center, LESSOR may, at its sole discretion, complete the Project and LESSEE shall be liable to LESSOR for the expense.

- (B) If LESSOR shall default in the performance or observance of any of the material covenants, agreements or conditions on its part contained in this Lease, and such default shall continue for a period of sixty (60) days after written notice to LESSOR, LESSEE may, by thirty (30) days written notice to LESSOR, EITHER a) cancel and terminate this Lease and the term hereof shall end and expire on the date specified in such notice as fully and as completely as if the date of termination were the date definitely fixed for the end and expiration hereof; or b) maintain an action in law and equity for specific performance from LESSOR. Notwithstanding the foregoing, if it is physically impossible for the LESSOR to remedy any such defaults within sixty (60) days, in which case the time for LESSOR to remedy such default shall be extended for such period of time as may be reasonably necessary to do so, and such extension shall be extended to LESSOR provided that, within such period of sixty (60) days, LESSOR shall have, to the extent possible, begun the performance of the act so required, and continued with due diligence to complete the same. In the event LESSEE elects to terminate, LESSEE shall then quit and surrender to LESSOR each and every part of the premises, and LESSOR may enter into or repossess the same and each and every part thereof by any means then permitted by law and LESSOR shall be liable to LESSEE for the cost and expense of moving /relocating.
- (C) Any fees or costs (including, but not limited to, reasonable attorney's fees) incurred by the LESSOR as a result of LESSEE'S default shall be an additional charge under the Lease and shall be paid by the LESSEE.

ARTICLE XV: RIGHT TO REENTER: DAMAGES:

In the event of cancellation or termination of this Lease either by operation of law, partial or total condemnation or eminent domain, by issuance of a warrant of dispossess, by service of a notice of cancellation or termination as herein provided, or by virtue of any act or Default of LESSEE, or any cause or causes whatsoever, LESSOR may reenter the demised premises, and thereupon LESSOR shall be entitled to possession of the demised premises free from any estate or interest of LESSEE therein EXCEPT THAT LESSEE shall be provided the opportunity to remove and claim personalty and possessions not appurtenant to the premises for such a period of time not to exceed sixty (60) days from the date of LESSOR's reentry.

ARTICLE XVI: NOTICES:

All notices, demands, requests or other communications which may be required or permitted hereunder, shall be in writing and shall be deemed sufficient if given or served upon LESSOR in person to the Putnam County Attorney, and as to LESSEE in person to the then current Cornell Cooperative Extension of Putnam County Executive Director. Service to either party may also be made by registered mail, postage prepaid, return receipt requested, addressed to the party to receive such notice, request or communication at its address set forth above or at such other address as it may hereafter designate by notice given in a like manner. Every notice, demand,

request or other communication hereunder shall be deemed to have been given or served at the time that the same is actually received, in the manner aforesaid.

ARTICLE XVII: ASSIGNMENT, SUBLEASE AND THIRD-PARTY INTERESTS:

- (A) This lease may not be assigned, nor may the Premises be sublet.
- (B) LESSEE shall not mortgage or otherwise encumber its interest in this Lease without LESSOR's prior written approval. LESSOR may withhold its approval of such mortgage or encumbrance for any lawful reason without further explanation.
- LESSEE agrees that it will make full and prompt payment of all sums necessary to pay for the cost of repairs, alterations, improvements, changes or other work done by LESSEE to the CCE Center and the Premises and further agrees to indemnify and hold harmless Lessor from and against any and all such costs and liabilities incurred by LESSEE, and against any and all mechanic's, materialman's or laborer's liens arising out of or from such work or the cost thereof which may be asserted, claimed or charged against the CCE Center, the Premises, or Tilly Foster Farm. Tilly Foster Farm or the LESSOR's interest shall not be subject to liens for improvements made by or for LESSEE, whether or not the same shall be made or done in accordance with any agreement between LESSOR and LESSEE. This Lease specifically prohibits the subjecting of LESSOR's interest, whether present or future, in Tilly Foster Farm, the Premises, or the CCE Center to any mechanic's, materialman's or laborer's liens for improvements made by LESSEE or for which LESSEE is responsible for payment under the terms of this Lease. LESSEE shall have no power or authority to create any lien or permit any lien to attach to the present estate, reversion, or other estate of LESSOR in Tilly Foster Farm, the Premises, or the CCE Center and all mechanics, materialmen, contractors, artisans, and other parties contracting with LESSEE or its representatives or agents are hereby charged with notice that they must look to LESSEE to secure payment of any bill for work done or material furnished or for any other purpose during the term of the Lease. In addition to the foregoing, the LESSEE shall notify any of its contractors making any improvements to Tilly Foster Farm, the Premises or the CCE Center of the terms of this provision, and LESSEE acknowledges that its knowing and willful failure to provide said notice to the contractor(s) shall render the contract between the LESSEE and the contractor(s) voidable at the option of the contractor(s). The parties will execute and record a notice of this provision with the Putnam County Clerk.

ARTICLE XVIII: WAIVER BY LESSOR OR LESSEE LIMITED:

If either the LESSOR or LESSEE waives or fails to enforce any of their rights under the Lease, it does not mean that any other rights under the Lease are waived. Further, if the LESSOR or LESSEE waives or fails to enforce any of their rights under a specific paragraph of the Lease, such waiver or failure to enforce such rights is limited to the specific instance in question and is not a waiver of any later breaches of such paragraph.

ARTICLE XIX: WAIVER OF JURY TRIAL:

The LESSOR and LESSEE both waive their right to a jury trial in any action or proceeding

between the parties upon or connected with this lease, either directly or indirectly. However, under the law, either party may enforce their right to a jury trial in any action for personal injury or property damage.

ARTICLE XX: INVALIDITY OR ILLEGALITY OF PART OF LEASE:

If any part of this Lease is invalid or illegal, then only that part shall be void and have no effect. All other parts of the Lease shall remain in full force and effect.

ARTICLE XXI: PERSONS BOUND BY LEASE:

It is the intent of the parties that this Lease shall be binding upon the LESSOR and LESSEE and upon any parties who may in the future succeed to their interests.

ARTICLE XXII: CAPTIONS FOR PARAGRAPHS OF LEASE:

The captions of the various paragraphs of this Lease are for convenience and reference purposes only. They are of no other effect.

ARTICLE XXIII: QUIET ENJOYMENT:

LESSOR covenants and agrees that LESSEE, upon paying rent and performing all of their other covenants, duties and obligations hereunder, may peaceably have, hold and enjoy the demised premises during the term of this Lease, subject only to the specific terms and conditions contained in this Lease, the WAC Easement and its amendments, and the exhibits attached hereto.

ARTICLE XXIV: SURRENDER:

LESSEE shall, on the last day of the term hereof, or upon any earlier termination of this Lease, or upon any reentry by LESSOR upon the demised premises pursuant to the terms contained herein or otherwise, surrender and deliver up the demised premises in substantially the same condition existing at the completion of construction of the CCE Center into the possession and use of the LESSOR.

ARTICLE XXV: NO ORAL CHANGE:

This Lease contains the entire agreement between the parties and cannot be changed or terminated orally, but may be modified or amended only by an instrument in writing signed by the party to be charged thereunder.

ARTICLE XXVI: AUTHORITY TO EXECUTE LEASE:

The County Executive of the County of Putnam has executed this Lease pursuant to a Resolution adopted by the Putnam County Legislature, at a meeting thereof held on the _____ day of _____, 2023. The Honorable KEVIN BYRNE, whose signature appears hereafter is duly authorized and empowered to execute this Lease and enter into same on behalf of the County of Putnam.

The Executive Director of Cornell Cooperative Extension of Putnam County has executed this Lease pursuant to a Resolution adopted by the at a meeting thereof held on the day of, 2023. STEFANIE HUBERT, whose signature appears hereafter is duly authorized and empowered to execute this Lease and enter into same on behalf of the Cornell Cooperative Extension of Putnam County.		
ARTICLE XXVII: COUNTERPARTS:		
This Lease has been executed in two (2) counterpart originals, each of which shall be deeded an original and all of which shall constitute one and the same Lease.		
IN WITNESS WHEREOF, the parties have the date hereinabove set forth.	e executed this Lease in Carmel, New York, on	
READ & APPROVED:	THE COUNTY OF PUTNAM:	
Date C. Compton Spain, Esq County Attorney	Date Kevin Byrne County Executive	
Date	LESSEE:	
Mat Bruno Risk Manager	Date Cornell Cooperative Extension of Putnam County	
Date	By:	
Michael J. Lewis Commissioner of Finance		
Date Thomas Feighery, Administrative Director Of Highways & Facilities		

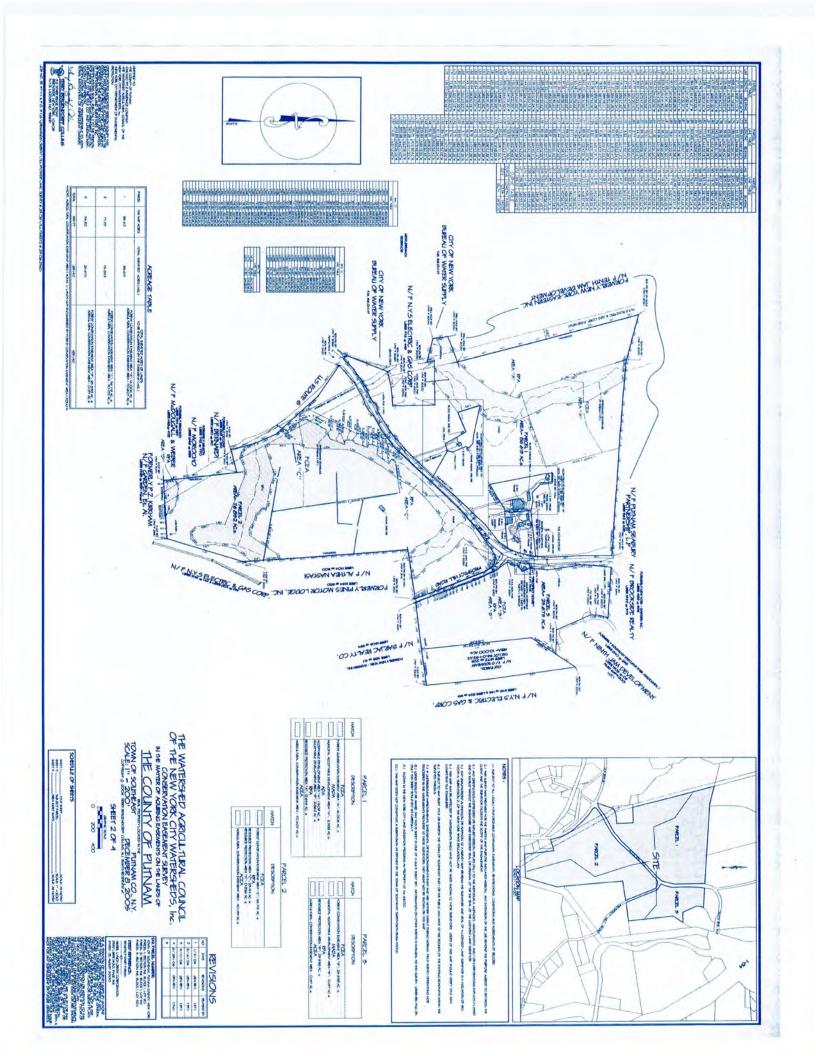
ACKNOWLEDGMENT OF THE COUNTY OF PUTNAM:

STATE OF NEW YORK)	
COUNTY OF PUTNAM) ss.:)	
appeared KEVIN BYRNE pe evidence to the individual(s) acknowledged to me that he/s	ersonally known whose name(s) he/they executed ne instrument, the	, 2023, before me the undersigned personally to me or proved to me on the basis of satisfactors is (are) subscribed to the within instrument and the same in his/her/their capacity(ies), and that by e individual(s), or the person upon behalf of which it.
		Notary Public
ACKNOWLEDGMENT OF I : CORNELL COOPERATIVE STATE OF NEW YORK COUNTY OF	EXTENSION of)) ss.:)	FPUTNAM COUNTY
On the day of		, 2023, before me the undersigned personally bersonally known to me or proved to me on the basis
of satisfactory evidence to the instrument and acknowledge capacity(ies), and that by his	ne individual(s) ed to me that /her/their signatu	whose name(s) is (are) subscribed to the within he/she/they executed the same in his/her/their tre(s) on the instrument, the individual(s), or the acted, executed the instrument.
		Notary Public

EXHIBIT "A" PREMISES



EXHIBIT "B" MADA



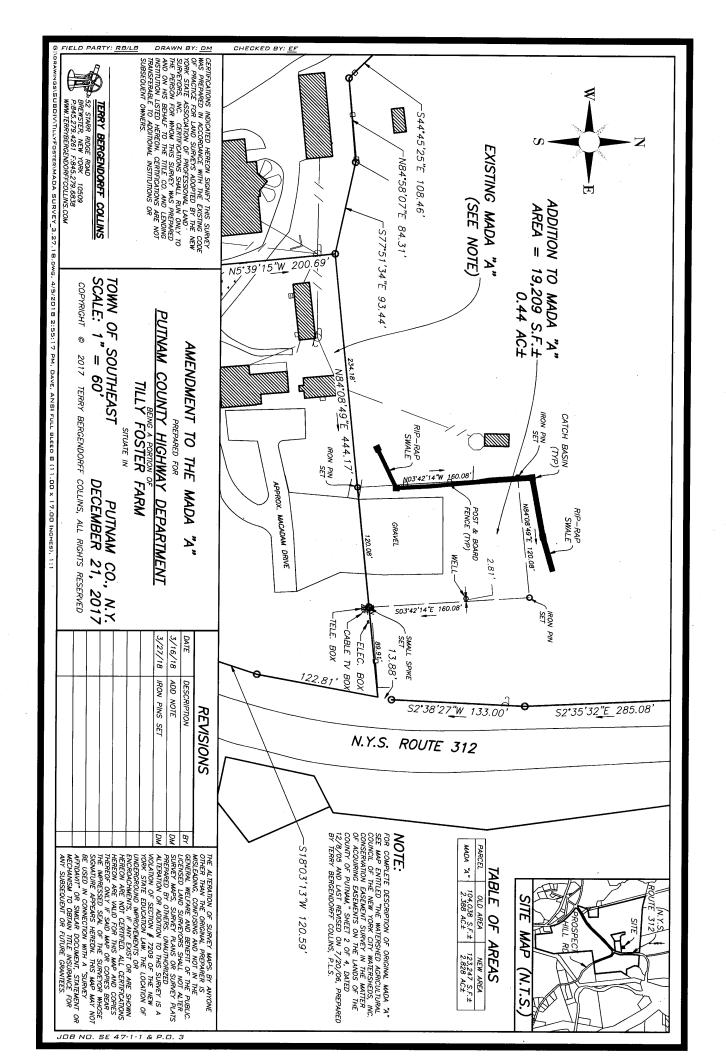


EXHIBIT "C" WAC EASEMENT

DEED OF CONSERVATION EASEMENT

This Deed of Conservation Easement (hereafter referred to as the "Easement" or the "Conservation Easement") is granted on this day of Learner 2006, by The County of Putnam, ("Grantor"), a municipality with offices at 40 Gleneida Avenue, Carnel, New York 10512, to The Watershed Agricultural Council of the New York City Watersheds, Inc. ("Grantee"), a not-for-profit corporation organized under the New York State Not-For-Profit Law, having its principal office at 33195 State Highway 10, Walton, New York 13856, for the purpose of conserving the agricultural productivity, water quality benefits, and open space character of the subject property.

Whereas:

- A. The Grantor is the sole Owner in fee simple of the farm property (hereafter referred to as the "Property") legally described in Exhibit A and shown on a certain map entitled, "The Watershed Agricultural Council of the New York City Watersheds, Inc., Conservation Easement Survey", in the matter of acquiring easements on Lands of The County of Putnam, dated December 8, 2005 and last revised June 29, 2006 (hereafter referred to as the "Conservation Easement Survey"), which said maps are to be filed concurrently with the deed for the said conservation easement;
- B. The Property is primarily cropland, improved pasture, unimproved pasture and forest land whose soils are productive and are an important natural resource. The Property is located in the Middlebranch Basin of the New York City watersheds. Furthermore, the Property also contains hydrologically active areas and other special natural features which are particularly important to the protection of the water quality of the New York City water supply;
- C. Article 14, Section 4 of the New York State Constitution states that "The policy of the state shall be to conserve and protect its natural resources and scenic beauty and encourage the development and improvement of its agricultural lands for the production of food and other agricultural products";
- D. Article 25-AA of the New York Agriculture and Markets Law authorizes the establishment of agricultural districts and states: "The socio-economic vitality of agriculture in this state is essential to the economic stability and growth of many local communities and the State as a whole. It is, therefore, the declared policy of the State to conserve, protect and encourage the development and improvement of its agricultural land for production of food and other agricultural products. It is also the declared policy of the State to conserve and protect agricultural lands as valued natural and ecological resources which provide needed open spaces for clean air sheds, as well as for aesthetic purposes.";
- E. The New York Environmental Conservation Law, Article 49, Title 3, authorizes conservation easements which are intended to: "implement the state policy of conserving, preserving and protecting environmental assets and natural and manmade resources, the preservation of open spaces, the preservation, development and improvement of agricultural and forest lands";
- F. The Ad Hoc Task Force of Agriculture and New York City Watershed Regulations Policy Group issued recommendations which resulted in the formation of the Watershed Agricultural Council ("WAC") and the development of the Whole Farm Planning/Best Management Practices Program designed to meet the watershed's water quality objectives and sustain and improve the economic viability of watershed farms;
- G. The Constitution and By-Laws of The Watershed Agricultural Council of the New York City Watersheds, Inc., as amended, includes among its objectives and guiding principles the protection of the New York City water supply, the maintenance of the economic viability of agricultural and forest enterprises and the acquisition of easements to protect sensitive lands, provide economic incentives to farmers for pollution prevention and allow for inter-generational transfer of farmlands and operations;

- H. The New York City Watershed Memorandum of Agreement dated January 21, 1997 authorizes an agricultural easement program and provides "funding for the acquisition of Watershed Agricultural Easements and for Watershed Conservation Easements on non-agricultural lands under common ownership with farms from Property owners who have Whole Farm Plans approved by WAC": and
- I. The Grantee is a "qualified conservation organization," as defined by the Internal Revenue Code, and a "not-for-profit conservation organization," as defined by the New York Environmental Conservation Law and accepts the responsibility of stewarding and enforcing the terms of this Easement and upholding its conservation purposes.

Now, Therefore, for the reasons given above, and in consideration of Ten Dollars (\$10.00) paid, the receipt and sufficiency of which is hereby acknowledged, the Grantor voluntarily grants and conveys to the Grantee, and the Grantee voluntarily accepts, a conservation casement as defined by Article 49, Title 3, of the Environmental Conservation Law consisting of the terms, covenants, rights, restrictions and obligations described herein.

1. CONSERVATION PURPOSES.

This Conservation Basement is intended to protect the water quality of the New York City watersheds, and to protect agricultural and forestry lands by limiting the form, location, and density of development and promoting good stewardship by the implementation of Whole Farm Plans.

2. DEPINITIONS.

- (2.a) Accessory Buildings and Improvements A building or improvement, located within the same Acceptable Development Area(s) as the residential dwelling(s), the use of which is customarily incidental and subordinate to the residence(s). Accessory Buildings and Improvements may include: garages, tool sheds, pool and storage sheds, swimming pools, tennis courts, non-commercial greenhouses, decks, and other buildings and improvements customarily incidental to the residence(s).
- (2.b) Agricultural Buildings and Improvements A building or improvement used for farm operations and on-farm production, preparation, storage, and marketing of agricultural commodities as defined under Section 301 of the New York State Agriculture and Markets Law, as amended.
- (2.c) Baseline Documentation The document entitled "Baseline Documentation", incorporated by this reference, that the Grantor and Grantee mutually agree, as depicted by photographs, maps, and supporting text, describes the general condition of the Property, including buildings and improvements, driveways, Acceptable Development Areas, Resource Protection Areas, and Farm Areas located on the Property as of the date of this Conservation Easement.
- (2.d) Best Management Practices (BMPs) Practices that prevent or reduce the availability, release or transport of substances which adversely affect surface and ground waters. These management practices may have standards associated with their installation, operation or maintenance, but do not impose effluent limits for specific substances.
- (2.e) Bluestone Extraction Plan A plan that provides for the identification and application of resource specific managerial and/or structural Best Management Practices designed to mitigate potential adverse environmental impacts of commercial bluestone mining.
- (2.f) Commercial Forestry Any sale or removal of timber, firewood, pulpwood, or other forest or wood products from the Property.
- (2.g) Farm Support Housing Farm Support Housing shall consist of apartments, single or multi-family dwellings, or other buildings, including trailers or mobile homes, to be used to house farm tenants,

- employees, seasonal employees, family members or others engaged in agricultural production on the Property.
- (2.h) Forestry Harvest Plan A plan that provides for the identification and application of water quality Best Management Practices associated with a specific commercial timber harvest. The plan will describe the size and timing of a harvest and the management practices necessary to mitigate potential adverse environmental impacts.
- (2.i) Forestry Management Plan A plan that provides for the identification and application of resource specific managerial and/or structural Best Management Practices designed to enhance forest productivity and economic viability as well as to mitigate potential adverse environmental impacts of Commercial Forestry activities.
- (2.j) Grantee The term "Grantee" includes the original Grantee and its successor and assigns.
- (2k) Grantor The term "Grantor" includes the original Grantor(s), his/her heirs, successors and assigns, all future owners of all or any portion of the Property.
- (2.1) Incidental Agricultural Buildings and Improvements A building or improvement used for, and subordinate to, farm operations including, but not limited to, pump houses, sap storage structures, irrigation equipment, bridges, farm roads, stream crossings, and foot paths.
- (2.m) Municipal Offices Offices for use by political units incorporated for local self-government and/or not-for-profit entities.
- (2.n) Owner The term "Owner" includes the owner of any beneficial equity interest in the Property or any portion thereof.
- (2.0) Recreational Buildings and Improvements A building or improvement used for recreational activities that does not include any permanent utilities, and/or septic systems.
- (2.p) Sound Agricultural Practices As defined in Section 308 of the New York State Agriculture and Markets Law, as amended, Sound Agricultural Practices refer to those practices necessary for the onfarm production, preparation and marketing of agricultural commodities. Such practices shall be evaluated by the Commissioner of Agriculture and Markets, upon request, on a case-by-case basis,
- (2.q) Third Party Enforcement Right As defined in Title 3 of Article 49 of the Environmental Conservation Law, the term "Third Party Enforcement Right" means a right which empowers a public body which is not a holder of the Easement to enforce any of the terms of the Easement.
- (2.r) Rural Enterprises Rural Enterprises shall include, but not be limited to, farm stands, farm machinery repair, saw mills, forestry management, home schooling, day care and other educational programs. However, trailer parks, auto & farm dealerships, and golf courses are expressly prohibited on the Property.
- (2.s) Waste The term "Waste" includes trash, refuse, debris, domestic septic effluent, sewage, sewage sludge or liquid, garbage, discarded chemicals, radioactive materials, and hazardous or toxic substances as defined by Federal, State, or Local law.
- (2.t) Whole Farm Plan A plan designed to enhance agricultural productivity and economic viability as well as to mitigate potential adverse environmental impacts of agricultural activities, that has been reviewed and approved by WAC.

3. USE AREAS.

All uses of the Property shall be consistent with the Conservation Purposes of this Easement. Permitted uses of the Property vary depending on location. The Property is divided into two general easement areas (Agricultural Conservation Easement Area and the Forestry Conservation Easement Area) and four principal use areas (Acceptable Development Area, and Resource Protection Area, Municipal Acceptable Development Area, and the Farm Area) described below. The general easement areas and the principal use areas are shown on the Conservation Easement Survey, and in the Baseline Documentation. Agricultural uses and activities on the Property shall be in accordance with a current Whole Farm Plan.

- (3.2) Agricultural Conservation Essement Area (ACEA) Within the area identified as ACEA on the Conservation Essement Survey, Grantor has the right to produce crops, livestock and livestock products, to clear land for cultivation or pasture and conduct farm operations as defined under Section 301 of the New York State Agriculture and Markets Law, as amended, which shall be in accordance with a Whole Farm Plan, as well as the right to engage in all other uses permitted by this Essement.
- (3.b) Forestry Conservation Easement Area (FCEA) Within the area identified as FCEA on the Conservation Easement Survey, Grantor has the right to produce timber and other related forest products, including, but not limited to, firewood, maple syrup, Christmas trees, ginseng, and mushrooms as well as the right to engage in all other uses permitted by this Easement. The confinement or pasturing of livestock, the production of orchards, field crops of any kind or forage for livestock is prohibited within the FCEA. Pesticide and fertilizer application may be allowed with prior notice to, and approval by, WAC or its successor, if necessary for forest management and if such use would be consistent with the terms of this Easement. Any and all Commercial Forestry activities shall require a Forestry Management Plan and a Forest Harvest Plan, approved by WAC or its successor. No buildings, except Incidental Agricultural Buildings and Improvements, and Recreational Buildings and Improvements pursuant to Section 4, may be constructed in the FCEA.
- (3.c) Acceptable Development Area (ADA) The area(s) identified on the Conservation Easement Survey, in which single family dwelling(s) and associated Accessory Buildings and Improvements, Farm Support Housing, and buildings and improvements for Rural Enterprises may be constructed. Agricultural Buildings and Improvements, farm operations, and farming practices are permitted within the ADA pursuant to Sections 3.a and 3.b above and the terms of this Conservation Easement. However, no more than 10 commercial campsites shall be allowed in an ADA.
- (3.d) Farm Area (FA) The residual area of the Property that is within the Agricultural Conservation
 Easement Area, excluding the Acceptable Development Area(s), the Municipal Acceptable
 Development Area(s), and the Resource Protection Area(s), identified on the Conservation Easement
 Survey, in which Agricultural Buildings and Improvements, farm operations and farming practices are
 permitted pursuant to Section 3.a above, Section 4.b, and the terms of this Conservation Easement.
- (3.e) Resource Protection Area (RPA) The area identified on the Conservation Easement Survey, which contains unique or special natural features such as streams, wetlands or steep slopes and supporting buffer lands in which no permanent buildings or improvements, except for Incidental Agricultural Buildings and Improvements may be built. Fences are allowed anywhere within the RPA. Grazing and cultivation is permitted subject to Section 3.a above within those portions of an RPA which lie in the Agricultural Conservation Easement Area. However, the portion of the RPA within fifteen (15) feet of the top of the bank of a watercourse shall not be plowed, cultivated, or tilled except to reestablish naturally disturbed vegetation. Trees and shrubs along streams and waterways on the Property shall be maintained so far as practicable to assist in achieving long-term water quality standards through nutrient absorption, sedimentation control from runoff and stream channel and bank stability.

(3.f) Municipal Acceptable Development Area (MADA) -- Areas identified on the Conservation Easement Survey within which single-family dwelling(s) and associated Accessory Buildings and Improvements, Farm Support Housing, buildings and improvements for Rural Enterprises and Municipal Offices may be constructed. Agricultural Buildings and Improvements, farm operations, and farming practices are permitted within the MADA pursuant to Sections 3.a and 3.b above and the terms of this Conservation Easement.

4. CONSTRUCTION OF BUILDINGS AND IMPROVEMENTS.

No permanent or temporary buildings or other improvements shall hereafter be placed or maintained on the Property except as provided in accordance with this Section. Existing buildings and improvements are shown in the Baseline Documentation. Trailer parks, auto dealerships, and golf courses are expressly prohibited on the Property.

- (4.a) Fences Existing fences may be removed, repaired and replaced, and new fences may be built anywhere on the Property for purposes of reasonable and customary management of livestock and wildlife without further approval of the Grantee.
- (4.b) Agricultural Buildings and Improvements Grantor may remove, repair, enlarge, reconstruct or construct Agricultural Buildings and Improvements within the ADA and MADA in accordance with the Whole Farm Plan. New Agricultural Buildings, or the enlargement of existing Agricultural Buildings, within the Farm Area are permitted with prior notice to the Grantee to ensure such buildings' construction is not located within the RPA and does not exceed an aggregate total of 5,000 square feet. Grantor may enlarge or construct Agricultural Buildings in the Farm Area greater than the aggregate 5,000 square foot threshold specified above only with prior approval from the Grantee. Prior to commencing any proposed action where Grantor is required to obtain Grantee's approval hereunder, Grantor shall request such approval in writing and shall provide Grantee with information and plans as may be reasonably necessary for Grantee to evaluate such request. Grantee shall give such approval within 45 days of receipt of Grantor's written request, unless it determines that the proposed Agricultural Buildings and Improvements would be unnecessarily located on productive soils, or would otherwise substantially diminish or impair the agricultural productivity or water quality benefits of the Property. Approval shall be deemed given if no written decision is provided by Grantee within 45 days of receipt of Grantor's written request.
- (4.c) Residential Dwellings Existing residential structures and associated Accessory Buildings and Improvements may be removed, repaired, replaced and enlarged within the ADA and MADA. With prior notice to the Grantee, no more than one (1) new residential structures and their Accessory Buildings and Improvements may be constructed, provided that such structures and improvements are located within the ADA and MADA. Construction of residential structures outside of the ADA is prohibited.
- (4.d) Farm Support Housing Existing Farm Support Housing and associated Accessory Buildings and Improvements may be removed, repaired, replaced and enlarged within the ADA and MADA. New Farm Support Housing and associated Accessory Buildings and Improvements and the renovation of existing non-habitable buildings to create Farm Support Housing is permitted within the ADA and MADA only with the prior written approval of the Grantee. If the Farm Support Housing is no longer needed for that purpose, the buildings may continue in residential use. Construction of Farm Support Housing outside of the ADA and MADA is prohibited.
- (4.e) Rural Enterprises Existing Rural Enterprise buildings and improvements may be removed, repaired, replaced and enlarged within the ADA and MADA. New Rural Enterprise buildings and improvements and the renovation of existing non-habitable buildings to create Rural Enterprise buildings is permitted within the ADA and MADA only with the prior written approval of the

Grantee. Construction of Rural Enterprise buildings outside of the ADA and MADA is prohibited.

- (4.f) Recreational Uses Use of the Property for rural recreational uses is permitted anywhere on the Property. These uses may include, but are not limited to, hunting, fishing, trapping, skiing, snowmobiling, horseback riding, hiking, and non-commercial camping. Golf courses, commercial recreational uses involving motorized vehicles, and commercial camping outside the ADA(s) and the MADA is prohibited on the Property. The construction of buildings and improvements for recreational uses are allowed anywhere on the Property, with the exception of the RPA, and shall not be improved by permanent utilities. An aggregate 1,000 square feet of recreational buildings is permitted, with prior notice to Grantee. Construction or conversion of buildings over the 1,000 square foot aggregate, up to a maximum 5,000 square foot aggregate, is permitted only with advance written approval of the Grantee.
- (4.g) Towers and Communication Devices Communication towers or devices, wind turbines, satellite or television antennae or such similar equipment may be placed on the Property, subject to applicable governmental approval, but only in a manner consistent with the Conservation Purposes of this Easement and with prior written approval of Grantee if such devices or equipment is located outside of the ADA and the MADA.
- (4.h) Municipal Offices -- Existing Municipal Offices and improvements may be removed, repaired, replaced and enlarged within the MADA. New Municipal Offices and improvements and the renovation of existing buildings to create Municipal Offices is permitted within the MADA only with the prior written approval of the Grantee. Construction of Municipal Offices outside of the MADA is prohibited.

5. SUBDIVISION.

Subdivision of the Property and conveyance of any such subdivided parcel is prohibited except as set forth below.

In order to facilitate effective easement stewardship, no more than two (2) additional tax parcels may be created by subdivision of the Property. Such subdivided parcels may be conveyed only in accordance with prior written approval of the Grantee, upon compliance with the following conditions:

- (5.a) Grantor has demonstrated that the proposed subdivision is consistent with the Conservation Purposes of this Easement and will not substantially diminish or impair the agricultural, forestry or water quality values of the Property.
- (5.b) Such subdivided parcels shall remain subject to the terms and conditions set forth in this Easement. The size (square foot) limitations for structures, and the number of subdivisions set forth in this Easement shall be reallocated at the time of the proposed subdivision or conveyance, in a manner to be reviewed and approved by Grantee and set forth in the Deed of each new subdivided parcel.
 - At the discretion of the Grantee, a functionally and materially equivalent Deed of Conservation Easement may be recorded at the time of conveyance.
- (5.c) The deed(s) of conveyance of all such subdivided parcels shall contain a metes and bounds description of the subdivided parcel(s) prepared by a licensed professional land surveyor at Grantor's sole cost, which description shall have been reviewed and approved by Grantee prior to conveyance of the subdivided parcel(s).
- (5.d) All costs resulting from the subdivision of the Property and convoyance of subdivided parcels, including but not limited to reasonable Grantee and associated staff time, including but not limited to

time expended on legal review of documents and updating of baseline documentation, are to be borne by Grantor.

Any further subdivision of the Property and/or conveyance of newly subdivided parcels, beyond that provided for above, may be permitted at the sole discretion of the Grantee in accordance with its current subdivision approval policies and with the Conservation Purposes of this Easement.

6. DEVELOPMENT RIGHTS.

The development rights hereby conveyed to Grantee shall include all development rights except those specifically reserved by Grantor herein and those reasonably required to carry out the Conservation Purposes of this Easement. Grantee shall transfer such development rights only to a qualified organization in accordance with the laws of the State of New York and the regulations established by the Internal Revenue Service governing such transfers.

7. CONSERVATION AND FARMING PRACTICES.

Grantor and Grantee recognize that changes in economic conditions, in agricultural technologies, in accepted farm and ranch management practices, and in the operations of Grantor may result in an evolution of agricultural uses of the Property. It is the intention of this Easement to maintain Grantor's discretion to employ their choices of farm uses and management practices so long as those uses and all farming operations, including construction and expansion, are conducted in accordance with Sound Agricultural Practices pursuant to Section 308 of the New York State Agriculture and Markets Law, as amended, and a current Whole Farm Plan for the Property or its equivalent, and the terms of this Easement.

8. WHOLE FARM PLAN.

Agricultural operations on the Property shall at all times be conducted in a manner consistent with a Whole Farm Plan. The Whole Farm Plan shall include the identification and application of resource specific managerial and/or structural Best Management Practices designed to mitigate potential adverse environmental impacts of agricultural activities, as well as enhance agricultural productivity and economic viability of the Property. Whole Farm Plans shall address domestic animal pathogen control, waste management, soil erosion control, pest and pesticide management, and other environmental concerns, as applicable. The plan may be developed or amended by WAC, its successor agency, qualified conservation organization, or qualified private consultant in partnership with the Grantor and/or designee or assigns. Such plan shall be approved by WAC or its successor prior to implementation.

9. FOREST MANAGEMENT.

Trees may be cut to control insects, disease and invasive species, to enhance wildlife habitat, to prevent personal injury and property damage, and for other domestic uses, including firewood and construction of permitted buildings and fences on the Property. Any Commercial Forestry harvesting on the Property shall be conducted in accordance with a current Forestry Management Plan. Prior to commencing any Commercial Forestry, Grantors, at their sole cost, shall submit a Forestry Harvest Plan and Forestry Management Plan in a time and manner as described in the New York City Department of Environmental Protection's "Water Quality Guidelines for Timber Harvesting", or such successor standard approved by Grantee. Prior to commencing any Commercial Forestry, such plan shall be reviewed and approved by WAC.

10. MINING.

Except as may be reasonably necessary to carry out the uses permitted on the Property under the terms of this Easement, the exploration for, or development and extraction of, soil, sand, gravel, rock, oil, natural gas, fuel or any other mineral substance by any surface mining method or any other method is prohibited with the exception of bluestone extraction undertaken with written approval of the Grantee.

Prior to commencing any commercial bluestone mining, Grantor, at their sole cost, shall submit a Bluestone Extraction Plan following the guidelines described in the City's "Water Quality Protection Guidelines for

Bluesione Quarrying" or such successor standard approved by Grantee. Prior to commencing any commercial bluestone mining, such plan shall be reviewed and approved by WAC.

11. WATER RESOURCES.

Grantor may use, maintain, establish, and construct, water sources, water courses, and water bodies, including ponds, on the Property for the uses permitted by this Easement, provided that Grantor does not significantly impair or disturb the natural course of the surface water drainage or runoff flowing over the Property. Grantor may alter the non-channelized, natural flow of water over the Property in order to improve drainage of agricultural or forest soils, reduce soil erosion, or improve the agricultural or forest management potential of the Property, provided such alteration is consistent with the purposes of this Easement and is carried out in accordance with the Whole Farm Plan.

Any stream work, including but not limited to, gravel removal, streambank and bed stabilization, and bridge and culvert construction, shall only be undertaken with prior approval of the Grantee, except for emergency work resulting from natural events beyond the control of the Grantor, such as the need to restore transportation routes, maintain farm operations, and to protect health, safety, and property.

12. IMPERVIOUS SURFACES AND ROAD CONSTRUCTION.

Except for roads, driveways, barnyards, lanes or other improvements constructed within the ADA or MADA or in accordance with the provisions of a current Whole Farm Plan, no portion of the Property shall be paved or otherwise be covered with concrete, asphalt, or any other impervious paving material. Roads and driveways located outside of the ADA and MADA, necessary to provide access to permitted excluded areas or other permitted buildings or improvements shall not be paved or otherwise covered with concrete, asphalt, or any other impervious paving material. Logging roads are allowed so long as they are in accordance with a Forestry Harvest Plan. The location and construction of impervious surfaces and roads shall be implemented, in so far as practicable, to avoid substantially diminishing or impairing the agricultural productivity or water quality benefits of the Property.

13. APPLICATION OF WASTE MATERIALS.

The application and placement in, on or upon the Property of domestic septic effluent and/or municipal, commercial, or industrial sewage sludge or liquid for agricultural production purposes is prohibited without the prior written approval of Grantee. Any approved application shall be undertaken only if in accordance with applicable law and consistent with the Whole Farm Plan,

14. DUMPING, STORAGE AND APPLICATION OF WASTE.

Except as permitted herein, the dumping, storage, application, land filling, or accumulation of any kind of Waste in, on or upon the Property is prohibited.

The routine containerized storage of household trash and garbage is permitted only if stored for purposes of eventual transport off site for proper disposal. The storage and treatment of sewage by an individual subsurface sewage treatment system servicing residential dwellings, Farm Support Housing and other buildings used for rural enterprises allowed under this Easement is permitted only within the ADA and MADA, or with prior written approval of Grantee if located outside of the ADA and the MADA.

The routine storage or accumulation of farm related building debris and other farm related refuse or equipment generated or used on the property, that does not substantially diminish or impair the agricultural or forest productivity or water quality of the Property, is permitted only within the ADA and the MADA, or with prior written approval of Grantee if located outside of the ADA and the MADA.

The application in, on or upon the Property of domestic septic effluent and/or municipal, commercial, or industrial sewage sludge or liquid for agricultural production purposes is prohibited without the prior written approval of Grantee. Any approved application shall be undertaken only if in accordance with applicable law

and consistent with the Whole Farm Plan.

15. RIGHTS OF WAY.

No rights-of-way, easements of ingress or egress or utility easements shall be granted or developed, on, over, under or across the Property without prior written approval of Grantee.

16. APPROVAL OF GRANTEE.

This Section shall not apply to approvals required under Section 4.b Agricultural Buildings and Improvements or Section 5 Subdivision.

Prior to commencing any proposed action where Grantor is required to obtain Grantee's approval hereunder, Grantor shall request such approval in writing and shall provide Grantee with information and plans as may be reasonably necessary for Grantee to evaluate such request. Grantee's review of a request for approval shall not be unreasonably delayed, and shall be deemed approved if no written decision is provided by Grantee within 45 days of the receipt of the request for approval. Grantee's approval shall not be unreasonably conditioned or withheld provided Grantee determines that Grantor has demonstrated the proposed action is consistent with the Conservation Purposes of this Easement and will not substantially diminish or impair the agricultural, forestry, or the water quality values of the Property.

17. RIGHTS RETAINED BY GRANTOR.

As Owner of the Property, Grantor retains the right to perform any act not specifically prohibited or limited by this Easement and that is consistent with its Conservation Purposes. These ownership rights include, but are not limited to, the right to exclude any member of the public from trespassing on the Property and the right to sell or otherwise transfer the Property, subject to the Easement, to anyone they choose.

18. INDEMNIFICATION.

Other than as specified herein, this Easement is not intended to impose any legal or other responsibility on the Grantee, or in any way to affect any existing obligation of the Grantor as Owner of the Property. However, if Grantee is ever required by a court to pay damages resulting from personal injury or property damage that occurs on the Property, the Grantor shall indemnify and reimburse the Grantee for these payments, as well as for reasonable attorneys fees and other expenses of defending itself, unless due in whole or in part to the negligence of the Grantee or its agents, in which case liability shall be apportioned accordingly.

19. REAL PROPERTY TAXES.

- (19.a) Grantor agrees, pursuant to Article 25-AA of the New York State Agriculture and Markets Law, to apply annually for an agricultural assessment on any lands subject to this Easement which are eligible for and have received in any year an agricultural assessment. Grantor agrees to timely file the appropriate application with each assessing unit on forms proscribed by the State Board of Real Property Services and shall furnish the tax assessor such information as the State Board of Real Property Services shall require. Copies of such applications, and of any confirmation of the approval of the application for an agricultural assessment shall be provided to the Grantee upon request.
- (19.b) Notwithstanding the preceding paragraph, Grantor shall not be required to file an application for an agricultural assessment on any lands subject to this Easement provided that Grantor demonstrates that an agricultural assessment made on such lands pursuant to Article 25-AA would be higher than the assessment made on such lands pursuant to the New York State Real Property Tax Law. Grantor agrees to make such a demonstration to Grantee, upon request. Grantor is not obligated by this Easement to continue farming or conduct any agricultural activity in order to remain eligible for an agricultural assessment.

20. BASELINE DOCUMENTATION.

The conservation values, various use areas and the current use, size, location and condition of improvements of the Property are described in a Baseline Documentation Report (the "Report"). Grantor and Grantee have copies of the Report, and acknowledge that the Report is accurate as of the date of this Easement. The Report may be used by Grantee to establish that a change in the use or character of the Property has occurred, but the report shall not preclude the use by Grantee of other evidence to establish the condition of the Property as of the date of this Easement.

21. MONITORING.

Upon 24-hour notice to Grantor, Grantee shall have the right to enter the Property, exclusive of residential dwellings, for the purpose of monitoring to determine whether the provisions of this Easement are being observed, and/or to enforce provisions of this Easement. Grantee shall also have the right to monitor the Property, exclusive of residential dwellings, at any time, without prior notice, if Grantee has reasonable cause to believe the provisions of this Easement have been or are being materially violated. However, under all circumstances, Grantee will make its best efforts to notify the Grantor in advance.

22. NON-BINDING DISPUTE RESOLUTION.

If a dispute arises between the Grantor and Grantee concerning the consistency of any proposed use or activity with the purposes of this Easement or any of the specific provisions contained herein, and Grantor agrees not to proceed with the use or activity pending resolution of the dispute, either party may request a meeting between the parties, or refer the dispute to mediation by written request. Within ten (10) days of such request, Grantee shall schedule a meeting or the parties shall select a single trained and impartial mediator knowledgeable about production agriculture and water quality protection to recommend potential resolutions of the dispute. Reasonable costs associated with the mediation process shall be determined by the impartial mediator. Any recommendations resulting from this process shall be non-binding and shall not limit either Grantor or Grantee from pursuing other legal and/or equitable remedies.

23. ENFORCEMENT.

In the event a violation or imminent violation of this Easement occurs, Grantee shall immediately notify the Grantor to request that the activity cease and arrange a site visit to mutually resolve the situation to the satisfaction of both parties.

If the Grantor ceases the activity in violation, but is unwilling or unable to cure any violation within ten (10) calendar days after the Grantee's initial site visit, Grantee shall send Grantor a written notice of non-compliance, which shall notify Grantor of the violation and the measures reasonably calculated to cure such violation or imminent violation. Grantor shall have twenty (20) calendar days from the date the Grantor receives such notice, or such other period Grantee may deem appropriate, to cure the conditions constituting the violation. In the event the Grantor fails to cure the violation within the aforementioned twenty (20) calendar days or period designated by Grantee, Grantee shall seek to enforce such other legal and/or equitable remedies as Grantee deems necessary to ensure compliance with the terms and purposes of this Easement.

In the event that the Grantor refuses to cease such activity or agree to a site visit, or when Grantee determines that a violation or imminent violation could substantially impair the purposes of this Easement, or that an imminent or immediate threat to the City's drinking water supply exists, Grantee may seek an injunction to stop it, temporarily or permanently. If a court with jurisdiction determines that a violation may exist or has occurred, the court may also issue an order requiring the Grantor to restore the Property to its condition prior to the violation.

In any case where a court finds that a violation has occurred, the Grantor shall reimburse the Grantee for all its expenses incurred in stopping and correcting the violation, including but not limited to reasonable attorney's fees. The failure of the Grantee to discover a violation or to take immediate legal action shall not bar it from doing so at a later time.

24. THIRD PARTY ENFORCEMENT.

The City of New York, the New York State Attorney General and their successors shall have the right to enforce a material breach of this Easement subject to the following provisions:

- (24.a) Prior to commencing an enforcement action in a court of competent jurisdiction, the City of New York, or the New York State Attorney General must first notify Grantee and Grantor, give Grantee sixty (60) days to take appropriate action, including commencing an enforcement action, and give Grantor sixty (60) days from the receipt of such notice to cure the breach.
- (24.b) If Grantee is diligently prosecuting an enforcement action, in either an administrative or judicial proceeding, the City of New York, or the New York State Attorney General shall not have a right to prosecute an action for the same breach of this Easement.
- (24.c) Nothing contained herein shall be construed as providing the New York State Attorney General with the right to physically inspect or otherwise enter the Property.
- (24.d) The City and its duly authorized agents, employees and representatives shall have joint access to the Property in order to monitor and/or maintain boundaries, to determine compliance with and/or enforce the terms of this Easement in the following instances: (i) the City shall have the right to jointly inspect the Property with Grantee, during any of Grantee's inspections; (ii) notwithstanding the above, the City shall have the right to inspect the Property subject to the Easement without Grantee, when the City determines that an imminent or immediate threat to the City's drinking water supply exists, or where a Grantor may be violating this Easement through gross or willful negligence and the City has been unable, after good faith efforts, to provide notice to Grantee of such threat or violation, or in the event that Grantee is unable or unwilling to inspect the Property.

25. ACTS BEYOND GRANTOR'S CONTROL.

This Easement shall not be construed to entitle Grantee to bring any legal action against Grantor for any injury to or change in the Property resulting from natural events beyond the control of the Grantor. Such natural events include fire, flood, storm, war, judicial intervention, strike, insurrection, radioactive fallout, earthquake, landslide or Acts of God, or from any prudent action taken by Grantor under emergency conditions to prevent, abate, or mitigate significant injury to the Property resulting from such causes.

26. TRANSFER OF EASEMENT.

Grantee agrees to notify Grantor in writing at least thirty (30) days in advance of the transfer of this Easement to another conservation organization as further described in this Section. Grantee and the Grantor agree that this Easement may be transferred by Grantee to American Farmland Trust, a national nonprofit conservation organization with an office located in Washington, D.C. ("AFT"), or another "qualified organization" under Section 170(h) of the U.S. Internal Revenue Code, and under the New York State Environmental Conservation Law, and only if the agency or organization expressly agrees to assume the responsibilities imposed on the Grantee by this Easement and only with prior written approval from the City.

If, at any time, Grantee becomes incapable of ensuring compliance with the terms of this Easement, or if Grantee shall cease to exist as an entity qualified to hold conservation easements, then its rights and responsibilities shall become vested in and devolve upon AFT, provided AFT shall accept in writing this Easement, and provided AFT enters into a written agreement with the City pursuant to which AFT assumes and ensures all duties of Grantee described herein, are performed, and if not, upon the City.

27. TRANSFER OF PROPERTY.

In order to facilitate the stewardship of this Easement and to ensure adequate communication, Grantor agrees to notify Grantee of any conveyance, lease, subdivision or transfer of the Property or any portion thereof, such notice to be given in writing at least thirty (30) days in advance of such conveyance, lease, subdivision or

transfer. Any such conveyance, lease, subdivision or transfer shall expressly refer to this Deed of Conservation Easement and shall be made subject to the terms of this Easement.

28. WAIVER OR AMENDMENT.

This Easement may not be materially amended without the written consent of the Grantee, Grantor, and the Attorney General. Any other amendment, modification or waiver will require the written consent of the Grantee and Grantor. Any amendment, modification, or waiver shall be consistent with the purposes of this Easement and shall comply with Section 170(h) of the Internal Revenue Code, or any regulations promulgated in accordance with that section. Any such amendment shall also be consistent with the Environmental Conservation Law or any regulations promulgated pursuant to that law.

29. TERMINATION OF EASEMENT.

If it determines that conditions on or surrounding the Property change so much that it becomes impracticable to fulfill its Conservation Purposes, a court with jurisdiction may, at the joint request of Grantee, Grantor, the Attorney General and the City, terminate the Easement created by this Deed. If condemnation of a part of the Property or of the entire Property by public authority renders it impossible to fulfill any of the Conservation Purposes, the Easement may be terminated through condemnation proceedings with notice to Grantee, Grantor, the Attorney General, and the City. If the Easement is terminated and the Property is sold or taken for public use, then, as required by Internal Revenue Service regulations, the Grantee shall be entitled to Sixty-seven percent (67%) of the gross sale proceeds or condemnation award which is equal to the ratio of the appraised value of this Easement to the unrestricted fair market value of the Property, as this ratio is determined on the date of this Easement. The Grantee shall use the proceeds consistent with the Conservation Purposes of this Easement.

30. OTHER LAWS AND REGULATIONS IN EFFECT.

This Easement does not relieve the Grantor from any obligation to comply with any applicable ordinances, laws, regulations and/or permit requirements of any competent governmental or regulatory body, including but not limited to the City of New York, its successors or assigns. This Easement shall not be construed to limit or modify the regulatory authority of the City. In addition to any restrictions or requirements set forth in this Easement, Grantor must apply for and conform to any and all permits in the manner set forth in any applicable law or regulation.

31. FILTRATION NOT TO DEFEAT PURPOSE OF EASEMENT.

Filtration or other treatment of all or any portion of the water supply this Easement seeks to protect, now or in the future, shall not be deemed to defeat the purpose, terms or enforcement of this Easement.

32. INTERPRETATION.

This Deed shall be interpreted under the laws of New York, resolving any ambiguities and questions of the validity of specific provisions so as to give maximum effect to its Conservation Purposes.

33. DURATION AND BINDING EFFECT.

The Easement created by this Deed shall be a servitude running with the land and shall bind and be enforceable against the Grantor and all future owners. Every provision of this Easement that applies to the Grantor or Grantee shall also apply to their respective agents, heirs, executors, administrators, assigns, and all other successors as their interests may appear.

34. FURTHER COVENANTS.

In the event the execution and delivery by Grantors of any additional document or instrument is necessary or desirable to qualify or perfect this Easement as a conservation easement authorized under Title 3, Article 49, of the Environmental Conservation Law, Grantors shall promptly execute and deliver to Grantee such instrument or other documents as the Grantee may reasonably request.

35. NOTICES.

Any notices required by this Easement shall be in writing and shall be personally delivered or sent by certified mail, to Grantor and Grantee respectively at the following addresses, unless a party has been notified by the other of a change of address:

To Grantor:

Putnam County 40 Gleneida Ave Carmel, NY 10512

Attn:

Watershed Information Coordinator

Putnam County Department of Law

48 Gleneida Ave Cannel, NY 10512

Atin: Deputy County Attorney

To Grantee:

Watershed Agricultural Council
33195 State Highway 10
Walton, New York 13856-9751
Attn: Easement Program Manager

36. SUBSEQUENT LIENS ON PROPERTY.

No provisions of this Deed of Conservation Easement should be construed as impairing the ability of Grantor to use this Property as collateral for subsequent borrowing, provided that any mortgage or lien arising from such a borrowing would be subordinated to this Deed of Conservation Basement.

37. ESTOPPEL CERTIFICATES.

Upon request by Grantor, Grantee shall within thirty (30) days execute and deliver to Grantor, or to any party designated by Grantor, any document, including an estoppel certificate, which certifies, to the best of the Grantee's knowledge, Grantor's compliance with any obligation of Grantor contained in this Easement or otherwise evidences the status of this Easement. Such certification shall be limited to the condition of the Property as of Grantee's most recent inspection. If Grantor requests more current documentation, Grantee shall conduct an inspection, at Grantor's expense, within thirty (30) days of receipt of Grantor's written request therefor.

38. SEVERABILITY.

If any portion of this Easement is found invalid, the remainder of the provisions of this Easement shall not be affected.

39. ACCEPTANCE.

As attested by the signature of the Chair of The Watershed Agricultural Council of the New York City Watersheds, Inc., the Grantee hereby accepts without reservation the rights and responsibilities conveyed by this Deed of Conservation Easement.

To Have and To Hold, this Deed of Conservation Easement unto the Grantee, its successors and assigns.

In Witness Whereof, the Grantor and Grantee, intending to legally bind themselves, have set their hands on the date first written above.

Grantor .

Robert J. Bondi, Putnam Councy Executive

Grantee

Erederick W. Huneke, Chair
The Watershed Agricultural Council of the New York City Watersheds, Inc.

ACKNOWLEDGMENTS

State of New York)
C	

County of Putnam.

), ss:

On the 20th day of November in the year 2006 before me, the undersigned, a Notary Public in and for said State, personally appeared, Robert J. Bondi, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

ANDREW W. NEGRO
Notary Public, State of New York
No. 02NE6070549
Qualified in Putnam County
Commission Expires March 4, 20

State of New York

County of Delaware

), 95;

On the 1844 day of DECEMBER— in the year 2006 before me, the undersigned, a Notary Public in and for said State, personally appeared, Frederick W. Huneke, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Slan M. Parentlan Northy Public

Jean M. Parenteau
Notary Public, State of New York
No. 01PA 6070219
Confiled in Delaware County

Commission Expires February 25, 2010

Exhibit A Legal Description

All that certain plot, piece or parcel of land situate, lying and being in the Town of Southeast, County of Putnam and State of New York being more particularly described as follows:

Beginning at a point on the easterly side of New York State Route 312 where the same is intersected by the northeasterly side of US Route 6; thence along the easterly side of New York State Route 312 N 49-19-27 E 169.03, N 44-09-32 E 44.55, N 61-04-37 E 186.44, N 70-29-26 E 65.00, N 57-49-42 E 58.58, N 46-35-08 E 59.00, N 61-01-00 E 145.18, N 53-16-03 E 240.32, N 41-58-06 E 84.85, N 43-30-18 E 773.43, N 49-05-55 E 185.41, N 50-08-23 E 71.37 and N 54-41-43 E 303.00 to a point on the southwesterly side of Prospect Hill Road; thence along the southwesterly and westerly sides, respectively of Prospect Hill Road S 85-39-14 E 60.34, S 79-57-14 E 28.02, S 57-15-36 E 24.41, S 40-16-58 E 22.77, S 31-33-46 E 18.91, S 29-51-33 E 39.10, S 26-00-29 E 38.32, S 21-36-08 E 69.96, S 10-51-53 E 11.30, S 23-16-59 E 121.31, S 21-04-23 E 75.62, S 20-06-18 E 94.70, S 22-53-16 E 44.70, S 29-38-07 E 8.77, S 20-53-22 E 51.32, S 11-52-14 E 6.62, S 27-14-13 E 14.44, S 20-53-34 E 49.83, S 18-15-41 E 42.73, S 31-13-26 E 15.90, S 10-37-23 E 11.06, \$ 33-31-47 E 9.08, \$ 20-31-51 E 58.59 and \$ 12-11-30 E 9.62 to a point on the northerly line of lands now or formerly Pines Motor Lodge, Inc.; thence along the northerly and westerly lines, respectively, and along the mean centerline of a stonewall S 82-21-35 W 52.50, S 79-47-01 W 80.06, S 81-55-42 W 174.54, S 80-47-10 W 171.84, S 4-24-57 H 97.17, S 4-12-15 E 68.19, S 4-28-33 H 117.05, S 4-34-22 H 61.44, S 4-01-42 E 82.82, S 4-33-18 E 90.61, S 4-27-01 E 69.98, S 4-12-55 E 83.96, S 3-41-12 E 92.23, S 4-40-11 E 89.85, S 3-47-08 E 111.40, S 4-18-10 E 103.47, S 3-43-04 E 94.79, S 4-12-39 E 108.90, S 2-38-49 E 125.80, S 4-11-55 E 122.81, S 3-23-47 E 50.57 and S 6-11-52 E 20.23 to the westerly line of lands now or formerly New York State Electric & Gas Corporation; thence along the westerly line of lands now or formerly New York State Electric & Gas Corporation S 16-48-09 W 766.78 to a point on the northerly line of lands formerly P.Z. Kirkham, now or formerly Garden, et al; thence along the northerly line of lands formerly P.Z. Kirkham, now or formerly Garden, et al and partly along the mean centerline of a stonewall S 82-25-23 W 26.15, \$ 86-03-38 W 37.76, \$ 86-23-38 W 67.18, \$ 87-23-38 W 44.75, \$ 86-53-38 W 42.75, \$ 73-53-38 W 8.78, N 85-56-22 W 16.44, S 68-48-38 W 9.71, N 89-06-22 W 30.53, S 89-53-38 W 15.71, S 57-59-38 W 9.74, N 71-36-22 W 9.32, S 86-57-08 W 184.77 and S 86-55-24 W 61.18 to lands now or formerly Erickson; thence partly along lands now or formerly Erickson, partly along lands now or formerly Minson and partly along lands now or formerly Ciccone and along the mean centerline of a stonewall N 5-59-45 W 200.20, N 6-20-25 W 30.00, N 6-20-55 W 144.86, N 6-18-55 W 333.89 and S 75-49-55 W 229.89 to the easterly side of US Route 6; thence along the easterly and northeasterly sides, respectively, of US Route 6 N 10-30-43 W 58.34, N 15-11-33 W 167.28, N 23-19-15 W 229.80, N 42-11-43 W 552.99, N 55-36-09 W 342.68 and N 31-06-15 W 14.01 to the point and place of beginning. Containing within said bounds 76.852 acres more or less.

All that certain plot, piece or parcel of land situate, lying and being in the Town of Southeast, County of Putnam and State of New York being more particularly described as follows:

Beginning at a point on the easterly side of New York State Route 312 where the same is intersected by the southerly line of lands now or formerly New York - Eastern Inc. and the northerly line of the parcel herein described; thence from said point of beginning along the southerly line of lands now or formerly New York - Eastern Inc. S 87-17-48 E 122.84, S 84-36-32 E 28.27, S 85-58-58 E 34.27, N 89-33-26 E 33.70, S 85-16-33 E 41.08, S 85-55-57 E 166.68 and S 85-45-22 E 69.33 to a point on the westerly line of lands now or formerly Southeast Executive Park Associates I, being Lot No. 1 as shown on a filed map entitled "Subdivision Plat prepared for Duke & Benedict and Benedict Dairy Farms" filed in the Putnam County Clerk's Office as filed map no. 2001; thence along the westerly line of lands now or formerly Southeast

Executive Park Associates I, being Lot No. 1 as shown on said filed map no. 2001 on a curve to the left having a radius of 240,00, a central angle of 29-22-25 and a length of 123,04 to a point; thence along the westerly and southerly lines, respectively, of lands now or formerly Southeast Executive Park Associates I, being Lot No. 1 as shown on said filed map no. 2001 S 0-53-38 W 50.00, S 23-39-14 E 354.76 and S 88-06-22 E 234.22 to a point on the westerly line of lands now or formerly of the Town of Southeast; thence along the westerly line of lands now or formerly of the Town of Southeast \$ 33-47-49 W 283.76 and \$ 5-50-35 E 1062.39 to a point on the northerly line of lands now or formerly New York - Eastern Inc.; thence along the northerly line of lands now or formerly New York - Eastern Inc. and along the mean centerline of a stonewall S 81-59-05 W 22.38. S 82-39-46 W 120.92, S 83-59-10 W 92.73, S 81-37-34 W 70.93 and S 82-32-32 W 150.68 to a point on the easterly side of Prospect Hill Road; thence along the easterly side of Prospect Hill Road N 15-14-24 W 29.42, N 29-56-51 W 24.58, N 19-19-51 W 132.49, N 32-01-18 W 7.70, N 20-22-35 W 47.42, N 14-26-25 W 19.00, N 40-07-02 W 4.35, N 21-19-03 W 25.18, N 17-45-19 W 12.72, N 14-31-56 W 13.30, N 22-07-53 W 64.72, N 15-56-04 W 12.70, N 25-53-00 W 56.40, N 13-21-19 W 53.21, N 19-42-28 W 55.15, N 23-14-35 W 41.61, N 22-03-58 W 40.16, N 25-06-53 W 33.86, N 26-01-40 W 74.37, N 24-14-30 W 39.67, N 32-13-32 W 21.02, N 10-13-53 W 8.48, N 30-06-55 W 41.00 and N 36-39-48 W 109.62 to a point on the easterly side of New York State Route 312; thence along the easterly side of New York State Route 312 N 18-37-49 E 114.06 to a point on the southeasterly line of lands of the County of Putnam, known as "The Prospect House"; thence along the southeasterly and easterly lines, respectively, of lands of the County of Putnam, known as "The Prospect House" N 51-39-42 E 64.79, N 23-52-18 W 52.33 and N 23-50-23 W 35.98 to a point on the easterly side of New York State Route 312; thence along the easterly side of New York State Route 312 N 62-22-58 E 6.91, N 6-08-24 E 154.24, N 7-50-56 W 244.57, N 12-47-48 W 69.00, N 0-57-58 E 52.25, N 2-47-21 E 86.77 and N 6-56-10 E 167.74 to the point and place of beginning. Containing within said bounds 25.537 acres more or less.

All that certain plot, piece or parcel of land situate, lying and being in the Town of Southeast, County of Putnam and State of New York being more particularly described as follows:

Beginning at a point on the westerly side of New York State Route 312 where the same is intersected by the southerly line of lands now or formerly Putnam Seabury Partnership, LP and the northerly line of the parcel herein described; thence from said point of beginning along the westerly side of New York State Route 312 S 0-15-25 E 301.52, S 2-35-32 E 285.08, S 2-38-27 W 133.00 and S 10-30-24 W 9.48 to a point on the northerly line of lands of the County of Putnam, known as "The Homestead"; thence along the northerly, westerly and southerly lines respectively, of lands of the County of Putnam, known as "The Homestead" S 84-46-57 W 437.02, S 1-06-10 E 269.94 and N 83-28-23 E 351.39 to a point on the westerly side of New York State Route 312; thence along the westerly side of New York State Route 312 S 34-10-00 W 107.80, S 51-41-40 W 208.37, S 43-44-00 W 296.50, S 42-23-00 W 130.00, S 41-16-20 W 260.00, S 44-14-40 W 300.00, S 48-22-41 W 210.13, S 48-34-28 W 52.51, S 56-50-45 W 251,35, S 65-41-46 W 27.92, S 80-48-50 W 44.00, S 48-46-23 W 57.76, S 58-27-01 W 49.54, S 63-03-16 W 50.04, S 70-36-18 W 49.73, S 52-23-53 W 51.55, S 63-00-35 W 51.04, S 51-15-13 W 41.00, S 56-35-23 W 72.86 and S 44-32-46 W 136.23 to the northeasterly side of US Route 6; thence along the northeasterly side of US Route 6 N 58-58-34 W 31.80 to the easterly line of lands now or formerly New York State Electric & Gas Corp.; thence along lands now or formerly New York State Electric & Gas Corp. N 5-31-13 W 27.10, N 21-15-27 E 408.30, N 76-51-27E 35.43, N 77-03-57E 125.92, N 84-43-34E 174.39, N 0-58-28 W 407.23, S 89-01-32 W 431.87, S 14-32-33 E 72.89 and N 76-14-41 W 236.11 to a point on the easterly line of lands formerly New York Eastern Inc., now or formerly Tenth Jam Development; thence along lands formerly New York Eastern Inc., now or formerly Tenth Jam Development and partly along the mean centerline of a stonewall N 7-09-07 W 145.76, N 69-07-00 E 261.62, N 14-16-21 W 184.58, N 14-30-44 W 182.21, N 14-32-37 W 181.66, N 14-07-11 W 175.93, N 14-46-09 W 157.24, N 14-56-20 W 187.97, N 14-41-39 W 141.95, N 14-41-40 W

229.34, N 14-36-40 W 195.04, N 15-22-55 W 164.33, S 75-03-45 E 134.00, S 75-00-58 E 106.45, S 75-47-30 E 63.22, S 75-22-53 E 85.61, S 74-30-10 E 47.77, S 61-47-00 E 13.09, S 83-57-24 E 37.49, S 85-43-32 E 116.17, S 86-00-34 E 58.69, S 84-50-38 E 131.21, S 86-02-25 E 160.57, S 84-48-17 E 48.94, S 87-49-01 E 78.93, S 82-56-39 E 96.37, S 87-42-16 E 57.39, S 86-20-57 E 74.23, S 86-41-09 E 222.24, S 86-12-02 E 143.78, S 84-56-22 E 65.48, S 85-26-22 E 139.00, S 86-06-22 E 152.27, S 86-56-22 E 91.56, S 87-36-22 E 101.39, S 85-46-22 E 86.51 and S 83-55-06 E 38.21 to the point and place of beginning. Containing within said bounds 84.163 acres more or less.

AMENDMENT TO DEED OF CONSERVATION EASEMENT

This Agreement (hereinafter referred to as the "Amendment") is entered into as of the 26th day of _______, 2018, between The County of Putnam, a municipal corporation of the State of New York and (hereinafter referred to as the "County"), having offices at 40 Gleneida Avenue, Carmel, New York 10512, and The Watershed Agricultural Council of the New York City Watersheds, Inc. (hereinafter referred to as "WAC"), a not-for-profit corporation organized under the New York State Not-For-Profit Law, having its principal office at 33195 State Highway 10, Walton, NY 13856.

WITNESSETH:

WHEREAS, the County, as grantor, entered into a Deed of Conservation Easement (hereinafter referred to as the "Easement") with WAC, as grantee, dated December 18, 2006, which was recorded on February 2, 2007 in the Office of the Putnam County Clerk, in Liber 1765 of Deeds at Page 362; and

WHEREAS, The Easement covers approximately 189.14 acres of land, identified on the Tax Maps for the Town of Southeast as Section 56, Block 1, Lot 20; Section 56, Block 1, Lot 55; and Section 56, Block 1, Lot 32.111, located in the Town of Southeast, County of Putnam and State of New York (hereinafter referred to as the "Property"), as more fully described in the Easement and as depicted on a survey map entitled "The Watershed Agricultural Council of the New York City Watersheds, Inc. Conservation Easement Survey In The Matter Of Acquiring Easements On The Lands Of The County of Putnam" (hereinafter referred to as the "Conservation Easement Survey"), prepared by Terry Bergendorff Collins, dated December 8, 2005 and revised on January 3, 2006, February 16, 2006, May 11, 2006 and June 29, 2006, and filed in the Office of the Putnam County Clerk on February 2, 2007 as Map No. 3042; and

WHEREAS, the County and WAC desire to modify the boundaries of the Municipal Acceptable Development Area "A", Acceptable Development Area "A", Agricultural Conservation Easement Area, and Resource Protection Area "A" located within the portion of the Property identified as "Parcel 1", as depicted on the Conservation Easement Survey, and as said use areas are described in the Easement. Such modifications have been deemed by WAC to not be material and provide a net conservation benefit;

NOW, THEREFORE, for the reasons given above, and for good and valuable consideration, the amount, mutual receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

A. The parties hereto acknowledge and agree that the boundaries of the Municipal Acceptable Development Area "A" located within the portion of the Property identified as "Parcel 1", as depicted on the Conservation Easement Survey, are hereby modified in accordance with and as more fully described on the Map entitled "Amendment to MADA", dated December 21, 2017, and revised on March 27, 2018, which map shall be filed in the Office of the Putnam County Clerk contemporaneously herewith. All references in the Easement to MADA now apply to MADA, as modified and described herein.

B. The parties hereto acknowledge and agree that the boundaries of the Acceptable Development Area "A", Agricultural Conservation Easement Area, and Resource Protection Area "A" situated within the portion of the Property identified as "Parcel 1", as depicted on the Conservation Easement Survey, are hereby modified in accordance with and as more fully described on the Map entitled "Amendment to the RPA, ADA "A", ACEA", dated December 21, 2017, and revised on March 27, 2018, which map shall be filed in the Office of the Putnam County Clerk contemporaneously herewith. All references in the Easement to ADA, ACEA, and RPA now apply to the ADA, ACEA, and RPA, as modified and described herein.

C. Except as expressly modified herein, the Easement is ratified and confirmed in all respects and remains in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

The Watershed Agricultural Council of the New York City Watersheds, Inc.

The County of Putnam

MaryEllen Odell, County Executive

STATE OF NEW YORK)			
COUNTY OF Delaware) ss.: _)	•		
On this Opth day of June appeared Martha Sally Fairbai satisfactory evidence to the individual and acknowledged to me that he/sl his/her/their signature(s) on the insindividual(s) acted, executed the individual(s)	dual(s) whose ne/they execute strument, the in	name(s) is (are) subsect the same in his/her ndividual(s), or the policy Notary Public Notary Public Quality Quality Public Notary Public Quality Quality Public Notary Public Quality Quality Public Notary Public	proved to me on scribed to the with the rapacity (ies	the basis of in instrument), and that by

) ss.:	
COUNTY OF PUTNAM)	
On this 16th day of June	, 2018, before me the undersigned personally
	to me or proved to me on the basis of satisfactory
evidence to the individual(s) whose name(s)	is (are) subscribed to the within instrument and
acknowledged to me that he/she/they executed	the same in his/her/their capacity(ies), and that by
	idividual(s), or the person upon behalf of which the

STATE OF NEW YORK

individual(s) acted, executed the instrument.

Notary Public

ANDREW W. NEGRO
Notary Public, State of New York
No. 02NE6070549
Qualified in Putnam County
Commission Expires March 4, 20

TP-584 (4/13)

New York State Department of Taxation and Finance



Combined Real Estate Transfer Tax Return,

Credit Line Mortgage Certificate, and Certification of Exemption from the Payment of Estimated Personal Income Tax

Recording office time stamp

						•
See Form TP-584-I, In	structions for Forn	n TP-584, before completin	g this form. Print or ty	pe.		
Schedule A - Info	rmation relating	to conveyance				
Grantor/Transferor	Name (if individual, i	last, first, middle initial) (🔲 check	if more than one grantor)		Soc	cial security number
Individual	County of Putna	m				
★ Corporation	Mailing address				Soc	cial security number
Partnership	40 Gleneida Ave		·		- 1	
☐ Estate/Trust	City	State		ZIP code	Fed	leral EIN
Single member LLC	Carmel	NY		10512		14-6002759
☐ Other	Single member's n	ame if grantor is a single meml	per LLC (see instructions)		Sing	gle member EIN or SSN
Grantee/Transferee	Name (if individual, la	ast, first, middle initial) (check l	f more than one grantee)		Soc	ial security number
☐ Individual	The Watershed A	Agricultural Council of the N	lew York City Watersh	eds, Inc.	500.	iai scourity rigitibei
Corporation	Mailing address				Soci	ial security number
Partnership	33195 State High	iway 10			555	ar occurry marriagr
☐ Estate/Trust	City	State		ZIP code	Fode	eral EIN
☐ Single member LLC	Walton	NY		13856	1.000	16-1447322
☑ Other	Single member's na	ame if grantee is a single memb	ner LLC (see instructions)	13030	Sing	
			cor LEO (dee insubcuons)		Sirigi	le member EIN or SSN
ocation and descriptio	n of property conv	eyed				
Tax map designation -	SWIS code	Street address		Total tales	.:11-	To .
Section, block & lot include dots and dashes)	(six digits)	ou oct address		City, town, or	/illage	County
561-20, 55 & 32.111	373000	100 Route 312		Southeast		Putnam
/pe of property convey One- to three-fami Residential cooper Residential condor Vacant land	ily house 5 rative 6	Commercial/Industrial Apartment building Office building	Date of conveyar	2010 00	nveyed al proper	te of real property which is residential rty0% ee instructions)
ondition of conveyance		mere change of ide ownership or organ	ntity or form of	I. ☐ Option assi	gnment	or surrender
☐ Acquisition of a conti	rolling interest (state	Form TP-584.1, Schedu	ule F)	n. 🗆 Leasehold a	assignme	ent or surrender
percentage acquired		g. Conveyance for whi previously paid will	ich credit for tax n be claimed (attach	n. 🗆 Leasehold g	grant	
☐ Transfer of a contro	illing interest (state		tule G)	. ♥ C====		
percentage transfer		h. Conveyance of coope	0 erative anartment/el	. 🗵 Conveyance	of an ea	asement
paratriage nantrio	/0)	in El conveyance of coope		[편 5		
Conveyance to coo corporation	perative housing	i. Syndication	p	b. 🗵 Conveyance from transfe Schedule B,	r tax clai	imed <i>(complete</i>
☐ Conveyance pursua	ant to or in lieu of	j. Conveyance of air rights	ghts or q	. Conveyance and partly or	of propeutside th	erty partly within ne state
foreclosure or enformation interest (attach Form 7	cement of security P-584.1, Schedule E)	k. Contract assignment		: Conveyance	pursuant	to divorce or separation ement Amendment
r recording officer's use	Amount received		Date received			ion number
	Schedule B., Par	t I \$				
	Schedule B., Part					
		•	1	ļ		

	Schedule B — Real estate transfer tax return (Tax Law, Article 31)				
	Part I – Computation of tax due		· · · · · · · · · · · · · · · · · · ·		
	1 Enter amount of consideration for the conveyance (if you are claiming a total exemption from tax, check the exemption claimed box, enter consideration and proceed to Part III)	1.			00
	2 Containing liest deduction (see instructions if property is taken subject to mortgage or lies)				00
	• Taxable Consideration (Subtract line 2 from line 1)	1 ~			00
	Tax: 42 for each \$500, or fractional part thereof, of consideration on line 3	1 4 1			00
	Tribuit of clean claimed for tax previously paid (see instructions and attach Form TP-584.1. Schedule G)	=			00
	6 Total tax due* (subtract line 5 from line 4)	6.		0	00
	Part II – Computation of additional tax due on the conveyance of residential real property for \$1 million or more 1 Enter amount of consideration for conveyance (from Part I, line 1)	1.			
	Taxable consideration (multiply line) by the percentage of the premises which is residential real property as shown in School 1. A)	_		\dashv	
	3 Total additional transfer tax due* (multiply line 2 by 1% (.01))	3.			
			 		
	Part III - Explanation of exemption claimed on Part I, line 1 (check any boxes that apply) The conveyance of real property is exempt from the real estate transfer tax for the following reason:				
í	a. Conveyance is to the United Nations, the United States of America, the state of New York, or any of their instruragencies, or political subdivisions (or any public corporation, including a public corporation created pursuant to compact with another state or Canada)				<u></u>
k	conveyance is to secure a debt or other obligation		t	,	
	. Conveyance is without additional consideration to confirm, correct, modify, or supplement a prior conveyance				X
	. Conveyance of real property is without consideration and not in connection with a sale, including conveyances of realty as bona fide gifts				
е	Conveyance is given in connection with a tax sale		e	Ε	
f.	Conveyance is a mere change of identity or form of ownership or organization where there is no change in beneficial ownership. (This exemption cannot be claimed for a conveyance to a cooperative housing corporation of real procomprising the cooperative dwelling or dwellings.) Attach Form TP-584.1, Schedule F		, f		
g.	Conveyance consists of deed of partition			Г	_
			_	L.	
h.	Conveyance is given pursuant to the federal Bankruptcy Act		h	Г	٦
i				١	
	Conveyance consists of the execution of a contract to sell real property, without the use or occupancy of such property the granting of an option to purchase real property, without the use or occupancy of such property	opert	y, or i]
•	Conveyance of an option or contract to purchase real property with the use or occupancy of such property where consideration is less than \$200,000 and such property was used solely by the grantor as the grantor's personal re and consists of a one-, two-, or three-family house, an individual residential condominium unit, or the sale of stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold covering a individual residential cooperative apartment.	sider k		_	٦
		• • • • • • • • • • • • • • • • • • • •	j	L_	4
:.	Conveyance is not a conveyance within the meaning of Tax Law, Article 31, section 1401(e) (attach documents supporting such claim)	••••••	k]

^{*}The total tax (from Part I, line 6 and Part II, line 3 above) is due within 15 days from the date conveyance. Please make check(s) payable to the county clerk where the recording is to take place. If the recording is to take place in the New York City boroughs of Manhattan, Bronx, Brooklyn, or Queens, make check(s) payable to the **NYC Department of Finance**. If a recording is not required, send this return and your check(s) made payable to the **NYS Department of Taxation and Finance**, directly to the NYS Tax Department, RETT Return Processing, PO Box 5045, Albany NY 12205-5045.

Schedule C — Credit Line Mortga	age Certificate (Tax Law,	Article 11)	
Complete the following only if the int I (we) certify that: (check the appropriate	erest being transferred is e box)	a fee simple interest.	
1. X The real property being sold or t	ransferred is not subject to	an outstanding credit line mortgage.	
	ransferred is subject to an o	utstanding credit line mortgage. Howeve	er, an exemption from the tax
The transfer of real property real property (whether as a jo	is a transfer of a fee simple pint tenant, a tenant in comn	interest to a person or persons who held non or otherwise) immediately before the	a fee simple interest in the transfer.
to one of thore of the offul la	neld by the transferor or suc	related by blood, marriage or adoption to or entity where 50% or more of the bene- h related person or persons (as in the ca- lefit of the transferor).	!! _ ! _ ! 1
The transfer of real property is	s a transfer to a trustee in ba	ankruptcy, a receiver, assignee, or other o	officer of a court.
The maximum principal amou or transferred is not principall	int secured by the credit line y improved nor will it be imp	mortgage is \$3,000,000 or more, and the proved by a one- to six-family owner-occ	e real property being sold upied residence or dwelling.
Please note: for purposes of above, the amounts secured by TSB-M-96(6)-R for more information.	by two or more credit line ma	eximum principal amount secured is \$3,00 cortgages may be aggregated under certal egation requirements.	00,000 or more as described in circumstances. See
Other (attach detailed explana	tion).		
. The real property being transferred following reason:	d is presently subject to an o	outstanding credit line mortgage. Howeve	er, no tax is due for the
A certificate of discharge of the	e credit line mortgage is bei	ng offered at the time of recording the de	ed.
A check has been drawn payal satisfaction of such mortgage	ble for transmission to the c will be recorded as soon as	redit line mortgagee or his agent for the bit is available.	palance due, and a
is being paid herewith. (Make check	er identification of the mortg 	g credit line mortgage recorded in lage). The maximum principal amount of n from tax is claimed and the tax of ere deed will be recorded or, if the recor le to the NYC Department of Finance.)	
gnature (both the grantor(s) and g	rantee(s) must sign)		
e undersigned certify that the above info achment, is to the best of his/her knowle elve a copy for purposes of recording th	rmation contained in schede	I AUTHORIZE the nerson(e) cubmitting auch	rtification, schedule, or a form on their behalf to
Mayellen allil Grantor signature	County Exec.	/// Fi	MAG Otensendels
Grantor signature	Title	Grantee signature	WAC Stewardship Title
Grantor signature	Title	Grantee signature	· · · · · · · · · · · · · · · · · · ·

Reminder: Did you complete all of the required information in Schedules A, B, and C? Are you required to complete Schedule D? If you checked *e, f,* or *g* in Schedule A, did you complete Form TP-584.1? Have you attached your check(s) made payable to the county clerk where recording will take place or, if the recording is in the New York City boroughs of Manhattan, Bronx, Brooklyn, or Queens, to the **NYC Department of Finance?** If no recording is required, send your check(s), made payable to the **Department of Taxation and Finance**, directly to the NYS Tax Department, RETT Return Processing, PO Box 5045, Albany NY 12205-5045.

Schedule D - Certification of exemption from the payment of estimated personal income tax (Tax Law, Article 22, section 663)

Complete the following only if a fee simple interest or a cooperative unit is being transferred by an individual or estate or trust.

If the property is being conveyed by a referee pursuant to a foreclosure proceeding, proceed to Part II, and check the second box under *Exemptions for nonresident transferor(s)/seller(s)* and sign at bottom.

Part I - New York State residents

If you are a New York State resident transferor(s)/seller(s) listed in Schedule A of Form TP-584 (or an attachment to Form TP-584), you must sign the certification below. If one or more transferors/sellers of the real property or cooperative unit is a resident of New York State, each resident transferor/seller must sign in the space provided. If more space is needed, please photocopy this Schedule D and submit as many schedules as necessary to accommodate all resident transferors/sellers.

A 1141				
(:Ortitiontion	of ropident	Augustines and a		
or uncation	oi resident	Transferore	ei/eallarici	
Certification			31) 30 HOL (3)	

This is to certify that at the time of the sale or transfer of the real property or cooperative unit, the transferor(s)/seller(s) as signed below was a resident of New York State, and therefore is not required to pay estimated personal income tax under Tax Law, section 663(a) upon the sale or transfer of this real property or cooperative unit.

Signature	Dulma Sulf	
	Print full name	Date
Signature	Print full name	Date
		Jaie
Signature		
- Oignatary	Print full name	Date
	. 1	
Signature	Print full name	D-4-
		Date
<u> </u>		

Note: A resident of New York State may still be required to pay estimated tax under Tax Law, section 685(c), but not as a condition of recording a deed.

Part II - Nonresidents of New York State

If you are a nonresident of New York State listed as a transferor/seller in Schedule A of Form TP-584 (or an attachment to Form TP-584) but are not required to pay estimated personal income tax because one of the exemptions below applies under Tax Law, section 663(c), check the box of the appropriate exemption below. If any one of the exemptions below applies to the transferor(s)/seller(s), that transferor(s)/seller(s) is not required to pay estimated personal income tax to New York State under Tax Law, section 663. Each nonresident transferor/seller who qualifies under one of the exemptions below must sign in the space provided. If more space is needed, please photocopy this Schedule D and submit as many schedules as necessary to accommodate all nonresident transferors/sellers.

If none of these exemption statements apply, you must complete Form IT-2663, Nonresident Real Property Estimated Income Tax Payment Form, or Form IT-2664, Nonresident Cooperative Unit Estimated Income Tax Payment Form. For more information, see Payment of estimated personal income tax, on page 1 of Form TP-584-I.

Exemption for nonresident transferor(s)/seller(s)

This is to certify that at the time of the sale or transfer of the real property or cooperative unit, the transferor(s)/seller(s) (grantor) of this real property or cooperative unit was a nonresident of New York State, but is not required to pay estimated personal income tax under Tax Law, section 663 due to one of the following exemptions:

n 663	due to one of the following exemptions:		ooa.ca	personal incom	e lax under lax Law,
П (The real property or cooperative unit being sold or transferred qui within the meaning of Internal Revenue Code, section 121) from	alifies in total as	the transfe	eror's/seller's pri (see instructions	ncipal residence s).
	The transferor/seller is a mortgagor conveying the mortgaged proto additional consideration.				
11	he transferor or transferee is an agency or authority of the United lew York, the Federal National Mortgage Association, the Federal Mortgage Association, or a private mortgage insurance company.	l Home Loan M	rica, an age ortgage Co	ncy or authority rporation, the G	of the state of overnment National

Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date

EXHIBIT "D" HOLD HARMLESS

HOLD HARMLESS AGREEMENT

The undersigned hereby agrees to defend, indemnify, and save harmless the County of Putnam, its officers, employees, and agents from and against any and all liability, loss, damages, claims for bodily injury, and/or property damages, to the extent permissible by law, that may occur or that may be alleged to have occurred while performing services related to the construction of the Cornell Cooperative Center (hereinafter the "Project") located at 100 Route 312, Town of Southeast, County of Putnam, State of New York, whether such claims shall be made by an employee of the County of Putnam or otherwise, unless such liability is created by the gross negligence of the County of Putnam.

Furthermore, for the duration of the Project, the undersigned agrees to maintain, at its sole cost and expense, a general liability insurance policy consistent with the requirements attached hereto as Schedule "A", naming County of Putnam as an additional insured, as well as Worker's Compensation Insurance, and to promptly provide certificates of such polices to County of Putnam.

3y: _	(Signature of Authorized Representative of Corporation)				
	Print Name & Title:				
	Company Name:	·			
	Address:				

EXHIBIT "E" INSURANCE

PUTNAM COUNTY INSURANCE REQUIREMENTS

THE FOLLOWING MUST APPEAR ON EACH INSURANCE CERTIFICATE:

UNDER THE CERTIFICATE HOLDER SECTION:

COUNTY OF PUTNAM
48 GLENEIDA AVENUE
CARMEL, NEW YORK 10512
ATTN.: LAW DEPT./RISK MANAGER

ADDITIONALLY, IN THE SPACE (DESCRIPTION OF OPERATIONS/LOCATIONS) ON THE INSURANCE CERTIFICATE, IT MUST BE NOTED AS FOLLOWS:

"PUTNAM COUNTY IS INCLUDED AS AN ADDITIONAL INSURED except for Professional Liability and Workers' Comp."

It is the requirement of the County of Putnam and/or Putnam County Highway Department that for work performed under contract and/or permit authorized by the County and/or Highway Department and/or any event or performance conducted on County property that the contractor or permitee procure and maintain at their own expense and without expense to the County, until final acceptance of the work by the County, the insurances listed below.

<u>Before commencement</u> of any work, event or performance a certificate or certificates of insurance must be furnished to the County and/or Highway Department in forms satisfactory to the County and/or Highway Department.

All insurance coverages must be from an A.M. Best Rated "secured" (B+-A++), New York State admitted insurer.

All certificates of insurance must provide that the policy or policies shall not be changed or canceled until at least $\underline{\text{thirty (30) days}}$ prior written notice has been given to the County and/or Highway Department.

When required by the Highway Department the "XCU" exclusion of the policy or policies shall be eliminated or show proof that "XCU" is covered.

The Contractor shall provide and maintain at its own expense the following minimum insurance coverage:

- A. <u>Workers' Compensation Insurance</u> This is statutorily required and is required for all contracts. Each policy must cover all operations and all locations involved in the contract. If applicable, the policy should also include New York State Disability Benefits. Proof of Workers' Compensation Insurance is required and should be received by Putnam County on a <u>C105.2</u> <u>form, SI 12 form, form or U-26.3</u> all of these forms are available through your carrier.
- B. <u>Commercial General Liability</u> covering all operations and all locations involved in the contract, including the following coverages:

\$2,000,000 General Aggregate

5,000 Medical Expense Limit

\$1,000,000 Personal & Advertising Injury Limit

\$1,000,000 Each Occurrence

\$2,000,000 Products/Completed Operations Aggregate

\$50,000 Fire Damage Legal Liability Limit

- C. <u>Commercial Automobile Liability</u> Covering all operations and locations involved in the contract, including the following coverages:
 - (1) Owned Automobiles (2) Hired Automobiles (3) Non-Owned Automobiles Unless specifically required, each policy shall provide limits of not less than \$1,000,000 Combined Single Limits for Bodily Injury and Property Damage.
- D. If applicable, Professional Liability (errors and omissions) in the amount of at least \$1,000,000 per claim.

E. Excess Liability or Umbrella Policy

Limits depending on the following contract size

\$100,000 - \$250,000 - 1 million \$250,001 - \$500,000 - 5 million

\$500,000+ 10 million

F. Bid, Performance/Payment, Labor & Material Bonds

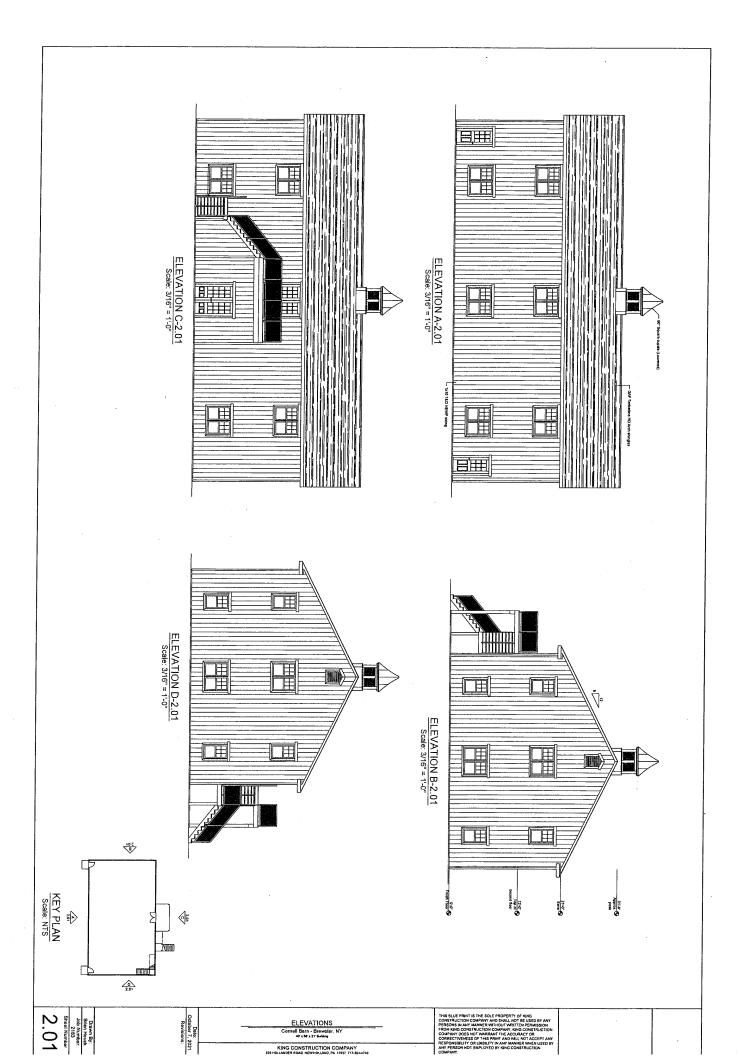
Required for any contract in excess of \$250,000. These bonds shall be provided by a New York State admitted surety company in good standing. Only the (AIA) - The American Institute of Architects- A312 form- will be accepted. In addition, pursuant to NYS Insurance Law Section 1111 all bonds must include a certificate of solvency for the surety which shall be updated annually. In addition, the Surety must be on the U.S. Treasury List (Circular 570) of acceptable sureties.

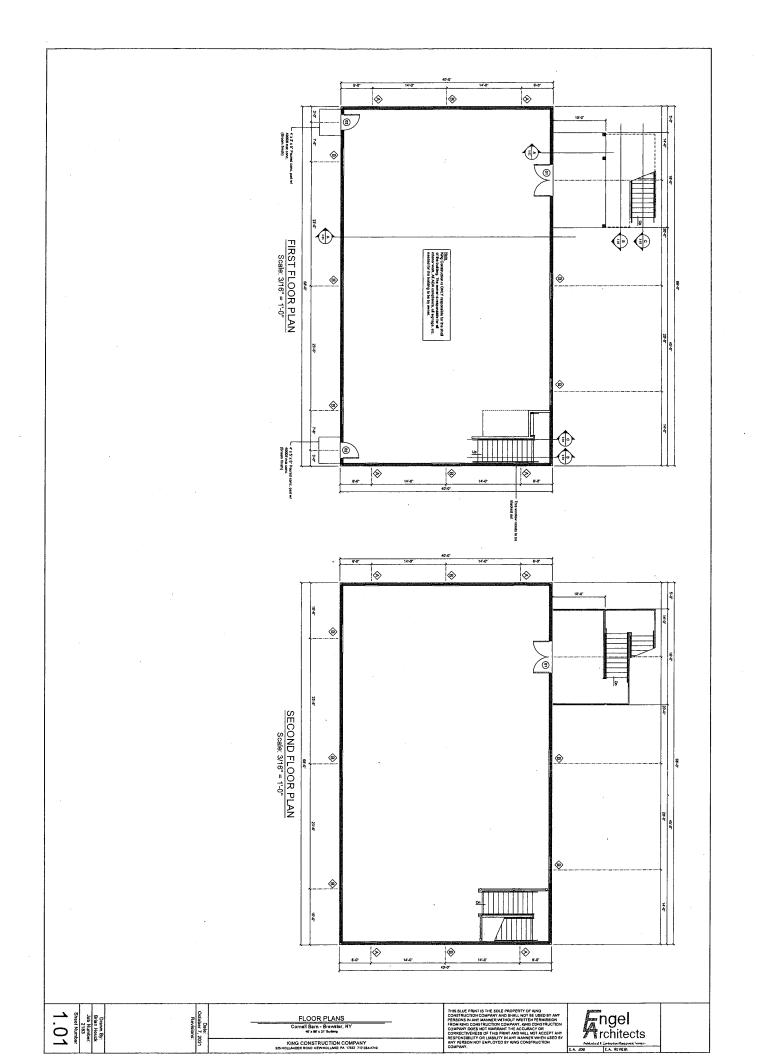
STANDARD INSURANCE REQUIREMENTS AND INDEMNIFICATION REQUIREMENT:

All policies and certificates of insurance of the contractor shall contain the following clauses:

- 1. Putnam County is named as an additional insured and as Certificate Holder. Insurers shall have no right of recovery or subrogation against the County of Putnam (including its agents and agencies), it being the intention of the parties that the insurance policies so effected shall protect both parties and be primary coverage for any and all losses covered by the above described insurance.
- 2. The Clause "other insurance provisions" in a policy in which the County of Putnam is named as an additional insured, shall not apply to the County of Putnam.
- 3. The insurance companies issuing the policy or policies shall have no recourse against the County of Putnam (including its agents or agencies) for payment of any premiums or for assessments under any form of policy.
- 4. Any and all deductibles in the above described insurance policies shall be assumed by and be for the account of, and at the risk of the contractor.

SCHEDULE "B"





Committee Mtg	Resolution #	
Introduced By	Regular Mtg	
Seconded By	Special Mtg	

APPROVAL/ FUND TRANSFER (23T208)/ 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, Resolution #170 of 2023 further corrected account lines on Resolution #135 of 2023; and

WHEREAS, the Commissioner of Finance has requested a fund transfer (23T208) to further correct account lines approved by Resolution #135 of 2023; 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:

)e	C	r	е	a	S	е	:	
_		_		_	_	_		

10431000 51000 10167	ELC Reopening – Pers. Serv.	30,388
10431000 58002 10167	ELC Reopening – FICA	2,325
		32,713
Increase:		
10431000 51000	Mental Health – Pers. Serv.	30,388
10431000 58002	Mental Health - Pers. Serv. – FICA	2,325
		32.713

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

Legislator Addonizio
Legislator Castellano
Legislator Crowley
Legislator Ellner
Legislator Gouldman
Legislator Montgomery
Legislator Nacerino
Legislator Sayegh
Chairman Jonke

COUNTY OF PUTNAM

CCAA

FUND TRANSFER REQUEST

TO: Commissioner of Finance

FROM: Sheila Barrett, Deputy Commissioner of Finance TO Correct Vacancy Control
Factor Reso#135 of 2023 DEPT: Finance

DATE: July 26, 2023

I hereby request approval for the following transfer of funds:

FROM

ACCOUNT#/NAME ACCOUNT #/NAME **AMOUNT PURPOSE**

TO

10431000.51000.10167 10431000.51000 \$30,388.00 Correct original

ELC Reopening Personnel Serv. Mental Health Personnel Services Vacancy Control entry

10431000.58002.10167 10431000.58002 2,325.00 Correct original ELC Reopening Fica Mental Health Personnel Services Vacancy Control entry

Total \$32,713.00

23T208

SIGNATURES NOT NEEDED ~ THEY WILL BE AUTHORIZED VIA COMPUTER SYSTEM

2023 Fiscal Impact 2024 Fiscal Impact \$ -0-

Department Head Signature/Designee

AUTHORIZATION:

Commissioner of Finance/Designee: Initiation and \$0-\$5,000.00 Date

Date County Executive/Designee: \$5,000.01 - \$10,000.00

Chairperson Audit/Designee: \$0-\$10,000.00 Date

Audit & Administration Committee: \$10,000.01 - \$25,000.00 Date

PUTNAM COUNTY LEGISLATURE

Resolution #135

Introduced by Legislator: Joseph Castellano on behalf of the Audit & Administration Committee at a Regular Meeting held on June 6, 2023.

page 1

APPROVAL/ BUDGETARY AMENDMENT (23A031)/ FINANCE/ VACANCY CONTROL FACTOR 2023

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (23A031) to provide for the Vacancy Control Factor for 2023; and

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

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Decrease Estimate	ed Appropriations:	
10131000 51000	Personnel Services (SEE ATTACHED)	23,176
10131000 58002	FICA	1,773
10141000 51000	Personnel Services (SEE ATTACHED)	12,042
10141000 58002	FICA	921
10141100 51000	Personnel Services (SEE ATTACHED)	49,488
10141100 58002	FICA	3,786
10315000 51000	Personnel Services (SEE ATTACHED)	76,920
10315000 58002	FICA	5,884
13398900 51000	Personnel Services (SEE ATTACHED)	32,225
13398900 58002	FICA	2,465
10431000 51000	Personnel Services (SEE ATTACHED)	30,388
10431000 58002	FICA SINIS 10431000,51000,10167	2,325
10802000 51000	Personnel Services (SEE ATTACHED)	54,442
10802000 58002	FICA	4,165
		300,000

Decrease Estimated Revenues:

10131000 427705 Vacancy Control Factor 300,000

2023 Fiscal Impact - 0 -

2024 Fiscal Impact - 0 -

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

State of New York

County of Putnam

COUNTY EXECUTIVE

DATE

I hereby certify that the above is a true and exact copy of a resolution passed by the Putnam County Legislature while in session on June 6, 2023.

Dated:

June 9, 2023

APPROVED

Signed:

Diane Schonfeld
Clerk of the Legislature of Putnam County

				•			
	Object			,			
Org Code	Code	Project Code	Title	51000	58002	Total	
10131000	51000		Senior Account Clerk	23,176.00	1,773.00	24,949.00	
10141000	51000		Records Clerk/Typist	12,042.00	921.00	12,963.00	
10141100	51000		MV Cashier - Exam (SP)	15,406.00	1,178.00	16,584.00	
10141100	51000		MV Cashier - Examiner	15,406.00	1,179.00	16,585.00	
10141100	51000		MV Cashier - Examiner	18,676.00	1,429.00	20,105.00	
10315000	51000		Corrections Officer	20,466.00	1,565.00	22,031.00	
10315000	51000		Corrections Officer	37,368.00	2,859.00	40,227.00	
10315000	51000		Corrections Officer	19,086.00	1,460.00	20,546.00	
13398900	51000		Emergency Services Dispatcher	16,112.00	1,232.00	17,344.00	
13398900	51000		Emergency Services Dispatcher	16,113.00	1,233.00	17,346.00	
10431000	51000		Caseworker	30,388.00	2,325.00	32,713.00	
10802000	51000		Commissioner of Planning	35,305.00	2,701.00	38,006.00	
10802000	51000		Planning Assistant	19,137.00	1,464.00	20,601.00	
				278,681.00	21,319.00	300,000.00	