

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

Tuesday

October 2, 2018

7:00 P.M.

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

PROCLAMATIONS

Chairman Castellano recognized Legislator Nacerino who presented the “Domestic Violence Awareness Month” proclamation to Probation Officer, Elaine McNamara; Probation Counselor, Christopher Pasquale and Executive Director of the Putnam/Northern Westchester Women’s Resource Center, Ann E. Ellsworth.

DOMESTIC VIOLENCE AWARENESS MONTH

WHEREAS, Domestic Violence is an epidemic affecting individuals in every community including Putnam County, regardless of age, economic status, sexual orientation, gender, race, religion, or nationality; and

WHEREAS, 1 in 3 women and 1 in 4 men have been victims of some form of physical violence by an intimate partner and 72% of all murder-suicides involve an intimate partner; 94% of the victims of these murder suicides are female; and

WHEREAS, In 2016 NYS saw intimate partner homicides increase significantly, with 78 reported as compared to 64 in 2015; and

WHEREAS, The Putnam/Northern Westchester Women’s Resource Center served 2154 women, children, and men who were victims of domestic and sexual violence in 2017 and;

WHEREAS, Domestic Violence also affects businesses and the economy because 1 in 5 employed adults is a victim and women make up 46% of the workforce; and

WHEREAS, there are eight million lost work days, \$2 billion in lost wages and productivity and \$4 billion spent in medical and mental health care costs due to Domestic Violence; and

WHEREAS, a study found that 2 in 3 Americans still do not recognize the symptoms of domestic violence; now therefore be it

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature do hereby proclaim October as “Domestic Violence Awareness Month”.

Chairman Castellano recognized Legislator Sullivan who presented the “National Fire Prevention Week” proclamation to Kenneth Clair and Deputy Commissioner of the Bureau of Emergency Services, Robert Lipton.

NATIONAL FIRE PREVENTION WEEK - OCTOBER 7TH – 13TH

WHEREAS, National Fire Prevention Week will be October 7 - October 13, 2018, during which attention will be focused on promoting fire safety and prevention. In 2016, there were 1,342,000 reported fires in the United States, 3,390 deaths caused by fires, 105 of which were in New York State, and 14,650 injuries. Those fires resulted in an estimated \$14.3 billion in property damage; and

WHEREAS, The National Fire Protection Agency (NFPA) has adopted the theme of this year's prevention efforts as "Look. Listen. Learn. Be aware. Fire can happen anywhere." Works to educate people about three basic but essential steps to take to reduce the likelihood of having a fire—and how to escape safely in the event of one; and

WHEREAS, "LOOK" for places fire could start. Take a good look around your home. Identify potential fire hazards and take care of them; and

WHEREAS, "LISTEN" for the sound of the smoke alarm. You could have only minutes to escape safely once the smoke alarm sounds. Go to your outside meeting place, which should be a safe distance from the home and where everyone should know to meet; and

WHEREAS, "LEARN" two ways out of every room and make sure all doors and windows leading outside open easily and are free of clutter; and

WHEREAS, Putnam County is served by dedicated Volunteer Fire Departments whose service we greatly value and appreciate. In 2016 across this Nation there were 89 firefighter deaths and 24,325 firefighter injuries. Taking time to properly use smoke alarms and plan fire drills protects both residents and our courageous volunteers; now therefore be it

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature do hereby proclaim the week of October 7 - October 13, 2018 as National Fire Prevention Week in the County of Putnam and remind all citizens of the dangers of fires and of the need to practice home fire drills and to visit their local fire departments' fire prevention programs.

Chairman Castellano recognized Legislator Sayegh who presented the "National Lead Poisoning Prevention Week" proclamation to Acting Commissioner of Health, Dr. Michael Nesheiwat.

NATIONAL LEAD POISONING PREVENTION WEEK – OCTOBER 21ST – 27TH

WHEREAS, every Putnam County resident deserves to grow up in a healthy, safe environment, free from harmful effects of lead; and

WHEREAS, the major source of lead exposure is the dust from deteriorating lead-based paint or renovations to houses or childcare facilities built before 1978; and

WHEREAS, 73% of lead poisoning cases have lead-based paint as the primary or contributing source; and

WHEREAS, although individuals with lead poisoning often exhibit no symptoms, lead interferes with normal brain development, and is associated with permanently reduced IQ, learning disabilities, behavioral disorders, and has been cited as an indicator of decreased lifelong learning potential; and

WHEREAS, it is vital that all Putnam County residents, especially parents and child caregivers are aware of the dangers of lead poisoning and seek appropriate screening for their children as a preventative measure; and

WHEREAS, lead poisoning caused by renovations can be prevented by using EPA certified contractors who follow the Renovation, Repair, and Painting Rule; and

WHEREAS, October 21-27, 2018, is National Lead Poisoning Prevention Week and is an opportunity for Putnam County to provide education and raise awareness about lead poisoning prevention measures; now therefore be it

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature do hereby proclaim October 21-27, 2018 as Lead Poisoning Prevention Week in Putnam County, and invite all citizens to duly note this occasion.

Chairman Castellano recognized Legislator Scuccimarra who presented the “National Substance Abuse Prevention Month” proclamation to Deputy Commissioner of Social Services, Mental Health & Youth Bureau, Joseph DeMarzo; Executive Director of the Prevention Council of Putnam, Kristin McConnell; Putnam Communities That Care Coalition Coordinator, Bruce Kelly; CoveCare Center Program Director of Alcohol & Substance Use Treatment & Prevention Services, Arlene Seymour.

NATIONAL SUBSTANCE ABUSE PREVENTION MONTH

WHEREAS, Every day, far too many Americans, including Putnam County residents, are hurt by alcohol and drug abuse. From diminished achievement in our schools to greater risks on our roads and in our communities, to the heartache caused by lives cut tragically short, the consequences of substance abuse are profound. Yet, we also know that they are preventable. This month, we pay tribute to all those working to prevent substance abuse in our communities, and we rededicate ourselves to building a safer, drug-free Putnam County; and

WHEREAS, By stopping drug use before it starts, we can prevent the disease of addiction and create stronger neighborhoods across our County; and

WHEREAS, Community-based prevention systems that join stakeholders at every level of government with local organizations can deliver local solutions; and

WHEREAS, All of us can play a role in preventing drug and alcohol abuse. As our children’s first teachers, parents and guardians can help by talking to their kids about the dangers of substance abuse. Alongside them, coalitions of teachers, faith-based groups, health care providers, law enforcement officials, and other local leaders are joining together to address substance abuse in their communities; and

WHEREAS, As we observe National Substance Abuse Prevention Month, let us join in those vital efforts and reaffirm our vision for an America where each of us has the fullest opportunity to live in health and happiness; now therefore be it

RESOLVED, That the Putnam County Executive and Putnam County Legislature do hereby proclaim October 2018 as Substance Abuse Prevention Month. Along with the National Council on Alcoholism and Other Drug Dependencies/Putnam and all substance abuse prevention and treatment providers in Putnam County encourage all residents to increase their awareness of alcohol use disorders, the dangers of alcohol abuse, the success of prevention and treatment programs; especially for our youth, and to actively support and encourage referrals for treatment of individuals when a disorder is suspected or present.

Item #4 – Approval of Minutes – Regular Meeting – September 4, 2018

The minutes were approved as submitted.

Item #5 – Correspondence

a) County Auditor

There was no activity during this reporting period.

Item #6 – Pre-filed resolution:

**HEALTH, SOCIAL, EDUCATIONAL & ENVIRONMENTAL COMMITTEE
(Chairwoman Scuccimarra, Legislators Gouldman & Sayegh)**

Item #6a – Approval/ Local Law to Amend the Putnam County Code Adding a New Chapter 223, Entitled “Tobacco Sales” with a New Article I, Entitled “The Tobacco 21 Act” was next. Chairman Castellano recognized Legislator Scuccimarra, Chairwoman of the Health, Social, Educational & Environmental Committee. On behalf of the members of the Committee, Legislators Gouldman and Sayegh, Legislator Scuccimarra moved the following:

Legislator Albano believed that this was a step in the right direction.

Legislator Sayegh stated that we are being pro-active and do not want to wait for the State to act on this. She stated that, in Putnam County, the vaping and smoking rates are alarming among high school students. Legislator Sayegh provided some statistics from a prevention needs assessment. She stated that 9 out of 10 smokers began before the age of 18 and 96% of underage smokers get their smoking devices from social sources. She believed that we needed to get these products out of the schools.

Legislator Scuccimarra stated that this was the first initiative to come out of the “One Army in the War on Addiction Task Force”. She believed that this was an important measure that must be taken.

Legislator Sullivan stated that vaping is a dangerous problem and the chemicals can cause individuals great harm. He stated that the Federal government realizes this and has recently developed strict guidelines pertaining to the sale of e-cigarettes. He explained that the Legislature believes that vaping has become a real epidemic and therefore is addressing the matter.

Legislator Jonke stated that an adult is someone who is regarded as independent, self-sufficient and responsible. He stated that the typical age of an adult in the United States is 18. He stated that we allow adults to enter into marriage, drive a motor vehicle, enter into legal contracts, buy firearms and serve in the military. He stated that at 18 years of age, we become independent of our parents and are expected to make responsible decisions. He stated that he complimented the cancer society, the Health Department, the Department of Social Services and our school districts for educating our teenagers. He stated that the rate of teen smoking has declined since he was a teenager as a result of the education. He explained that this legislation only provides for penalties to retailers and provides no penalties to those smoking under the age of 21 years old. He

stated that after speaking with many of his constituents in the Town of Southeast, he stated that he was further convinced that this legislation was unnecessary. He stated that he was going to follow the lead of his Town Supervisor and former Legislator, Tony Hay and oppose this legislation. He believed the proposed legislation sends the wrong message to the young adults in Putnam County. He sincerely hoped that our 18 year olds show the wisdom to not use tobacco or vaping products. He believed our attention should be on education; not this legislation.

Legislator Addonizio stated that she does not condone smoking and is deeply concerned about the health and safety of everyone in the community. She questioned how we defined adulthood and at what age are we accountable to make adult decisions. She stated that raising the age redefines adulthood according to the State and Federal government. She stated that at 18 years old you can serve in the military, purchase a house, vote, run for public office and get married. She stated that she spoke with many Dutchess County Legislators where the law failed in a bipartisan vote. She stated that our 18 to 21 year olds can purchase tobacco products from Dutchess County or Connecticut. She stated that Legislator Sayegh mentioned that a large percentage of individuals start smoking under the age of 18 years old, yet the current law is up to 18 years old, therefore they are currently circumventing the law. She believed that we were sending a message to an entire generation of young adults that we need the government to tell us how to live. She stated that she would not support this legislation.

Legislator Jonke thanked his colleagues who voted to table the version of the law in front of them last month. He believed that the legislation tonight was a better proposal.

Legislator Albano stated that he has five (5) children and five (5) grandchildren. He explained that they made wiser decisions as they have matured. He explained that this legislation could influence them to make good decisions. He stated that it may not make a major difference, but if it makes any kind of difference he would be happy to see it happen.

Chairman Castellano stated that he has twin 18 year old daughters. He stated that he is thankful that they do not smoke; neither does he or his wife. He thanked the Brewster Central School District on the outstanding job in educating the students on the reasons not to smoke. He stated that in speaking with his daughters, they stated that vaping was a big issue in the schools. He stated for that reason he would be in support of this legislation. He stated that he still does not believe this is a County issue and would like New York State to adopt this.

RESOLUTION #215

A LOCAL LAW TO AMEND THE PUTNAM COUNTY CODE ADDING A NEW CHAPTER 223, ENTITLED "TOBACCO SALES" WITH A NEW ARTICLE I, ENTITLED "THE TOBACCO 21 ACT"

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

Section 1.

Creating Chapter 223 of the Putnam County Code entitled "Tobacco Sales".

Section 2

Chapter 223 of the Putnam County Code is hereby amended to add a new Article I, entitled "The Tobacco 21 Act" to read as follows:

§ 223-1 Findings and intent; statutory authority.

A. The Putnam County Legislature hereby finds as follows:

- (1) Approximately 96 percent of smokers begin smoking before age 21 with most beginning before age 16. Smokers frequently transition from experimentation to addiction between the ages of 18 and 21; and
- (2) Youth get their cigarettes from social sources, most of whom are peers age 18 to 21. Today, there are more 18 and 19 year olds in high school than in past years, thus, permitting tobacco product sales to 18 or 19 years old no longer makes sense; and
- (3) Few 21 year olds travel within high school social circles; thus, raising the minimum consumer age for tobacco product sales to age 21 will effectively remove this critical source of tobacco, thereby delaying or preventing smoking initiation; and
- (4) Evidence shows the younger the age of initiation, the greater the risk of nicotine addiction, heavy daily smoking, and difficulty quitting; and
- (5) Adolescents are particularly susceptible to the "rewarding" effects of nicotine. In fact, nicotine addiction, which can develop at low levels of exposure, well before established daily smoking, causes three out of four young smokers to continue smoking into adulthood, even if they intended to quit after a few years; and
- (6) Findings by the New York State Department of Health confirm that Electronic Cigarettes (E-cigarettes), which heat a solution of liquid nicotine flavorings and other chemicals to create an aerosol that is inhaled, are the most commonly used tobacco product among youth in New York. In fact, E-cigarette use among New York youth doubled from 2014 to 2016 and is now triple the rate of e-cigarette use among New York adults; and
- (7) E-cigarettes use does not prevent or "protect" youth from smoking. Most of the e-liquids used in e-cigarettes contain nicotine, the highly addictive compound in all tobacco products that is not harmless and may be particularly problematic to young people; and
- (8) Recent studies indicate that the brain continues to develop until approximately age 25, particularly in ways that affect impulsivity, addiction and decision making; and
- (9) Delaying smoking initiation reduces the likely of ever starting, reduces the number of regular smokers, and lessens the immediate, mid and long-term health effects of smoking to an individual.

- B.** Therefore, the Putnam County Legislature declares the intent and purpose of this article is to improve the public health and well-being of the County's youth, such that it is necessary to prohibit the sale of tobacco products to an individual under twenty-one (21) years of age and, in turn, prevent young adults from becoming addicted adult smokers and avoid the associated serious health consequences that follow.
- C.** Unless otherwise noted herein, article 13-F of the New York State Public Health Law shall apply.

§ 223-2 Definitions.

As used in this article, the following terms shall have the meanings indicated:

ACCESSORY — Any product that is intended or reasonably expected to be used with or for the human consumption of a Tobacco Product or Electronic Aerosol Delivery System; does not contain tobacco and is not made or derived from tobacco; and meets either of the following: (1) is not intended or reasonably expected to affect or alter the performance, composition, constituents, or characteristics of a Tobacco Product or Electronic Aerosol Delivery System; or (2) is intended or reasonably expected to affect or maintain the performance, composition, constituents, or characteristics of a Tobacco Product or Electronic Aerosol Delivery System but (a) solely controls moisture and/or temperature of a stored Tobacco Product or Electronic Aerosol Delivery System; or (b) solely provides an external heat source to initiate but not maintain combustion of a Tobacco Product. Accessory includes, but is not limited to, carrying cases, lanyards and holsters.

COMPONENT or PART — Any software or assembly of materials intended or reasonably expected: (1) to alter or affect the Tobacco Product's or Electronic Aerosol Delivery System's performance, composition, constituents, or characteristics; or (2) to be used with or for the human consumption of a Tobacco Product or Electronic Aerosol Delivery System. Component or Part excludes anything that is an Accessory, and includes, but is not limited to e-liquids, cartridges, certain batteries, heating coils, programmable software, rolling papers, and flavorings for Tobacco Products or Electronic Aerosol Delivery Systems.

DEPARTMENT — The Putnam County Health Department.

ELECTRONIC AEROSOL DELIVERY SYSTEM — An electronic device that, when activated, produces an aerosol that may be inhaled, whether or not such aerosol contains nicotine. Electronic Aerosol Delivery System includes any Component or Part but not Accessory, and any liquid or other substance to be aerosolized, whether or not separately sold. Electronic Aerosol Delivery System does not include drugs, devices, or combination products authorized for sale by the state or U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

PERSON — Any natural person, company, corporation, firm, partnership, business, organization, or other legal entity.

TOBACCO PRODUCT — Any product made or derived from tobacco or which contains nicotine, marketed or sold for human consumption, whether consumption occurs through inhalation, or oral or dermal absorption. Tobacco Product includes any Component or Part, but not Accessory. Tobacco Product does not include drugs, devices, or combination products authorized for sale by the state or U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

§ 223-3 Minimum Sales Age.

No Person shall sell any Tobacco Product, Electronic Aerosol Delivery System, or other product regulated by Article 13-F of New York State Public Health Law to individuals who are between the ages of eighteen (18) and twenty-one (21) years of age.

§ 223-4 Age Verification.

Sales by a Person of any Tobacco Product, Electronic Aerosol Delivery System, or any other product regulated by New York State Public Health Law Article 13-F shall be made only to an individual who demonstrates through the processes contained in New York State Public Health Law Article 13-F Section 1399-cc(3), as the same may be amended from time to time, that the purchaser is of twenty-one (21) years of age or older.

§ 223-5 Signage.

Any Person operating a place of business wherein any Tobacco Product, Electronic Aerosol Delivery System, or any other product regulated by New York State Public Health Law Article 13-F, is sold or offered for sale shall post in a conspicuous place a sign upon which there shall be imprinted the following statement, “SALE OF CIGARETTES, CIGARS, CHEWING TOBACCO, POWDERED TOBACCO, SHISHA OR OTHER TOBACCO PRODUCTS, HERBAL CIGARETTES, LIQUID NICOTINE, ELECTRONIC CIGARETTES, ROLLING PAPERS OR SMOKING PARAPHERNALIA, TO PERSONS UNDER TWENTY-ONE (21) YEARS OF AGE IS PROHIBITED BY LAW.” Such sign shall be printed on a white card in red letters at least one-half inch in height.

§ 223-6 Violations and Enforcement.

- A. The Department or its authorized designee(s) shall enforce the provisions of this article. The Department may conduct periodic inspections in order to ensure compliance with this article.
- B. Any Person who violates any provision of this article shall be guilty of a violation punishable by a fine of a minimum of \$300.00, but not to exceed \$1,000.00 for a first violation, and a minimum of \$500.00, but not to \$1,000.00 for each subsequent violation. Each day on which a violation occurs shall be considered a separate and distinct violation.

- C. Violations of this article shall be separate from, and where applicable, any penalty provided for under New York State Public Health Law § 1399-ee - § 1399-ff unless such penalty is expressly provided for herein.

§ 223-7 Rules and Regulations

The Department may issue and amend rules, regulations, standards, guidelines, or conditions to implement and enforce this article.

§ 223-8 Severability

If any provision, clause, sentence or paragraph of this article or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this article which can be given effect without the valid provision or application, and to this end, the remaining provisions of this article are declared to be valid.

§ 223-9 - Reverse pre-emption.

This Article shall be null and void on the day that federal or statewide legislation goes into effect incorporating either the same or substantially similar provisions as are contained in this Article, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by the County of Putnam. The County Legislature may determine via mere resolution whether or not identical or substantially similar federal or statewide legislation, or pertinent preempting state or federal regulations, have been enacted for purposes of triggering the provisions of this Section.

Section 3

This Local Law shall take effect 60 days from its filing with the NYS Secretary of State.

BY ROLL CALL VOTE: SIX AYES. THREE NAYS – LEGISLATORS ADDONIZIO, JONKE & NACERINO. MOTION CARRIES.

**PROTECTIVE SERVICES COMMITTEE
(Chairman Jonke, Legislators Gouldman & Sullivan)**

Item #6b – Approval/Budgetary Amendment (18A066)/District Attorney/ Asset Forfeiture Program was next. Chairman Castellano recognized Legislator Jonke, Chairman of the Protective Services Committee. On behalf of the members of the Committee, Legislators Gouldman and Sullivan, Legislator Jonke moved the following:

RESOLUTION #216

APPROVAL/BUDGETARY AMENDMENT /DISTRICT ATTORNEY/ ASSET FORFEITURE PROGRAM

WHEREAS, the District Attorney has requested a budgetary amendment (18A066) to utilize Forfeiture Asset Reserve Funds to enter into Partnership Initiatives with the Women’s Resource Center, the Putnam County Sheriff’s Department and the Kent Police Department; and

WHEREAS, this partnership initiative would provide training for clinicians in the Women’s Resource Center; and

WHEREAS, this partnership initiative would provide 16 Ballistic Helmets and eight (8) Ballistic Vests for the Putnam County Sheriff’s Department and seven (7) Ballistic Vests for the Kent Police Department; and

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

Increase Revenue:

10001000	District Attorney	
427152	Asset Forfeiture Program	28,000

Increase Appropriations:

10001000	District Attorney Asset Forfeiture Program	
54936	Partnership Initiative	28,000

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6c – Approval/Budgetary Amendment (18A070)/Sheriff’s Department/Grant Award/ Senator Terence Murphy & Senator Susan Serino was next. On behalf of the members of the Protective Services Committee, Legislators Gouldman and Sullivan, Legislator Jonke moved the following:

Chairman Castellano thanked the State Senators for this funding.

RESOLUTION #217

APPROVAL/BUDGETARY AMENDMENT /SHERIFF’S DEPARTMENT/GRANT AWARD/ SENATOR TERENCE MURPHY & SENATOR SUSAN SERINO

WHEREAS, the Putnam County Sheriff’s Department has been awarded two (2) SFY18-19 Legislative Member Items; and

WHEREAS, one (1) grant awarded through Senator Susan Serino’s office in the amount of \$10,000 will be used to replace Cradle Point Modems in all marked Patrol Vehicles; and

WHEREAS, one (1) grant awarded through Senator Terence Murphy’s office in the amount of \$7,500 will be used to purchase materials, equipment and general program support for anti-crime and anti-drug initiatives; and

WHEREAS, these grants require no matching funds on behalf of the County; and

WHEREAS, the Putnam County Sheriff has requested a budgetary amendment (18A070) to account for these two (2) SFY18-19 Legislative Member Items awarded in the amount of \$17,500; and

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

Increase Revenues:

10311000 433890	Sheriff Admin - St Aid Public Safety Other	17,500
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Increase Appropriations:

17311000 52680	Sheriff Patrol – Other Equipment	7,500
13311000 54782	Sheriff Comm – Software & Accessories	<u>10,000</u>
		17,500

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6d – Approval/Fund Transfer (18T198)/ Sheriff’s Department/ Temporary was next. On behalf of the members of the Protective Services Committee, Legislators Gouldman and Sullivan, Legislator Jonke moved the following:

RESOLUTION #218

APPROVAL/FUND TRANSFER/ SHERIFF’S DEPARTMENT/ TEMPORARY

WHEREAS, the Sheriff’s Department has requested a fund transfer (18T198) for Overtime Costs incurred due to one (1) Correction Officer on Family Leave, one (1) Correction Officer Vacancy and two (2) Officers on 207C for July 2018; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10315000 51000 (10139)	Personnel Line	6,496
10315000 51000 (10154)	Personnel Line	<u>3,631</u>
		10,127

Increase:

10315000 51094	Temporary	10,127
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2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6e – Approval/Fund Transfer (18T199)/ Sheriff’s Department/ Overtime was next. On behalf of the members of the Protective Services Committee, Legislators Gouldman and Sullivan, Legislator Jonke moved the following:

RESOLUTION #219

APPROVAL/FUND TRANSFER/ SHERIFF’S DEPARTMENT/ OVERTIME

WHEREAS, the Sheriff’s Department has requested a fund transfer (18T199) for Overtime Costs incurred due to one (1) Correction Officer on Family Leave, one (1) Correction Officer Vacancy and two (2) Officers on 207C for August 2018; and

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

RESOLVED, that the following fund transfer be made:

Decrease:

10315000 51000 (10139)	Personnel Line	6,791
10315000 51000 (10154)	Personnel Line	4,639
10315000 58002	Jail General FICA	<u>874</u>
		12,304

Increase:

10008000 51093	Jail Medical Overtime	11,430
10008000 58002	Jail Medical FICA	<u>874</u>
		12,304

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6f – Approval/ NYS STOP-DWI Foundation Grant for 2018-2019 / Probation Department was next. On behalf of the members of the Protective Services Committee, Legislators Gouldman and Sullivan, Legislator Jonke moved the following:

RESOLUTION #220

APPROVAL/ NYS STOP-DWI FOUNDATION GRANT FOR 2018-2019 / PROBATION DEPARTMENT

WHEREAS, the NYS STOP-DWI Foundation Board has secured \$751,500 in funding from the Governor’s Traffic Safety Committee to continue crackdown enforcement during the grant cycle of October 1, 2018 through September 30, 2019; and

WHEREAS, applicants must submit their 2019 STOP-DWI Plan by October 1, 2018; and

WHEREAS, the Putnam County 2019 STOP-DWI Plan will be submitted by the Putnam County Probation Department by the October 1st deadline; and

WHEREAS, the maximum amount available to the County is \$10,850; and

WHEREAS, the notification of this grant availability is June 21, 2018 with an application deadline for this grant of September 14, 2018; and

WHEREAS, the Protective Services Committee of the Putnam County Legislature has considered and approved of this grant application; now therefore be it

RESOLVED, that the Putnam County Legislature retroactively authorizes and approves the Department of Probation application for this NYS STOP-DWI Foundation Grant.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**RULES, ENACTMENTS & INTERGOVERNMENTAL RELATIONS COMMITTEE
(Chairman Sullivan, Legislators Addonizio & Albano)**

Item #6g – Approval/Budgetary Amendment (18A071)/Veterans Affairs/ Peer to Peer Program was next. Chairman Castellano recognized Legislator Sullivan, Chairman of the Rules, Enactments & Intergovernmental Relations Committee. On behalf of the members of the Committee, Legislators Addonizio and Albano, Legislator Sullivan moved the following:

Legislator Scuccimarra thanked the Veterans Affairs for the wonderful assistance they provide to our Veterans. It is a great program that really makes a difference for Veterans and their families.

Legislator Addonizio stated that this is a zero fiscal impact.

Legislator Sullivan stated that the State is providing \$92,500 for this Peer to Peer program.

Legislator Nacerino echoed Legislator Scuccimarra’s comments. She stated that it is a wonderful program where peers can communicate effectively which brings success to the program. She stated that we are appreciative to have something like this as a resource in Putnam County.

Chairman Castellano stated that this is a fantastic program.

RESOLUTION #221

APPROVAL/BUDGETARY AMENDMENT /VETERANS AFFAIRS/ PEER TO PEER PROGRAM

WHEREAS, Putnam County has been notified by the NYS Office of Mental Health of \$92,500 in funding (per 2018-19 NYS Legislative Add (001)) for the Putnam County Office of Veterans Affairs Peer to Peer Support Pilot Program; and

WHEREAS, these funds are to assist Veterans suffering from post-traumatic stress syndrome or other related combat stress disorders through individual and small group peer-to-peer counseling methods; and

WHEREAS, the funds are available from July 1, 2018 through June 30, 2020; and

WHEREAS, the Department of Social Services, Mental Health has requested a budgetary amendment (18A071) to account for these funds; and

WHEREAS, the Rules, Enactments & Intergovernmental Relations 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 Revenues:

10651000 437895 10105	Veterans Peer to Peer Program	92,500
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Increase Appropriations:

10651000 54646 10105	Veterans Peer to Peer Program – Contracts	92,500
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2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6h – Approval/Budgetary Transfer (18T229)/Consumer Affairs/Compliance Enforcement Officer was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Addonizio and Albano, Legislator Sullivan moved the following:

Legislator Nacerino explained that due to the recent storms, contractors have been overwhelmed with work. She explained that homeowners possibly reached out to contractors that were not registered which she believed may have led to the uptick in the level of violations.

Chairman Castellano stated that we had severe weather in the Spring. He explained that with residents wanting to get their power back on and trees removed, when someone pulls up in a truck you may not be thinking about whether they are licensed or not. He stated that the enforcement officers did a great job in protecting the residents of Putnam County.

RESOLUTION #222

APPROVAL/BUDGETARY TRANSFER /CONSUMER AFFAIRS/COMPLIANCE ENFORCEMENT OFFICER

WHEREAS, the Director of Consumer Affairs has requested a budgetary transfer (18T229) to fund the Compliance Enforcement Officer through the end of the year as a result of 97% increase in the number of violations issued; and

WHEREAS, the Rules, Enactments & Intergovernmental Relations Committee, the Personnel Committee and the Audit & Administration Committee have reviewed and approve said budgetary transfer; now therefore be it

RESOLVED, that the following budgetary transfer be made:

Increase Estimated Appropriations:

10661000 51094	Temporary	10,000
10661000 58002	FICA	<u>765</u>

		10,765
Decrease Estimated Appropriations:		
10199000 54980	Contingency	10,765
	2018 Fiscal Impact - \$10,765 (-)	
	2019 Fiscal Impact - \$10,765 (-)	

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6i – Approval/ Appointment/ Putnam County Plumbing & Mechanical Trades Board was next. On behalf of the members of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Addonizio and Albano, Legislator Sullivan moved the following:

Legislator Jonke stated that Chris lives in the Town of Southeast. He is a builder around town and does great job in construction, rebuilding and remodeling Starr Ridge Road and Route 6 where the new Dunkin Donuts will be.

Chairman Castellano stated that he knows Chris as well. He is a great guy and we appreciate him volunteering his time and talents which he brings to this Board.

RESOLUTION #223

APPROVAL/ APPOINTMENT/ PUTNAM COUNTY PLUMBING & MECHANICAL TRADES BOARD

RESOLVED, that the following be appointed to the Putnam County Plumbing & Mechanical Trades Board pursuant to Section 190-6(D):

Christopher Lyons, Town of Southeast, as (D6) Licensed HVAC Mechanical Tradesperson, filling the vacated seat of Kevin Raab, as (D9) Journeyman Plumber, said term to expire December 31, 2018.

And be it further

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

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**PERSONNEL COMMITTEE
(Chairwoman Nacerino, Legislators Jonke & Sullivan)**

Item #6j – Approval/Fund Transfer (18T217)/ Health Department/ Public Health Sanitarian was next. Chairman Castellano recognized Legislator Nacerino, Chairwoman of the Personnel Committee. On behalf of the members of the Committee, Legislators Jonke and Sullivan, Legislator Nacerino moved the following:

RESOLUTION #224

APPROVAL/FUND TRANSFER /HEALTH DEPARTMENT/ PUBLIC HEALTH SANITARIAN

WHEREAS, the Health Department has requested a fund transfer (18T217) to cover employee's transition from Public Health Technician to Public Health Sanitarian effective August 10, 2018; and

WHEREAS, the Health, Social, Educational & Environmental Committee, the Personnel Committee and the Audit & Administration Committee have reviewed and approve said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

Decrease:

12022000 51094	Drinking Water Grant – Temporary	2,480
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Increase:

12022000 51000 (43101)	Drinking Water Grant – Personnel	2,480
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2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

**AUDIT & ADMINISTRATION COMMITTEE
(Chairman Castellano, Legislators Albano & Jonke)**

Item #6k – Approval/ Budgetary Amendment (18A064)/ Highways & Facilities/ Tilly Foster Farm was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

Chairman Castellano stated that Tilly Foster Farm is a beautiful facility and this is zero impact to the taxpayers.

RESOLUTION #225

APPROVAL/ BUDGETARY AMENDMENT / HIGHWAYS & FACILITIES/ TILLY FOSTER FARM

WHEREAS, the Commissioner of Highways & Facilities has requested a budgetary amendment (18A064) to adjust the budget for the receipt of a stormwater retrofit reimbursement for East of Hudson Watershed Corporation (EOHWC); and

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

RESOLVED, that the following budgetary amendment be made:

CAPITAL FUND:

Increase Estimated Appropriations:

57997000 53000 51717	Tilly Foster Pond – Retrofit	240,350
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Increase Estimated Revenues:

57997000 423620 51717 Revenue – Other Governments 240,350

2018 Fiscal Impact – 0 –
2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6L – Approval/Budgetary Amendment (18A069)/Highways & Facilities/Severe Winter Index Funds was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

Legislator Albano explained that \$248,421 of these funds will be utilized towards the Carmel Friendship Center renovations. He stated that Senator Murphy was able to secure grants for the Friendship Center and the Philipstown Senior Center. He stated that we anticipate more grants coming through which will then be reimbursed back into the Capital fund.

RESOLUTION #226

APPROVAL/BUDGETARY AMENDMENT /HIGHWAYS & FACILITIES/SEVERE WINTER INDEX FUNDS

WHEREAS, the Commissioner of Highways & Facilities has requested a budgetary amendment (18A069) to allocate Severe Winter Index Funds from the contract between the Department of Highways & Facilities and the New York State Department of Transportation (NYS DOT); and

WHEREAS, these funds will be utilized for County Snow Overtime, County Snow Materials, Road Machinery Supplies to 12/31/18, Park Farm Equipment, Road Machinery Shop Equipment, Road Machinery Software and supplement funding for renovations at Friendship Center in Carmel; and

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

RESOLVED, that the following budgetary amendment be made:

GENERAL FUND:

Increase Estimated Appropriations:

10711000 52680	Parks – Equipment	10,000
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Increase Estimated Revenues:

10131000 428551	Transfer From Road Fund	10,000
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ROAD FUND:

Increase Estimated Appropriations:

10514200 51093	Overtime	76,027
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10514200 58002	FICA	5,816
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10514200 54410	Supplies & Materials	114,140
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02990100 59030	Transfer to General Fund	10,000
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02990100 59055	Transfer to Road Machinery Fund	37,500
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02990100 59020	Transfer to Capital Fund	<u>248,421</u>
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491,904

Increase Estimated Revenues:		
10514400 423021	Severe Winter Index 17/18	491,904

ROAD MACHINERY FUND:

Increase Estimated Appropriations:		
10513000 54782	Software	7,500
10513000 52680	Equipment	10,000
10513000 54410	Supplies & Materials	<u>20,000</u>
		37,500

Increase Estimated Revenues:		
10513000 428551	Transfer from Road Fund	37,500

CAPITAL FUND:

Increase Estimated Appropriations:		
51997000 53000 51605	Friendship Center – Carmel	248,421

Increase Estimated Revenues:		
51997000 428551 51605	Transfer from Road Fund	248,121

2018 Fiscal Impact – 0 –
2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6m – Approval/Budgetary Amendment (18A074)/Social Services/Supplemental Nutrition Assistance Program (SNAP) Award was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #227

APPROVAL/BUDGETARY AMENDMENT /SOCIAL SERVICES/ SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) AWARD

WHEREAS, the Commissioner of Social Services has requested a budgetary amendment (18A074) to amend the Department of Social Services’ 2018 budget to include a Supplemental Nutrition Assistance Program (SNAP) Bonus Award in the amount of \$50,000; and

WHEREAS, Putnam County’s SNAP Bonus Award Allocation Plan, as approved by the NYS Office of Temporary and Disability Assistance, utilizes these funds to improve our fraud investigation efforts by contracting with a private investigator to determine SNAP fraud for the period April 1, 2018 through September 30, 2019; and

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

RESOLVED, that the following budgetary amendment be made:

Increase Appropriations:		
10107000	SS Program Admin Food Stamps	

54646 10146	Contracts – SNAP Bonus Award	50,000
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Increase Estimated Revenues:

10107000	SS Program Admin Food Stamps	
436101 10146	Adm Social Serv – SNAP Bonus Award	25,000
446111 10146	Food Stamp Prgm Adm – SNAP Bonus Award	<u>25,000</u>
		<u>50,000</u>

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6n – Approval/Budgetary Transfer (18T230)/ Highways & Facilities/ Diesel Fuel was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

Legislator Albano stated that due to severe weather, fuel costs go up and down. He stated that Transportation Manager Vincent Tamagna recently put a few smaller vehicles in the fleet which helps with the cost of fuel.

RESOLUTION #228

APPROVAL/BUDGETARY TRANSFER / HIGHWAYS & FACILITIES/ DIESEL FUEL

WHEREAS, the Commissioner of Highways & Facilities has requested a budgetary transfer (18T230) to fund expected diesel fuel costs through year end, due in large part to storms and adverse weather conditions; and

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

RESOLVED, that the following budgetary transfer be made:

GENERAL FUND:

Increase Estimated Appropriations:

10990100 59055	Transfer to Road Machinery Fund	40,000
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Decrease Estimated Appropriations:

10199000 54980	Contingency	40,000
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ROAD MACHINERY FUND:

Increase Estimated Appropriations:

10513000 54373	Diesel Fuel	40,000
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Increase Estimated Revenues:

10513000 428601	Transfer from General Fund	40,000
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2018 Fiscal Impact \$40,000 (-)

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6o – Approval/Budgetary Transfer (18T237)/Sheriff’s Department/ Overtime/ Southeast Fireworks was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

Chairman Castellano thanked Putnam County Sheriff Langley for the outstanding job performed during this event which produced a cost savings. The Sheriff’s Department did a fantastic job.

Legislator Jonke also thanked Sheriff Langley for working with the Legislature to bring this number into reality. He stated that there were some battles in the past about the overtime and the staffing required. He did not believe that anyone thought this event was less safe than last year.

Legislator Albano complimented the Sheriff on the safe event.

Legislator Nacerino echoed the previous comments made. She explained that the overtime was reduced however it did not compromise the safety of any individuals.

Chairman Castellano stated that the Sheriff also did a fantastic job in working with all the other law enforced agencies to provide a safe environment during the fireworks event.

Legislator Albano concurred and believed that working with the other law enforcement agencies provided a great exercise in communication in case of any future devastating events.

RESOLUTION #229

APPROVAL/BUDGETARY TRANSFER /SHERIFF’S DEPARTMENT/ OVERTIME/ SOUTHEAST FIREWORKS

WHEREAS, the Putnam County Sheriff has requested a budgetary transfer (18T237) to provide reimbursement for expenses incurred for security provided during the Southeast Fireworks held on July 1, 2018; and

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

RESOLVED, that the following budgetary transfer be made:

Increase Estimated Appropriations:

13311000 51093	Communications Overtime	8,493
13311000 58002	Communications FICA	<u>650</u>
		9,143

Decrease Estimated Appropriations:

10199000 54980	Contingency	9,143
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2018 Fiscal Impact \$9,143 (-)

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6p – Approval/ Fund Transfer (18T239)/Social Services/ Mental Health County Contribution was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #230

APPROVAL/ FUND TRANSFER /SOCIAL SERVICES/ MENTAL HEALTH COUNTY CONTRIBUTION

WHEREAS, the Commissioner of Social Services has requested a fund transfer (18T239) to cover local share of care, maintenance, services, and/or examination of patients placed in State of New York Office of Mental Health facilities pursuant to orders of County Criminal Courts and/or County Family Courts through December 2018; and

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

RESOLVED, that the following fund transfer be made:

Decrease:		
10610200 54950	County Contribution	74,000

Increase:		
10431000 54950	County Contribution	74,000

2018 Fiscal Impact – 0 –

2019 Fiscal Impact – 0 –

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #6q – Authorizing Lease/ Room #1 Putnam County Veterans' Residence was next. On behalf of the members of the Audit & Administration Committee, Legislators Albano and Jonke, Chairman Castellano moved the following:

RESOLUTION #231

AUTHORIZING LEASE/ROOM # 1 PUTNAM COUNTY VETERANS' RESIDENCE

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

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

WHEREAS, the County of Putnam is desirous of entering into a lease agreement with Dwayne Cantelmo for a single-residence room in the Putnam County Veterans' Residence; and

WHEREAS, said lease agreement shall be for a term commencing on September 1, 2018 and expiring on December 31, 2018; now therefore be it

RESOLVED, that the County of Putnam may enter into the aforementioned lease agreement with Dwayne Cantelmo for the single-residence room in the Putnam County

Veterans' Residence identified as Room # 1, for a term commencing on September 1, 2018 and expiring on December 31, 2018; and be it further

RESOLVED, that the County Executive, with the advice and assistance of the County Attorney, is authorized to finalize and execute said lease agreement with Dwayne Cantelmo at the rental price of \$400.00 per month, which shall be in substantial conformance with the form attached hereto as Schedule "A"; and be it further

RESOLVED, this Resolution shall take effect immediately.

BY POLL VOTE: ALL AYES. CARRIED UNANIMOUSLY.

Item #7 – Other Business

There was no other business submitted to the meeting.

Item #8 – Recognition of Public on Agenda Items

Ms. Lynne Eckardt, Town of Southeast Councilwoman thanked the Legislature for passing the T21 Local Law. She stated that she would also like to thank the Sheriff for reducing the overtime to save money during the Southeast Fireworks event. She stated that she received feedback from residents who attended the event who stated that the police presence was comfortable and made it feel more like a neighborhood event.

Item #9 – Recognition of Legislators

Legislator Nacerino mentioned that the Veteran's Traveling Wall will be coming to Putnam County on October 4th through October 7th. The opening ceremony will be held at Veteran's Memorial Park at 7:00 P.M. and the closing ceremony will be at 12:00 P.M. on October 7th.

Legislator Gouldman reminded everyone that the Putnam County Health Department will hold a Household Hazardous Waste Day from 9:00 A.M. until 12:00 P.M. on Saturday, October 6, 2018. For more information, please visit their website. He also reminded everyone to get their flu shots. The Health Department will be holding Public Flu Clinics on October 10th and October 22nd. The Health Department will also conduct a Public Health Summit on October 18th.

Legislator Scuccimarra stated that October is Breast Cancer Awareness Month. She stated that she attended a "Hudson Valley Goes Pink" event in support of Breast Cancer Awareness. They provided information on what counties are doing to raise awareness. She stated that the Putnam County Health Department does a great job in helping people. She encouraged people to contact the Health Department if they have any questions.

Legislator Sullivan stated that October 31st is Halloween. He stated that, on average, twice as many child pedestrians are killed while walking on the streets during Halloween compared to any other day of the year. He urged everyone to drive safely and encouraged parents to use reflective tape on their child's costume for better visibility for drivers.

Legislator Sayegh stated that Putnam County honors our veterans. She invited all veterans, on behalf of Senator Sue Serino and Senator Terrence Murphy to the "Vet to

Vet” chow down luncheon on October 28th at the Putnam County Golf Course. She stated that an RSVP is needed and you should call Senator Serino’s office.

Legislator Albano stated that the Carmel Civic Association has their Halloween costume contest parade on Sunday, October 21st beginning at the High School at 1:30 p.m.

Legislator Addonizio stated that she attended the Children’s Expo and Public Safety Day on Saturday, September 22nd. She explained that the Child Advocacy Center had a booth and had information pertaining to human trafficking. She believed that it was important to raise the level of awareness on human trafficking and therefore she has requested that a speaker be invited to the Health Committee meeting in November. She also explained there was a booth pertaining to the ham radio, also known as “amateur radio”. She stated that in Putnam County it is called “PEARL” (Putnam Emergency & Amateur Repeater League). They are used for emergency communications. She thanked the Putnam County volunteers. She stated that everyone should be aware, involved and prepared for emergency situations.

Chairman Castellano reminded everyone about the Putnam County Budget Presentation being held at Putnam Golf Course, tomorrow, Wednesday, October 3rd at 7:00 p.m.

Legislator Nacerino stated that she would like to end the meeting in honor of Diane Russo, CEO of CoveCare who will be retiring. She thanked her for her years of service dedicated to helping those who struggle with addiction and mental illness.

There being no further business, at 7:53 P.M., Chairman Castellano made a motion to adjourn; seconded by Legislator Albano. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.