

RESOLUTION NO. 2015188

RE: APPOINTMENT OF KARI REIBER, M.D. AS ACTING COMMISSIONER OF HEALTH

Legislators HORTON, FLESLAND, BOLNER, SAGLIANO, WEISS, MAC AVERY, and FARLEY offer the following and move its adoption:

WHEREAS, Kari Reiber, M.D. was appointed Medical Examiner for Dutchess County pursuant to the circumstances specified and the authorization extended in Resolution No. 203172, and

WHEREAS, Dr. Reiber performed the duties of Medical Examiner admirably and is a credit to the County of Dutchess, and

WHEREAS, pursuant to Section 3.04 of the Dutchess County Charter, on June 28, 2013, the County Executive appointed Dr. Reiber as the Acting Commissioner of Health, and

WHEREAS, Dr. Reiber's appointment was reviewed and approved by the New York State Office of Public Health Practice, and

WHEREAS, as of June 27, 2015, Dr. Reiber completed an initial two year term as Acting Commissioner of Health as provided for in 10 New York Code of Rules and Regulations Section 11.11, and

WHEREAS, Dr. Reiber has fulfilled the necessary requirements to continue as Acting Commissioner of Health as prescribed in 10 New York Code of Rules and Regulations Section 11.11, and

WHEREAS, pursuant to State regulations Dr. Reiber may be appointed Acting Commissioner of Health for two additional one year terms, and

WHEREAS, in consideration of her qualifications and the provisions of the Rules and Regulations of the State of New York which govern this appointment, the County Executive has requested that Dr. Reiber's appointment be further extended, retroactively to June 27, 2015, and expire on December 31, 2015, contingent upon final approval by the New York State Office of Public Health Practice, and

WHEREAS, pursuant to Section 3.04 of the Charter, this Legislature has the authority to further extend Dr. Reiber's appointment, now therefore, be it

RESOLVED, that Dr. Kari Reiber's appointment as Acting Commissioner of Health is extended retroactively to June 27, 2015, through December 31, 2015, subject to the above stated contingency.

CA-107-15 JMF/CRC/kvh/G-0153 6/10/15

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of July 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of July 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

RESOLUTION NO. 203172

RE: CONFIRMATION OF APPOINTMENT OF KARI REIBER
AS MEDICAL EXAMINER OF DUTCHESS COUNTY

Legislators KELLY, KENDALL, and HAAS offer the following and
move its adoption:

WHEREAS, the County Executive has appointed Dr. Kari Reiber to be
Medical Examiner for Dutchess County, effective September 1, 2003, at an annual salary
of \$125,000 and has submitted her appointment for confirmation by this Legislature, and

WHEREAS, the appointee resides in Putnam County, a short distance
from the Dutchess County border, and pursuant to Section 5 of Local Law No. 6 of 1987,
the Deputy Commissioner of Personnel has recommended that a waiver of the residency
requirement be granted, based upon the difficulties of recruiting a candidate with the
extraordinary forensic skills, experience and background as well as the hardship that the
residency requirement will cause this candidate, and

WHEREAS, it appears that this candidate's residence, from a practical
standpoint, places no greater restriction on her ability to respond to accident or homicide
scenes than a residence immediately inside the borders of Dutchess County, and

WHEREAS, it further appears that this candidate has outstanding
credentials for the position of Medical Examiner and should be confirmed, and

WHEREAS this appointment and confirmation are supported by the
Dutchess County Sheriff and District Attorney, now, therefore, be it

RESOLVED, that the appointment of Kari Reiber as Medical Examiner of
Dutchess County at an annual salary of \$125,000 is hereby confirmed, and be it further

RESOLVED, pursuant to Section 5 of Local Law No. 6 of 1987, based
upon the recommendation of the Deputy Commissioner of Personnel, the residency
requirement for the appointee is hereby waived.

CA-99-03

IGM/ca/G-153

5/27/03

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

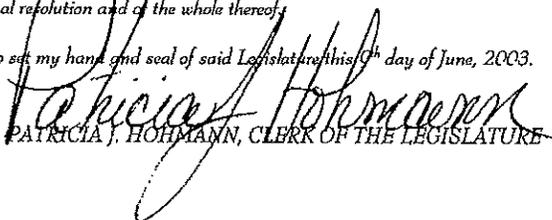
APPROVED


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

6/20, 2003

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution
with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of June, 2003, and
that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of June, 2003.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

County Executive shall fail to return such legislation to the Clerk of the County Legislature, with reasons in writing, within ten (10) days after submission to the County Executive, or thirty (30) days in the case of a local law, such legislation shall be deemed approved and duly enacted;

(j) appoint a member of the County Legislature to serve as its Chairman for the balance of the calendar year should the County Legislature fail to select a Chairman from among its members within thirty (30) days after that office shall become vacant for any reason;

(k) determine and fix real property equalization rates for each of the County tax districts for County purposes, and file copies of such rates in writing with the Clerk of the County Legislature and State Board of Equalization and Assessment on or before the first day of October of each year;

(l) file with the County Legislature annually on or before the first day of February of each year a written report of the finances of the County and the activities of the executive branch of the County government in such detail and in such manner as he may deem appropriate or as the County Legislature may by resolution specify, and make other reports at such times and in such manner as the County Legislature may by resolution require;

(m) possess all powers and duties with respect to weights and measures;

(n) make purchases and sales of all materials, supplies and equipment, and contract for the rental and servicing of equipment for the County, subject to the provisions of the General Municipal Law;

(o) make, sign and implement all contracts on behalf of the County within authorized appropriations; and

(p) supervise the operations of the County's data processing and machine tabulating equipment.

Section 3.03. Committees, Commissions and Boards. Members of all committees, commissions and boards appointed pursuant to Section 3.02 (e) of this Charter shall serve at the pleasure of the County Executive. They shall serve without compensation other than for actual and necessary expenses within appropriations made therefor, unless otherwise provided by resolution of the County Legislature.

✓ Section 3.04. Appointments by County Executive. Every appointment by the County Executive, whether or not subject to confirmation by the County Legislature, shall be in writing and filed with the County Clerk and the Clerk of the County Legislature within five (5) days of such appointment. Each appointee shall enter upon the duties of his office immediately upon such filing, except that where confirmation by the County Legislature is required pursuant to this Charter, each such appointee shall assume the duties of his office immediately upon such confirmation. The County Executive may appoint a qualified person to serve temporarily as an

✓ acting department head for a period not exceeding forty (40) days in any calendar year unless extended by resolution of the County Legislature.

Section 3.05. Deputy County Executive(s); How Designated; Powers and Duties.

The County Executive may appoint such Deputy County Executive(s) as may be deemed proper, in writing, each subject to confirmation by the County Legislature. After confirmation, such appointment(s) shall be filed with the County Clerk and the Clerk of the County Legislature. Each Deputy County Executive shall serve at the pleasure of the County Executive during the term(s) of Office of the appointive County Executive and shall have such authority as delegated by the County Executive consistent with this Charter. A Deputy County Executive, as authorized by the County Executive, shall have all of the powers and perform all of the duties of the County Executive in the event of the County Executive's absence from the County or temporary inability to perform and exercise the powers and duties of the Office of County Executive.⁴⁰

Section 3.05-A. Acting County Executive; How Designated; Powers and Duties.

The County Executive shall designate in writing, and in order of succession, the department heads who shall be Acting County Executive in the event the County Executive and the Deputy County Executive(s) are absent from the County or temporarily unable to perform and exercise the powers and duties of their Offices as set forth above in Section 3.05. Such designation shall be filed with the County Clerk and the Clerk of the County Legislature and may be revoked at any time by the County Executive filing a new written designation and order of succession. In the absence of such written designation and order of succession, and in the event of the absence of the County Executive and Deputy County Executive(s) from the County or temporary inability to perform and exercise the powers and duties of their Offices as set forth above in Section 3.05, the County Legislature shall appoint a department head as Acting County Executive. The Acting County Executive shall have all the powers and perform all the duties of the County Executive. In no event shall a Deputy County Executive succeed to the Office of Acting County Executive due to a vacancy in the Office of County Executive only department heads may succeed to that Office.⁴⁰

Section 3.06. Removal of County Executive. The County Executive may be removed from office only in the manner provided in the Public Officers Law.

Section 3.07. Vacancy in the Office of County Executive. In the event of a vacancy in the office of the County Executive as described in Section 30 of the Public Officers Law, the Acting County Executive shall succeed to the office of County Executive, and shall have all of the powers and perform all of the duties of that office. He shall hold the office of County Executive until the commencement of the calendar year next following the first annual election held not less than sixty (60) days after the occurrence of such vacancy, at which annual election a County Executive shall be elected from the County at large for the balance of the unexpired term.⁴¹

County Executive shall fail to return such legislation to the Clerk of the County Legislature, with reasons in writing, within ten (10) days after submission to the County Executive, or thirty (30) days in the case of a local law, such legislation shall be deemed approved and duly enacted;

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