



COUNTY OF DUTCHESS

MARCUS J. MOLINARO
COUNTY EXECUTIVE

EXECUTIVE ORDER NO. 2 OF 2014

I hereby issue the following Executive Order establishing a policy regarding the use of the County Seal of the County of Dutchess.

WHEREAS the New York State County Law, Section 404, states that the official seal of a county shall be used when authorized by law, and

WHEREAS, by local law, the Dutchess County Legislature enacted the Dutchess County Charter and the Dutchess County Administrative Code, such that both the Charter and Code have the force and effect of law, and

WHEREAS, Section 2.07 of the Dutchess County Administrative Code, entitled "Seal of the County Legislature," states that the "seal of the County of Dutchess shall be the seal of the County Legislature" and that the "seal shall be used for all authorized and required purposes", and

WHEREAS, Section 3.09 of the Dutchess County Administrative Code, entitled "Seal of the County Executive," states that the "seal of the County of Dutchess shall be the seal of the County Executive" and that the "seal shall be used for all authorized and required purposes", and

WHEREAS, Section 155(1) of the Alternative County Government Law provides that the County Executive shall: "(a) Be the administrative head of the county government" and "(b) Have supervision, direction and control over governmental functions of all administrative units of the county", now, therefore it is

ORDERED, that the Seal of Dutchess County shall only be used by authorized departments of County Government or such additional use as may be authorized by resolution of the governing body of Dutchess County, and all additional unauthorized use is hereby prohibited.

Made this 31st day of January 2014, at the Office of the County Executive, 22 Market Street Poughkeepsie, New York 12601

MARCUS J. MOLINARO
Dutchess County Executive



COUNTY OF DUTCHESS

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COUNTY EXECUTIVE

MEMORANDUM

To: Robert G. Rolison, Chairman
From: Marcus J. Molinaro, Executive
Date: February 7, 2014
Re: Use of the Dutchess County Seal

On January 31st I signed Executive Order #2 of 2014 which orders that the Dutchess County Seal shall only be used by authorized County Government departments for such purposes as authorized by the Dutchess County Executive and/or Legislature. In essence, this Executive Order reaffirms the use of the Dutchess County Seal requires explicit permission of Dutchess County Government.

I understand that Legislator Weiss had requested a resolution prohibiting the State of New York from using the Dutchess County Seal for purposes of corresponding with legal and registered gun owners regarding their permit recertification or for other purposes associated with or promotion of the SAFE Act. After consulting with the County Attorney and the County Clerk, it was decided that absent a resolution by the Legislature this Executive Order is sufficient to make clear the County Seal may not be used without permission.

I have directed the departments and staff under my authority to not permit use of our seal for communications associated with the SAFE Act. A resolution adopted by the Legislature is within your right and authority, and could reaffirm this position as well as set a broader policy for the use of the seal.

Should you have any questions related to this Executive Order and/or this memo, please do not hesitate to contact me.

Executive Order #2 of 2014 is attached to this memo.