Attendance Sheets

District	Last Name	Present	Absent	Present/Late
District 14 - Town of Wappinger	Amparo	✓		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner	✓		
District 3 - Town of LaGrange	Borchert	✓		
District 18 - City of Beacon and Town of Fishkill	Farley	✓		
District 6 - Town of Poughkeepsie	Flesland	✓		
District 21 - Town of East Fishkill	Horton	✓		
District 22 - Towns of Beekman and Union Vale	Hutchings	✓		
District 4 - Town of Hyde Park	Ignaffo	✓		
District 15 - Town of Wappinger	Incoronato	✓		
District 10 - City of Poughkeepsie	Jeter-Jackson	✓		
District 9 - City of Poughkeepsie	Johnson	✓		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey	✓		
District 16 - Town of Fishkill and City of Beacon	MacAvery	✓		
District 17 - Town and Village of Fishkill	Miccio	✓		
District 1 - Town of Poughkeepsie	Nesbitt	✓		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins	✓		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver	✓		
District 8 - City and Town of Poughkeepsie	Rolison	✓		
District 5 - Town of Poughkeepsie	Roman	✓		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano	✓		
District 20 - Town of Red Hook	Strawinski	✓		
District 24 - Towns of Dover and Union Vale	Surman	✓		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		✓	✓
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓		
District 12 - Town of East Fishkill	Weiss	✓		
Present: 25	**Total:**	24	0	1
Absent: 0				
Vacant: 0				

Date: 4/13/15

Board Meeting

of the

Dutchess County Legislature

Monday, April 13, 2015

The Clerk of Legislature called the meeting to order at 7:00 p.m.

Roll Call by the Clerk of the Legislature

PRESENT: 24 Amparo, Bolner, Borchert, Farley, Flesland, Horton, Hutchings, Ignaffo, Incoronato, Jeter-Jackson, Johnson, Kelsey, MacAvery, Miccio, Nesbitt, Perkins, Pulver, Rolison, Roman, Sagliano, Strawinski, Surman, Tyner, Weiss

ABSENT:

PRESENT, LATE: 1 Thomes

Quorum Present.

Pledge of Allegiance to the Flag; invocation given by Pastor Linda Willey of Fishkill Methodist Church, followed by a moment of silent meditation.

Presentations:

Musical Performance by Titusville Intermediate School

Board of Health to present 2015 Public Health Partnership Awards

Commendations:

Commendation: Red Hook Library

Commendation: Stanford Grange

Commendation: John Flowers

Commendation: In recognition of Sheriff Deputies and Paramedics in Medical Emergency

Commendation: Eagle Scout Evan Gally

Commendation: Eagle Scout Chad Halson

Commendation: Eagle Scout James Constantino

Commendation: Eagle Scout Sean Hogan

Public Hearings:

Public Hearing in Connection with the Establishment of Part County Sewer District #6 Fairways Sewer System Located in the Town of Red Hook

The Clerk read the Notice of Public Hearing.

Chairman declared the public hearing open.

No one wishing to speak, the Chairman declared the public hearing closed.

Public Hearing in Connection with the Establishment of Six Zones of Assessment in the Dutchess County Water District and Two Part County Sewer Districts, all Located in the Town of Hyde Park

The Clerk read the Notice of Public Hearing.

Chairman declared the public hearing open.

No one wishing to speak, the Chairman declared the public hearing closed.

The Chairman entertained a motion from the floor, duly seconded, to suspend the rules to allow the public to address the Legislature with respect to agenda items.

No one wishing to be heard, the Chairman entertained a motion from the floor, duly seconded, to resume the regular order of business.

Chairman Rolison entertained a motion to approve the March 2015 minutes.

The March 2015 minutes were adopted.

COMMUNICATIONS RECEIVED FOR THE APRIL 2015 BOARD MEETING

Received from County Clerk, Summary of Mortgage Tax collected October 2014 – March 2015.

Received from Phantom Fireworks, letter in support of proposed local law allowing for the sale of sparklers and sparking devices.

Received from Kevin Kelly, Hyde Park, email in opposition to Common Core.

Received from Sedore and Company, Findings and Recommendations on the Financial Statements and Supplemental Information for the Years Ended December 31, 2014 and 2013, for the Dutchess County Industrial Development Agency and the Dutchess County Local Development Corporation.

Received from Assemblyman Cahill and Assemblywoman Barrett, correspondence regarding water main replacement in the Towns of Rhinebeck and Hyde Park, and the hamlet of Staatsburg.

Received from Evelyn Barosin, LaGrange resident, email in support of and suggestions for the development of Main Street, Poughkeepsie.

Received from Town of LaGrange Town Clerk, proposed local law, Amending the Town of LaGrange Zoning District Map Established Pursuant to Town Code Chapter 240 ("Zoning"), Article II ("Establishment and Designation of Districts"), Section 240.22 ("Zoning Map") in Order to Change the Zoning District Designation of Certain Parcels to Commercial ("C") Zoning District.

Discussion Only 4-9-15
PULLED BY SPONSOR 5/7/15
Government Services & Administration
PULLED BY SPONSOR 6/4/15

RESOLUTION NO. 2015085

RE: REQUESTING THE STATE LIQUOR AUTHORITY TO CHANGE THE HOURS OF RESTRICTIONS ON HOLIDAY SALES OF ALCOHOLIC BEVERAGES BY WINE AND LIQUOR STORES WITHIN DUTCHESS COUNTY

Legislators MICCIO, WEISS, KELSEY, MACAVERY, AMPARO, JOHNSON, PULVER, FARLEY, SAGLIANO, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, the New York State Liquor Authority limits the hours for retail sale of wine and liquor in Dutchess County from 9 a.m. to 10 a.m. on New Year's, Memorial, Independence, Labor and Thanksgiving days; and

WHEREAS, it is desirable for consumers and retailers to permit the sale of wine and liquor for off-premises consumption on Memorial, Independence and Labor Day holidays from noon to 5 p.m.; and

WHEREAS, Section 17 of the New York State Alcohol Beverage Control Law empowers the New York State Liquor Authority, upon the request of a County legislative body, to change the business hours for sale of wine and liquor for off-premises consumption within the confines of State limitations, after notice and a hearing; now, therefore, let it be

RESOLVED, that pursuant to Section 17 of the New York State Alcohol Beverage Control Law the Dutchess County Legislature hereby requests that the New York State Liquor Authority change Dutchess County's restriction on sales of alcoholic beverages for off-premises consumption on Memorial, Independence and Labor Days to permit their sale from noon to 5 p.m.; and be further

RESOLVED, that the Clerk of the Legislature is directed to forward certified copies of this resolution to the New York State Liquor Authority so that notice be given and a hearing on this request be held within the County.

NO FURTHER ACTION TAKEN IN 2015

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 8th day of June 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 8th day of June 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

CITY OF BEACON
CITY COUNCIL

RESOLUTION NO. 42 OF 2015

RESOLUTION CALLING UPON THE DUTCHESS COUNTY BOARD OF LEGISLATORS TO EXPAND THE HOURS THAT LIQUOR STORES IN DUTCHESS COUNTY OPERATE

WHEREAS, the New York State Alcohol Beverage Control Law establishes the maximum hours upon which a liquor store may remain open as being on Sundays between 12:00 noon and 9:00 p.m. and all other days of the week between 8:00 a.m. and 12:00 midnight, subject to further restrictions on the hours of operation by the County; and

WHEREAS, Dutchess County allows liquor stores to remain open on Sundays from 12:00 noon to 9:00 p.m. and on all other days from 9:00 a.m. to 7:00 p.m.; and

WHEREAS, the City of Beacon recognizes that requiring liquor stores to close at 7:00 p.m. is an unfair restriction on businesses which prevents our residents and visitors from shopping at a liquor store in Beacon when, for example, they arrive home from work or at hours after residents or visitors have had dinner; and

WHEREAS, the City Council recognizes that City residents and visitors to the City are inconvenienced by the early hours that liquor stores are required to close and that liquor stores in the adjoining Counties of Putnam and Orange are permitted to remain open until midnight on all days other than Sundays and that given the proximity of Orange and Putnam County to the City, Beacon residents travel to liquor stores in the adjoining Counties as they offer more convenience, to the detriment of the Beacon business community and City residents.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Beacon hereby requests the Dutchess County Board of Legislators recognize the current County liquor store closing hours create an inconvenience to County residents, visitors to the County and it is also detrimental to the business owners and taxpayers, as it forces dollars that would otherwise be spent in Dutchess County to be spent elsewhere and that therefore, the hours of operation for liquor stores on Monday through Saturday be permitted to be from 9:00 a.m. to 10:00 p.m.

Resolution No. 42 of 2015 Date: April 20 , 2015

☐ Amendments ☐ 2/3 Required

☐ Not on roll call. ☐ On roll call ☐ 3/4 Required

Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ross, Peggy					x
	x	Kelly, Charles P.	x				
		Wetherbee, Pamela	x				
x		Muhammad, Ali T.	x				
		Kyriacou, Lee	x				
		Mansfield, George	x				
		Mayor Randy J. Casale	x				
		Motion Carried	x				

Morris, Carolyn

From: Melissa O'Connor [moconnor@retailcouncilnys.com]
ent: Monday, May 04, 2015 3:51 PM
ſo: Morris, Carolyn
Cc: Miccio, James J.
Subject: RE: State Liquor Authority Hour Change Resolution

Hi Carolyn:

Many thanks, once again, for reaching out to us on this issue.

At this point, we have no position on the proposed resolution.

Thank you.

Melissa O'Connor

From: Morris, Carolyn [mailto:cmorris@dutchessny.gov]
Sent: Tuesday, April 21, 2015 11:52 AM
To: Melissa O'Connor
Cc: Miccio, James J.
Subject: State Liquor Authority Hour Change Resolution

Good morning Melissa:

ttached is a resolution being considered by the Dutchess County Legislature at its May 7 Government Services and Administration Committee Meeting. It would be appreciated if you could provide the Legislature with pros and cons in the adopting this resolution.

Thank you.

Carolyn Morris
Clerk
Dutchess County Legislature
845.486.2100

Morris, Carolyn

From: hutchi3@verizon.net
ent: Friday, June 05, 2015 2:22 PM
fo: Morris, Carolyn
Subject: letter--any better

Duchess County Legislature

Dear Members,

I am Mary Sobenko, my daughter and I own and operate Charel's Liquors in Lagrangeville, NY. Our business has been in our family for 26 years at the same location.

I have a few questions for our county legislators that are in favor of Resolution NO.2015085:

Has anyone stopped to ask what liquor store owners in Dutchess County want? Because no one asked me. Has anyone taken into consideration the already long hours that my family works and how this proposal will just increase our work hours and shorten our family time? Has anyone thought to think of the increased overhead this will create for our already struggling businesses? And finally has anyone thought of the increase in crime and burglaries that may occur if stores are allowed to stay open past 7pm?

After speaking with several of my liquor store associates in the county it has come to my attention that no one has asked these questions.

I need the members to understand that we know this is a choice to open on holidays and extend hours, but you are forcing our hand. You will be taking business away from us that would just come back to us the next day. The law to allow stores to open on Sundays has done nothing but take away from family time for our business. It has simply spread our sales out that we would have made on Saturday and Monday.

After researching crime rates based on hours of the day I have come across a survey done by Marcus Felson and Erica Poulsen published by the School of Criminology at Rutgers University, Table 1 shows the robbery patterns in the Albany area at different times of the day. It shows an increase of more than DOUBLE between the hours of 7 to 8 pm. This survey shows my concern for me and my employees and our safety when staying open later then 7pm.

I ask the board to please review my letter and concerns and take into account what liquor store owners want and also what is best for our county by voting NO.

Thank you for your time.

Mary Sobenko

Jessica Sobenko

Resolution No. 2015085 was offered for discussion only in Government Services and Administration on April 9, 2015, and pulled by sponsor May 7, 2015, and June 4, 2015.

No further action was taken in 2015.

Family & Human Services

RESOLUTION NO. 2015086

RE: APPOINTMENT OF SABRINA MARZOUKA AS ACTING COMMISSIONER OF COMMUNITY & FAMILY SERVICES

Legislators HORTON, FLESLAND, BOLNER, SAGLIANO, PULVER, WEISS, JETER-JACKSON, MACAVERY, FARLEY, and JOHNSON offer the following and move its adoption:

WHEREAS, pursuant to Section 3.04 of the Dutchess County Charter, the County Executive appointed Sabrina Marzouka as the Acting Commissioner of Community & Family Services effective as of March 28, 2015, and

WHEREAS, the County Executive has requested that the appointment be for a one year period or for the period of March 28, 2015, through March 27, 2016, and

WHEREAS, pursuant to Section 3.04 of the Charter, this Legislature has the authority to confirm Ms. Marzouka's appointment, now, therefore, be it

RESOLVED, that the appointment of Sabrina Marzouka as Acting Commissioner of Community & Family Services through March 27, 2016, is hereby confirmed by this Legislature.

CA-056-15
kvh/G-0153
3/10/2015

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/22/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

SABRINA F. JAAR MARZOUKA

CURRICULUM VITAE

December 2014

SABRINA F. JAAR MARZOUKA

EDUCATION

M.P.H. The Johns Hopkins University,
May 1990 School of Hygiene and Public Health,
Baltimore, Md.
Departments of Health Policy & Management and International Health.

J.D. Faculte de Droit et des Sciences Economiques,
July 1989 Port-au-Prince, Haiti.
Section Juridique.
Honor: Laureate (Magna Cum Laude)

B.A. Magna Cum Laude.
May 1985 Trinity College,
Washington, D.C.
Major : Political Science
Minor : International Studies
Honors: T.C. Pin
Dean's list
Departmental Honors
Phi Beta Kappa
Who's Who Among American Colleges & Universities.

Certificate of Arabic Language. The Middle East Institute
May 1985 Washington, D.C.

BAC.II Institution Sainte Rose de Lima,
June 1982 Port-au-Prince, Haiti.

Certificate of Applied Laboratory
June 1982 Institution Saint Louis de Gonzague,
Port-au-Prince, Haiti.
Chemistry.

Diploma Instituto Lope de Vega,
Aug 1980 Port-au-Prince, Haiti.
Spanish Language and Literature.

LANGUAGES

Basic Knowledge of Latin.
Working knowledge: Italian and Arabic.
Fluent: French, English, Spanish, Creole.

Computer literate: Windows, Word Perfect, Lotus, Power Point, Microsoft Words, Microsoft Excel & Access.

PROFESSIONAL EXPERIENCE

THE MIDDLE EAST INSTITUTE, Washington D.C. Spring 1985.
Internship.
Duties included translating, researching and filing the literature on Middle Eastern issues for the bibliographical section of the MIDDLE EAST JOURNAL.
Developed a sense of publishing, editing and translating while assisting the editor.

O.A.S., Interamerican Commission of Women (CIM), Washington D.C. Fall 1984. Internship.
Responsibilities included filing and revising the decade evaluation of the delegates of the member countries.
Developed knowledge of project planning and organizing in the O.A.S. Assisted the CIM General Assembly.

TRINITY COLLEGE, Washington D.C. Academic year 1984-85.
Peer Counselor for the Minority and Commuter students.
Duties included leading an orientation group for freshmen and transfer students, advising the International, Commuter, and Minority Clubs on their activities as well as counseling their members.

HAITI SANTE, Port-au-Prince, Haiti. 1986-1988.
Chief Editor.
Responsible for renovating, editing and publishing this health magazine. In doing so, developed a good understanding of public health preventive and curative programs while improving my knowledge of the publishing business.

CENTERS FOR DEVELOPMENT AND HEALTH, (CDS), Port-au-Prince, Haiti.
June 1985 to December 1986.
Office Manager.
Responsible for the management of the Child Survival Project funded by the United States Agency for International Development (USAID). Controlled and reviewed financial and technical reports from CDS' subgrantees. Prepared the financial reports to USAID and ensured the administrative link between USAID and the Mobilizing Mothers for Child Survival grantees.

CENTERS FOR DEVELOPMENT AND HEALTH, (CDS), Port-au-Prince, Haiti.
December 1986 to May 1987.
CDS Office Manager, CMSCS Program Planning/Fund Raiser.
Continued previous responsibilities with USAID grants. Managed in the same fashion the other CDS grants. Duties also included the promotion of the Center among its members and fund-raising activities at the national and international levels for the Medical Social Complex Of Cite Soleil (CMSCS), associated branch of CDS.

CENTERS FOR DEVELOPMENT AND HEALTH, (CDS), Port-au-Prince, Haiti.
May 1987 to September 1991.
Assistant Director.
Responsible for the supervision of CDS personnel and the implementation of all projects approved by the Board of Directors. Supervised on the field the implementation of activities. Assisted Executive Director in the design, planning, writing and presentation of project proposals to funding agencies.

CENTERS FOR DEVELOPMENT AND HEALTH, (CDS), Silver Spring, MD.
September 1991 to February 1996.
CDS Chargee de Mission.
As CDS envoy responsible for registering CDS as an official tax deductible group in the United States, ensuring the proper filing of IRS forms to maintain its 501(c)3 status. Served as CDS fund-raiser, writing proposals, searching for possible donors and acting as liaison with all US grantors.

CATHARINE STREET COMMUNITY CENTER, (CSCC), Poughkeepsie, N.Y.
March 1992 to September 1996.
Executive Director.
Carried responsibilities for the effective management of the daily activities of the Catharine Street Community Center as well as the supervision of all programs. Responsible for the promotion and growth of this community based organization through professional/administrative leadership as well as the development of innovative programs responding to the needs of the community.

DUTCHESS COUNTY DEPARTMENT OF HEALTH, Poughkeepsie, N.Y.
April 1997 to April 2005
Director of Health Planning and Education.
Responsible for the development, planning, implementation, direction and evaluation of short and long term programs and priorities for the Dutchess County Public Health Department. Duties include working with the media, preparing press releases; developing and directing educational programs; implementing on going community health assessment; putting together the Annual Municipal Service Plan and the Annual performance report of the Health Department. Additionally, the work involves collaboration and coordination with outside community organizations including private, governmental and not for profit groups.

DUTCHESS COUNTY DEPARTMENT OF HEALTH, Poughkeepsie, N.Y.
May 2005 to May 2009
Director of Public Health Information
Provides support to the Commissioner of Health by planning, organizing and advising on the Department's programs, policies and public relations. Plans, directs and evaluates mass media and/or community outreach health education and promotion campaigns. Responsibilities include the dissemination of the Department of Health Information, oversight of the Health Planning and Education Division and the coordination and facilitation of assigned countywide and regional projects. Additionally, serves as the Project Director for the federal Ryan White title I grant.

DUTCHESS COUNTY DEPARTMENT OF HEALTH, Poughkeepsie, N.Y.
May 2009 to December 2013
Assistant Commissioner for Administration
Provides support to the Commissioner of Health by planning, organizing and managing the day-to-day activities of the Department as it relates to its administrative functions; responsible to the Commissioner for the overall management of operations and the development of administrative policies in compliance with Federal, State and County regulations. Oversee all aspects of the fiscal and administrative operations including contract management, human resources, facilities and compliance plans. Exercises direct supervision over the Division of Public Health Information, Planning & Education, the Division of Administration and Finance, and the Division of Early Intervention & PreSchool Special Education. Prepares statistical and narrative reports.

DUTCHESS COUNTY DEPARTMENT OF HEALTH, Poughkeepsie, N.Y.
January 2014 to present
Assistant Commissioner
Responsible to the Commissioner for the overall management of department's operations and the formulation of policies designed in compliance with Federal, State and County regulations. Acts for the Commissioner and represents the Commissioner in an official capacity in areas not requiring professional medical judgment. Oversees all aspects of the administration, fiscal and the human resources management of the department. Serves as the Hearing Officer during administrative hearings for the Department's various enforcement activities. Serves as the FOIL Officer and the HIPAA Officer responsible for responding to requests to release information. Leads the Department's strategic planning efforts. Develops Community Health Assessment, Municipal Services Plan, Annual Performance Report for the Department as required by NYSDOH for the basis of reimbursement. Exercises direct supervision over the Divisions of Public Health Information, Planning & Education, the Division of Administration and Finance, the Division of Early Intervention & PreSchool Special Education; the Division of Weights & Measures and the Division of Veteran Services.

FREELANCE WORK

VASSAR COLLEGE, Poughkeepsie, N.Y.
Fall Semester 1997 to 2007
Adjunct Professor, Urban Studies
Lead Teacher, responsible for the coordination, planning, development of curriculum, implementation of interdisciplinary course taught with team of professors from area colleges under the Poughkeepsie Institute umbrella. Courses address social issues facing the City of Poughkeepsie with emphasis in direct community research, a class written report and video including public policy recommendations. Report and video are issued to City Mayor in Common Council.

FONDS DE PARAINAGE NATIONAL, (FPN), Port au Prince, Haiti.
October 5-16, 1992.
Consultant.
Helped organize this institution, designing its By Laws and writing up its administrative and program manuals. The FPN purpose is to address the problem of illiteracy and provide financial support to poor families of Haiti who cannot afford school expenses for primary education of their children.

POUGHKEEPSIE HOUSING AUTHORITY, 4 Charles Street, Poughkeepsie, N.Y.
January to June 1997.
Program Manager Consultant.
Provides technical assistance to staff for proper implementation of program according to contracts. Prepares reports and statistical information for HUD and other donors. Writes grants and proposals as needed.

BERLITZ TRANSLATION SERVICES, Berlitz International, 1730 Rhode Island Ave, N.W. Suite 803, Washington D.C. 20036.
June 1994 to 2003.
Interpreter.
Provided Creole interpretation for the US Immigration Court.

Grant Writing on occasion for various entities.

PUBLICATIONS

"Nos Cliches du Monde Arabe." LE MATIN, February 29, 1984. Haiti.

Articles in HAITI SANTE. June 1986 and November 1986 issues.

EMOTIONS, collection of poems sold in a fund raising effort for MSCS/CDS. March 1987.

REALITE, collection of poems. December 1991.

"Stable HIV-I Seroprevalence rates in pregnant women residing in an Haitian Urban Slum." Boulos et all. Abstract presented at the 7th International Conference on AIDS, Florence, Italy, June 1991.

"Towards Financial Sustainability of Health Services For the Poor in Haiti: The CDS Experience." Co author with James C. Setzer and Reginald Boulos presented at the American Public Health Association 120th Annual meeting in Washington D.C. on Nov. 1992.

Millenium Issue, Well Being Section, "History of Health in Dutchess County," The Poughkeepsie Journal, July 11, 1999.

"Smoke Free School Regulation: A Local Health Department Approach." Marzouka et all, abstract presented at the 19th National Conference on Health Education and Health promotion in Atlanta Georgia on April 2001.

"Communities Working Together to Reduce The Burden of Asthma." co-author with Theresa Flaherty. Abstract presented at the 19th National Conference on Health Education and Health promotion in Atlanta Georgia on April 2001.

"Enhancing the Practice of Community Health Assessment through a Partnership with Academia and Local Governments." Co-author with Edward Waltz, Carol-Ann Watson, and John Zanetich. Abstract American Public Health Association Annual 2003Meeting & Exposition.

"Working toward bioterrorism preparedness through a partnership with academia and local governments" Edward Waltz et all. Abstract. 2004 American Public Health Association Annual Meeting & Exposition.

"Youth Tobacco Use Prevention: Dutchess County, New York" co-author with Rana Ali and Elizabeth Teed. Poster presentation American Public Health Association Annual Meeting & Exposition 2004.

" Risk Communications: Lessons Learned in a Mass Prophylaxis Point of Distribution Drill," Marzouka. Poster presentation during the CDC Public Health Preparedness Conference in February 2005.

" Mass Prophylaxis point of Distribution Drill Model for Local Health Departments," co-author with Erum Khan Hadi. Poster presentation during the CDC Public Health Preparedness Conference in February 2005.

"An Alternative to Identifying and Engaging the Underserved, Out of Care, HIV High-Risk Population," co-authored with Erum Khan Hadi, et all. Abstract presented at the 2005 Annual Chronic Disease Prevention and Control Conference. Also published as in CDC Prevention Chronic Disease, Public Health Research, Practice and Policy, Volume 2: No. 2, April 2005.

"West Nile Virus Animal Surveillance Activities in Dutchess County," co-authored with Lin-Li Chang and Erum Khan Hadi. American Public Health Association Annual Meeting & Exposition December 2005.

"Childhood obesity in Dutchess County" co-authored with Rana Ali and Jennifer E. Lutomski. Abstract selected for Poster presentation during the 2006 Annual American Public Health Association Meeting.

"Community Health Assessment Strategies that Influence Public Policy and Systems Changes," co- authored with Priti Irani et all. Abstract for the American Public Health Association Annual Meeting. November 2007.

A Case Study: Is Privatization the Right Change for Senior Housing Facilities? Co-author with Rana Ail. Abstract at State Society on Aging of New York annual conference. October 2010.

Accreditation Prerequisites: How to conduct processes that yield a CHA, CHIP, and Strategic Plan Webinar: November 15, 2012. http://www.naccho.org/topics/infrastructure/accreditation/upload/11-15.pdf

ACTIVITIES

Volunteer in Sunday school at the Patronage of Sainte Rose de Lima, leading young girls to their first communion. (1978-1982)

Participated in various College Campus Ministry Programs while at Trinity. Responsible for slide presentations of Haiti to collect funds for the poor. (1982-1985)

Ecole Saint Vincent de Paul, CMSCS, Cite Soleil, Haiti. 1985-87. Teaching English on a voluntary basis to high school juniors.

Board member, Dutchess County Association for Senior Citizens, a non-profit organization providing social and educational programs for persons over the age of sixty. (1993 to 1995)

Board member, Family Services Inc., a non-profit organization with the mission to help individuals and families cope with social, economic and health issues. (1996 to 2002)

Board member, Child Abuse Prevention Center, a non-profit organization providing prevention and intervention activities targeting the problem of child abuse and maltreatment. (1992 to 1995; 1997 to 2005)

Board member, Association for Hispanics to Obtain Resources and Assistance (AHORA), a grass root not for profit organization with the mission to address the needs of Hispanics in Dutchess County. (2001 to 2005)

Board member, Poughkeepsie Institute, collaboration on urban and cultural issues among the various colleges and the City of Poughkeepsie. (1995 to 2012)

Board member, Community Advisory Board of the SUNY Albany Prevention Research Center of the SUNY Albany School f Public Health. The mission of the Community Advisory Board (CAB) is to represent and promote the perspectives of the community in the planning, implementation, evaluation and dissemination of the activities of the University at Albany Prevention Research Center (PRC). (2003 to 2012)

Board member, Dutchess County Office for the Aging Advisory Committee, an advisory council who provide information, guidance, advice and support to the Dutchess County Office for Aging to develop and administer services to older persons, to help advance new policies, review program and service effectiveness, assist with public hearings and serve as intermediary between senior community and the County. (2004 to present)

Member of the National Public Health Information Coalition (NPHIC) Credentialing Committee charged with developing and implementing a program for accreditation/certification of public health communicators.

AWARDS

1994 Marist College President Award.

1995 YWCA Salute to Women Award.

2008 Athena Honoree – Dutchess County Regional Chamber of Commerce.

REFERENCES

Available upon request.

Family and Human Services Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt (VC)		
District 3 - Town of LaGrange	Borchert		
District 9 - City of Poughkeepsie	Johnson		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski	absent	
District 21 - Town of East Fishkill	Horton (C)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ___ **Abstentions:** 0

Vacant: 0

2015086 APPOINTMENT OF SABRINA MARZOUKA AS ACTING COMMISSIONER OF COMMUNITY & FAMILY SERVICES

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015086 APPOINTMENT OF SABRINA MARZOUKA AS ACTING COMMISSIONER OF COMMUNITY & FAMILY SERVICES

Date: April 13, 2015

Environment

RESOLUTION NO. 2015087

RE: CONFIRMATION OF APPOINTMENT OF EOIN WRAFTER AS COMMISSIONER OF PLANNING AND DEVELOPMENT FOR THE COUNTY OF DUTCHESS

Legislators MICCIO, FLESLAND, BOLNER, PULVER, HORTON, BORCHERT, WEISS, SAGLIANO, JETER-JACKSON, MACAVERY, FARLEY, STRAWINSKI, and PERKINS offer the following and move its adoption:

WHEREAS, pursuant to Section 3.04 of the Dutchess County Charter, the County Executive appointed Eoin Wrafter as the Acting Commissioner of Planning and Development through December 31, 2014, by Resolution 2014154, and which was extended through June 30, 2015, by Resolution 2014320, and

WHEREAS, the Commissioner of Human Resources has determined that Eoin Wrafter is qualified to perform the duties of the position of Commissioner of Planning and Development, and

WHEREAS, the County Executive has advised that, pursuant to Article XII, Section 12.01 of the Dutchess County Charter, he has appointed Eoin Wrafter as Commissioner of Planning and Development for the County of Dutchess, now therefore, be it

RESOLVED, that the appointment of Eoin Wrafter as Commissioner of Planning and Development for the County of Dutchess is hereby confirmed by this Legislature effective immediately.

CA-057-15
kvh/G-0179
3/10/15

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015087 CONFIRMATION OF APPOINTMENT OF EOIN WRAFTER AS COMMISSIONER OF PLANNING AND DEVELOPMENT FOR THE COUNTY OF DUTCHESS

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015087 CONFIRMATION OF APPOINTMENT OF EOIN WRAFTER AS COMMISSIONER OF PLANNING AND DEVELOPMENT FOR THE COUNTY OF DUTCHESS

Date: April 13, 2015

ENVIRONMENT

RESOLUTION NO. 2015088

RE: ACCEPTING THE SEQRA DETERMINATION AND FINDINGS FOR THE COUNTY FUNDED PROJECT IDENTIFIED AS CRUM ELBOW ROAD (CR 41) IN THE TOWN OF HYDE PARK

Legislators MICCIO, BOLNER, BORCHERT, SAGLIANO, JETER-JACKSON, FARLEY, IGNAFFO, STRAWINSKI, and PERKINS offer the following and move its adoption:

WHEREAS, the County is considering the project identified as Crum Elbow Road (CR 41) Drainage and Safety Improvements located in the Town of Hyde Park, and

WHEREAS, the project consists of designing and providing drainage and safety improvements for a portion of Crum Elbow Road (CR 41) between Cardinal Road and Horn's Park Road in the Town of Hyde Park, and

WHEREAS, the Dutchess County Department of Public (DPW) has identified the proposed action as an Unlisted Action pursuant to SEQRA (6NYCRR 617) and has determined that the project will have no significant adverse environmental impact based on the Short Environmental Assessment Form, and

WHEREAS, based upon the Short Environmental Assessment Form, Part 3 Determination of Significance, attached hereto, this Legislature approves the acceptance of the SEQR Determination and Findings for the County funded project identified as Crum Elbow Road (CR 41) Drainage and Safety Improvements, Town of Hyde Park, now therefore, be it

RESOLVED, that the Dutchess County Legislature hereby accepts the Determination and Findings for the County Funded Project identified as Crum Elbow Road (CR 41) Drainage and Safety Improvements, Town of Hyde Park

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

CA-076-15
CAB/kvh/R-0939
03/12/15

Fiscal Impact: See attached statement

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement is related to the Resolution Request for the Acceptance of the SEQR Determination and Findings for the County funded project identified as CR 41 (Crum Elbow Road) Drainage and Safety Improvements, Town of Hyde Park, Dutchess County, which is categorized as an Unlisted Coordinated Action. The project will have no significant adverse environmental impact based on the documentation provided in the attached Short Environmental Assessment Form.

Prepared by: Robert H. Balkind, P.E., Deputy Commissioner Prepared On: 3/10/15

Agency Use Only [If applicable]	
Project:	
Date:	

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✔	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	✔	☐
3. Will the proposed action impair the character or quality of the existing community?	✔	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✔	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✔	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✔	☐
7. Will the proposed action impact existing: a. public / private water supplies?	✔	☐
b. public / private wastewater treatment utilities?	✔	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✔	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✔	☐
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✔	☐
11. Will the proposed action create a hazard to environmental resources or human health?	✔	☐

PRINT FORM

Agency Use Only [If applicable]

Project:

Date:

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The proposed action will not result in significant adverse environmental impact. Please consider the following:

- A future NYSDEC permit, as discussed at a 2/6/2015 pre-application meeting, will stipulate conditions such that avoidance-minimization-mitigation is achieved regarding TE Species, wetlands and stream disturbance.

- A SWPPP will be prepared in conformance with GP 15-001 such that water quality is not adversely impacted through the course of construction. No post-construction structural features appear needed to manage post-construction water quantity or quality.

- A January 5, 2015 Project Information Meeting held at the Town of Hyde Park was well received by Town Board members, a County legislator and the public who were very much in favor of the project's preferred alternative.

- No historic, archeological, architectural or aesthetic resources of concern will be impaired as overseen by SHPO.

- Detailed hydraulic and hydrologic analysis is included in the Design Report demonstrating that water levels of the local wetlands and/or floodplain shall not experience significant adverse impact.

- The character of the community will not be adversely impacted and with the widened shoulders and roadside safety measures overall roadway safety and performance shall be improved.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

DUTCHESS COUNTY DPW — Name of Lead Agency

2/27/15 — Date

Robert H. Balkind, P.E. — Print or Type Name of Responsible Officer in Lead Agency

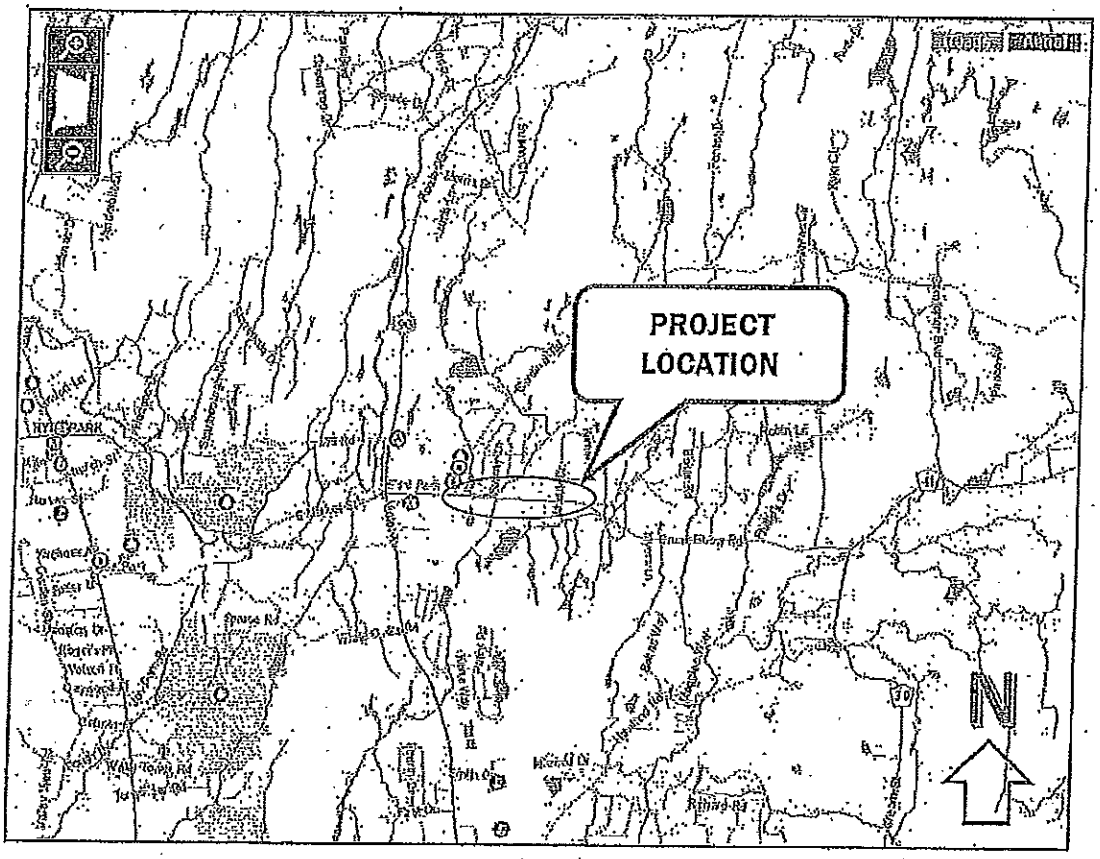
Deputy Commissioner — Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

PRINT FORM

LOCATION MAP



County Route 41, Crum Elbow Road
Town of Hyde Park, Dutchess County New York

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
CR41 (Crum Elbow Road) Drainage and Safety Improvements

Project Location (describe, and attach a location map):
Crum Elbow Road from 200 feet west of Cardinal Road to 200 feet east of Horns Park Road. Location Map Attached.

Brief Description of Proposed Action:
Construct new cross culvert carrying Marlie Kill under Crum Elbow Road. Includes alteration of vertical profile to pass 25 year storm without overtopping roadway. Construct three additional cross culvert as relief pipes. Construct ancillary improvements including guiderail, new signage and updated pavement striping.

Name of Applicant or Sponsor:	Telephone: (845)486-2925
Dutchess County Department of Public Works	E-Mail: jakins@co.dutchess.ny.us

Address:
626 Dutchess Turnpike

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12603

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: NYSDEC	☐	☑

3.a. Total acreage of the site of the proposed action? 4.3 acres
b. Total acreage to be physically disturbed? 2.6 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 4.3 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	☑
b. Consistent with the adopted comprehensive plan?	☐	☐	☑

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify:	☑	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☑	☐
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☐	☑
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies:	☐	☑
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water:	☑	☐
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment:	☑	☐
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	☑	☐
b. Is the proposed action located in an archeological sensitive area?	☑	☐
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	☑
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: HP-23 <0.1 acres	☐	☑

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional
☑ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☐	☑
16. Is the project site located in the 100 year flood plain?	☐	☑
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,		
a. Will storm water discharges flow to adjacent properties? ☐ NO ☑ YES	☐	☑
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☑ NO ☐ YES		

Stormwater will continue to flow to Marlie Kill

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Robert H. Balkind, P.E. Deputy Commissioner Date: 2/27/15

Signature: Robert Balkind

PRINT FORM

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015088 ACCEPTING THE SEQRA DETERMINATION AND FINDINGS FOR THE COUNTY FUNDED PROJECT IDENTIFIED AS CRUM ELBOW ROAD (CR 41) IN THE TOWN OF HYDE PARK

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015088 ACCEPTING THE SEQRA DETERMINATION AND FINDINGS FOR THE COUNTY FUNDED PROJECT IDENTIFIED AS CRUM ELBOW ROAD (CR 41) IN THE TOWN OF HYDE PARK

Date: April 13, 2015

ENVIRONMENT

RESOLUTION NO. 2015089

RE: DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR COUNTY FUNDED PROJECT IDENTIFIED AS CRUM ELBOW ROAD (CR 41) DRAINAGE AND SAFETY IMPROVEMENTS, TOWN OF HYDE PARK

Legislators MICCIO, BOLNER, BORCHERT, SAGLIANO, FARLEY, IGNAFFO, STRAWINSKI, and PERKINS offer the following and move its adoption:

WHEREAS, Dutchess County is considering the project identified as Crum Elbow Road (CR 41) Drainage and Safety Improvements located in the Town of Hyde Park, and

WHEREAS, the project consists of designing and providing drainage and safety improvements for a portion of Crum Elbow Road (CR 41) between Cardinal Road and Horn's Park Road, in the Town of Hyde Park, and

WHEREAS, the Dutchess County Department of Public Works has identified the proposed action as an Unlisted Action pursuant to SEQRA (6 NYCRR 617) and has circulated Parts 1 and 2 of an EAF to other involved and interested agencies declaring its intent to declare itself lead agency for a coordinated review of the proposed action, and

WHEREAS, no other involved or interested agency has expressed an interest in being lead agency for the proposed action, now, therefore, be it

RESOLVED, that Dutchess County hereby declares itself to be Lead Agency for the coordinated review of the above referenced project pursuant to SEQRA (6 NYCRR 617.6).

CA-075-15
CAB/kvh/R-0939
3/11/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☑ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:
This Fiscal Impact Statement is related to the Resolution Request for Declaration of the County of Dutchess as Lead Agency under SEQRA for the County funded project identified as CR 41 (Crum Elbow Road) Drainage and Safety Improvements, Town of Hyde Park, Dutchess County, which is categorized as an Unlisted Coordinated Action.

Prepared by: Robert H. Balkind, P.E., Deputy Commissioner of Public Works

DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS
NOTICE OF INTENT TO DECLARE LEAD AGENCY

Proposed Action: **CR-41 DRAINAGE AND SAFETY IMPROVEMENT PROJECT TOWN OF HYDE PARK, DUTCHESS COUNTY, NY**

NOTICE TO INVOLVED AGENCIES THAT LEAD AGENCY MUST BE DESIGNATED WITHIN THIRTY (30) DAYS OF JANUARY 7, 2015

This Notice is issued pursuant to Part 617.6 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law to designate a lead agency.

The Dutchess County Department of Public Works (DCDPW) located in Poughkeepsie, New York, is currently designing drainage and safety improvements for a portion of County Route 41 (Crum Elbow Road) in the Town of Hyde Park.

LEAD AGENCY DESIGNATION

Under the applicable standards of SEQR 6 NYCRR Part 617.6(b), the DCDPW concludes that it should be designated as the lead agency in the coordinated environmental review of the proposed unlisted action. This notification is being sent to involved agencies with the request that you consent to our agency serving as lead agency. If, however, you do not agree, you may follow the procedures outlined in 6 NYCRR 617.6(b)(5).

This Notice is being mailed on January 7, 2015. We would ask that each involved agency fill out the annexed form either consenting or not consenting that our agency serve as lead agency and return it in the self-addressed envelope on or before February 6, 2015. Responses should be sent to the within named contact person, who may be contacted for further information.

IF YOU DO NOT RESPOND WITHIN THIRTY (30) DAYS, IT WILL BE INTREPRETED AS CONSENT THAT THE DCDPW SERVE AS LEAD AGENCY. YOU WILL CONTINUE TO BE NOTIFIED OF SEQR DETERMINATIONS AND ANY LATER PROCEEDINGS AND HEARINGS, AS PROVIDED BY LAW.

LEAD AGENCY NOTICE
DATA SHEET

Name of Action/Project: CR 41 Drainage and Safety Improvement Project, Town Of Hyde Park, Dutchess County, NY

Name of Applicant: Dutchess County Department of Public Works

Name of Agency Sending this Notice: Dutchess County Department of Public Works

SEQR Status:

____ Type I Action

____ Type II Action

__X__ Unlisted Action

Description of Action: Drainage and safety improvements for portion of County Route 41, between Cardinal Road and Horn's Park Road, in the Town of Hyde Park.

Location of Action:

Town/Municipality: Town of Hyde Park

County: Dutchess

Street Address:

Tax Map No.(s): CR 41 Highway Corridor

Size of parcel(s):

For further information:

CONTACT PERSON

Mr. Robert H. Balkind, P.E., Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: 845-486-2925, Fax: 845-486-2940

Thank you for your cooperation.

DATED: January 7, 2015

ATTACHMENTS TO THIS NOTICE:

[x] Full Environmental Assessment Form (EAF) Part 1 & 2
[x] Preliminary Engineering Plans
[x] Location map (as shown on plan)
[x] Design Report
[x] Return Envelope

A copy of this Notice is being sent to the following INVOLVED AND INTERESTED AGENCIES:

Involved Agencies:

Jonathan Stercho, Regional Permit Administrator
NYSDEC
21 South Putt Corners Road
New Paltz, NY 12561-1620

William Gorton, PE, Acting Regional Director
NYSDOT Region 8
Eleanor Roosevelt State Office Building
4 Burnett Boulevard
Poughkeepsie, NY 12603

U.S. Army Corps of Engineers-New York District
Attn: Regulatory Branch-Room 1937
26 Federal Plaza
New York, NY 10278-0090

Mr. David A. Stillwell
United States Department of Interior
Fish and Wildlife Service
3817 Luker Road
Cortland, New York 13054

Interested Agencies:

Aileen Rohr, Town Supervisor
Town of Hyde Park
4383 Albany Post Rd.
Hyde Park NY 12538

STATE OF NEW YORK

COUNTY OF DUTCHESS

Proposed Lead Agency: Dutchess County Department of Public Works

Name of Proposed Action/Project: CR 41 Drainage and Safety Improvements Project, Town of Hyde Park

RESPONSE TO REQUEST THAT THE ABOVE NAMED AGENCY SERVE AS LEAD AGENCY REGARDING THE ABOVE ACTION

On behalf of _____, I, _____, acknowledge receipt of the Lead Agency Notice in this matter.

The above-named involved agency hereby:

[PLEASE CHECK ONE]

[ ] **CONSENTS** that the proposed agency serve as lead agency in this application, and requests that the undersigned continue to be notified of SEQR determinations, proceedings and hearings in this matter.

[ ] **DOES NOT CONSENT** that the proposed agency serving as lead agency in this application, and wishes that _____ serve as lead agency. To contest lead agency designation, the undersigned intends to follow the procedures outlined in 6 NYCRR 617.6(b)(5).

[ ] **TAKES NO POSITION** on Lead Agency designation.

DATED: _____
_____, New York

_____
Agency Name

By: _____
[signature]

_____
[print signer's name]

Please return to:

Mr. Robert H. Balkind, P.E., Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
CR41 (Crum Elbow Road) Drainage and Safety Improvements

Project Location (describe, and attach a location map):
Crum Elbow Road from 200 feet west of Cardinal Road to 200 feet east of Horns Park Road. Location Map Attached.

Brief Description of Proposed Action:
Construct new cross culvert carrying Marlije Kill under Crum Elbow Road. Includes alteration of vertical profile to pass 25 year storm without overlopping roadway. Construct three additional cross culvert as relief pipes. Construct ancillary improvements including guiderail, new signage and updated pavement striping.

Name of Applicant or Sponsor:	Telephone: (845)486-2925
Dutchess County Department of Public Works	E-Mail: jakins@co.dutchess.ny.us

Address:
626 Dutchess Turnpike

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12603

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: NYSDEC	☐	☑

3.a. Total acreage of the site of the proposed action? 4.3 acres
b. Total acreage to be physically disturbed? 2.6 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 4.3 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	☑
b. Consistent with the adopted comprehensive plan?	☐	☐	☑

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify:	☑	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☑	☐
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☐	☑

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies:	☐	☑

	NO	YES
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water:	☑	☐

	NO	YES
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment:	☑	☐

	NO	YES
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	☑	☐
b. Is the proposed action located in an archeological sensitive area?	☑	☐

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	☑
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: HP-23 <0.1 acres	☐	☑

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional
☑ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☐	☑

	NO	YES
16. Is the project site located in the 100 year flood plain?	☐	☑

	NO	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,		
a. Will storm water discharges flow to adjacent properties? ☐ NO ☑ YES	☐	☑
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? ☑ NO ☐ YES If Yes, briefly describe: Stormwater will continue to flow to Marlite Kill		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: [illegible] Date: 1/9/15

Signature:

PRINT FORM

Agency Use Only [If applicable]

Project:

Date:

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✔	
2. Will the proposed action result in a change in the use or intensity of use of land?	✔	
3. Will the proposed action impair the character or quality of the existing community?	✔	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✔	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✔	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✔	
7. Will the proposed action impact existing: a. public / private water supplies?	✔	
b. public / private wastewater treatment utilities?	✔	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✔	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✔	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✔	
11. Will the proposed action create a hazard to environmental resources or human health?	✔	

PRINT FORM

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015089 DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR COUNTY FUNDED PROJECT IDENTIFIED AS CRUM ELBOW ROAD (CR 41) DRAINAGE AND SAFETY IMPROVEMENTS, TOWN OF HYDE PARK

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015089 DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR COUNTY FUNDED PROJECT IDENTIFIED AS CRUM ELBOW ROAD (CR 41) DRAINAGE AND SAFETY IMPROVEMENTS, TOWN OF HYDE PARK

Date: April 13, 2015

ENVIRONMENT

RESOLUTION NO. 2015090

RE: SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF SIX ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT AND TWO PART COUNTY SEWER DISTRICTS, ALL LOCATED IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY, BY ADOPTION OF THIS RESOLUTION RATIFYING AND AMENDING RESOLUTION NO. 2015060 NUNC PRO TUNC TO CORRECT ERRORS IN THE LIST OF TAX PARCELS IN ATTACHMENTS D, E, G, AND H

Legislator MICCIO, BOLNER, BORCHERT, FARLEY, PERKINS, and STRAWINSKI offer the following and move its adoption

WHEREAS, the Dutchess County Legislature, by Resolution No. 2015060, set a public hearing in connection with the establishment of six zones of assessment in the Dutchess County water district and two part county sewer districts, all located in the town of Hyde Park, Dutchess County, and

WHEREAS, there are certain corrections to various tax parcels that are necessary in attachments D, E, G, and H, and

WHEREAS, a public hearing was duly noticed for the 13th day of April 2015, containing the proper tax parcels, and

WHEREAS, this resolution is being adopted to ratify and amend Resolution 2015060 NUNC PRO TUNC to correct errors in the list of tax parcels in attachments D, E, G AND H, and

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (Section 1142, Public Authorities Law), as part of the creation of the Dutchess County Water & Wastewater Authority (WWA), established the Dutchess County Water District (DCWD), and

WHEREAS, the WWA is entering into an Agreement, with the Town of Hyde Park regarding the WWA's acquisition of six water and two sewer systems owned by the Town, including: Arbors Water System (Zone Assessment O); Violet Avenue Water System (Zone of Assessment P); Greenbush Water System (Zone of Assessment Q); Pinebrook Water System (Zone of Assessment R); Greenfields Water System (Zones of Assessment S and T); Quaker Hills Water system (Zone of Assessment U); Pinebrook Sewer System (Part County Sewer District #7);and Greenfields Sewer System (Part County Sewer District #8, Zones of Assessment A and B), those systems which are located in the Town of Hyde Park, and

WHEREAS, the WWA's ability to close on these acquisitions and provide water and sewer service to the customers of said water and sewer system is contingent on the creation the Sewer Districts and Zones of Assessments listed above, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish the Districts and Zones of Assessment above for the Town of Hyde Park, within the Dutchess County Water District, and

WHEREAS, said notice of project also describes the Districts and Zones of Assessment that will be created which is more particularly described in Attachments A, B, C, D, E, F, G and H attached hereto, and

WHEREAS, it is necessary to conduct a public hearing on the establishment of such Districts and Zones of Assessment, now therefore, be it

RESOLVED, that this Legislature shall conduct a public hearing on the 13th day of April 2015, at 7 pm in the evening of said day, at the Chambers of the Dutchess County Legislature, County Office Building, 22 Market Street, Poughkeepsie, New York, on a proposal to establish the Sewer Districts and Zones of Assessment in the Dutchess County Water District, all located in the Town of Hyde Park, New York, described in Attachments A through H, attached hereto, and be it further

RESOLVED, that the Clerk of the Legislature shall publish notice of said hearing in the official newspapers of the County and shall include therein a description, identifying the areas to be included within the Districts and Zones of Assessment, the improvements proposed, the maximum amount to be expended for the improvements, the proposed method of assessment of the cost, the estimated cost of hook-up fees, if any, the cost to the typical property or one or two family home, all in accordance with Section 254 of the County Law.

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 April 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 April 2015.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

ATTACHMENT "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "O"
Arbors Water System

The Dutchess County Water District Zone of Assessment "O" shall include all those tax parcels described by the following list of tax parcel grid numbers:

6163-03-097456	6163-03-130438	6163-03-101448
6163-03-099451	6163-03-113393	6163-03-115450
6163-03-123421	6163-03-088454	6163-03-140456
6163-03-130440	6163-03-121489	6163-03-110478
6163-03-108393	6163-03-101479	6163-03-088456
6163-03-118430	6163-03-119487	6163-03-133454
6163-03-107398	6163-03-109408	6163-03-111408
6163-03-088462	6163-03-110480	6163-03-124428
6163-03-123423	6163-03-111412	6163-03-123422
6163-03-110483	6163-03-117484	6163-03-111409
6163-03-116392	6163-03-101473	6163-03-088460
6163-03-106395	6163-03-135475	6163-03-133460
6163-03-111411	6163-03-101472	6163-03-133468
6163-03-108403	6163-03-111415	6163-03-108395
6163-03-111410	6163-03-119391	6163-03-097460
6163-03-111414	6163-03-133462	6163-03-124430
6163-03-110482	6163-03-108396	6163-03-131406
6163-03-088458	6163-03-123442	6163-03-130402
6163-03-123419	6163-03-123443	6163-03-123448
6163-03-130409	6163-03-101471	6163-03-106396
6163-03-108401	6163-03-111416	6163-03-110476
6163-03-115449	6163-03-088463	6163-03-134414
6163-03-123445	6163-03-108404	6163-03-123449
6163-03-115443	6163-03-107405	6163-03-088457
6163-03-110481	6163-03-130437	6163-03-133463
6163-03-123440	6163-03-110485	6163-03-140451
6163-03-124431	6163-03-130444	6163-03-133455
6163-03-130436	6163-03-133456	6163-03-097457
6163-03-088459	6163-03-131411	6163-03-123420
6163-03-109405	6163-03-097461	6163-03-133458
6163-03-109406	6163-03-116481	6163-03-110477
6163-03-097459	6163-03-133459	6163-03-130443
6163-03-115444	6163-03-123441	6163-03-109407
6163-03-140453	6163-03-110479	6163-03-130439
6163-03-132464	6163-03-111417	6163-03-101470

6163-03-140449
6163-03-140452
6163-03-123444
6163-03-107404
6163-03-133457
6163-03-130442
6163-03-108394
6163-03-133472
6163-03-097453
6163-03-115448
6163-03-124432
6163-03-130435
6163-03-140448
6163-03-115445
6163-03-101478
6163-03-101476
6163-03-088455
6163-03-106394
6163-03-097454
6163-03-140450
6163-03-115447
6163-03-097455
6163-03-101474
6163-03-123446
6163-03-101477
6163-03-107399
6163-03-140457
6163-03-115442
6163-03-115441
6163-03-133461
6163-03-140455
6163-03-111413
6163-03-101475
6163-03-119427
6163-03-097458
6163-03-123447
6163-03-115446
6163-03-107397
6163-03-097462
6163-03-124429
6163-03-088461
6163-03-108402
6163-03-140454
6163-03-130441
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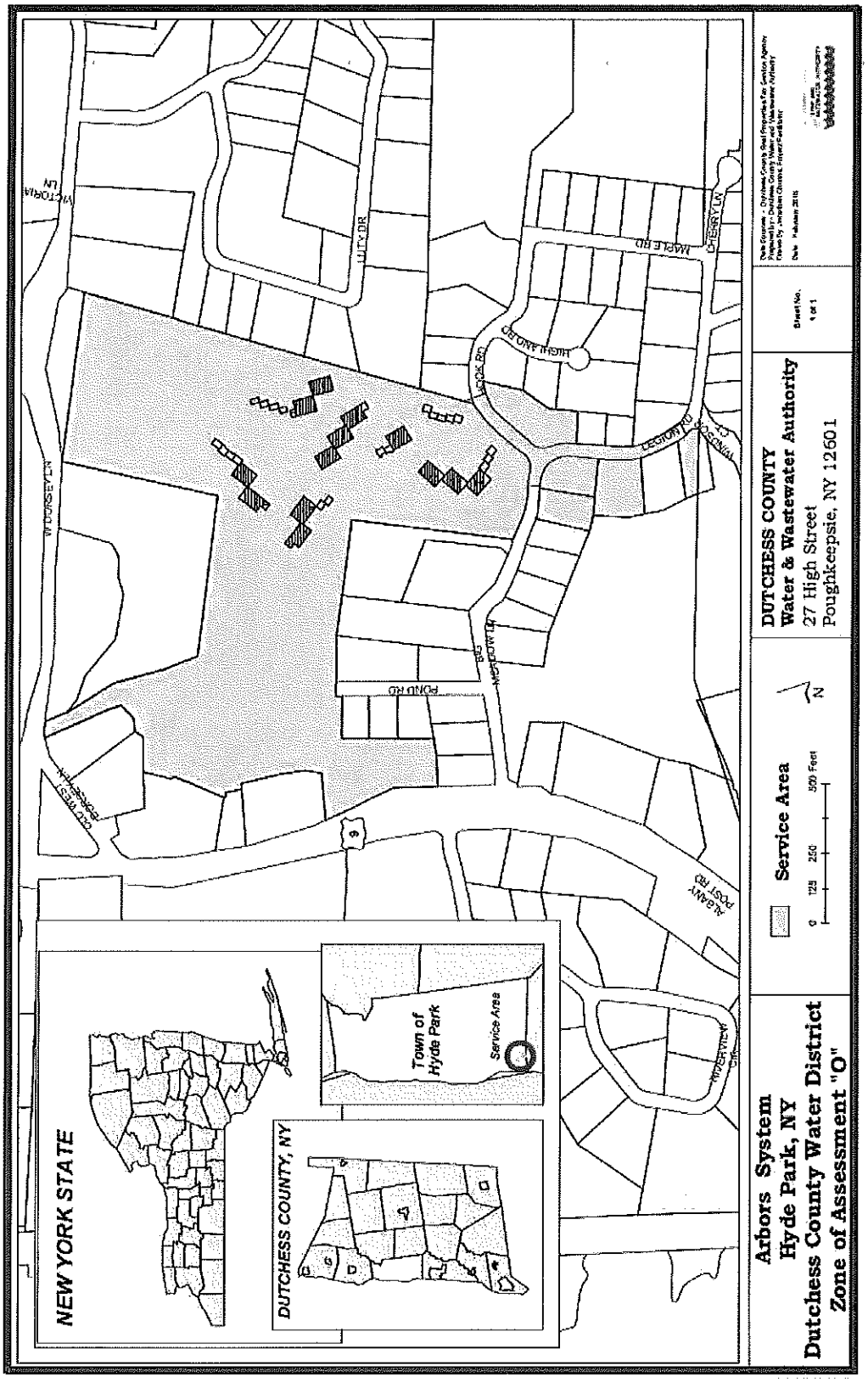
6163-03-113318

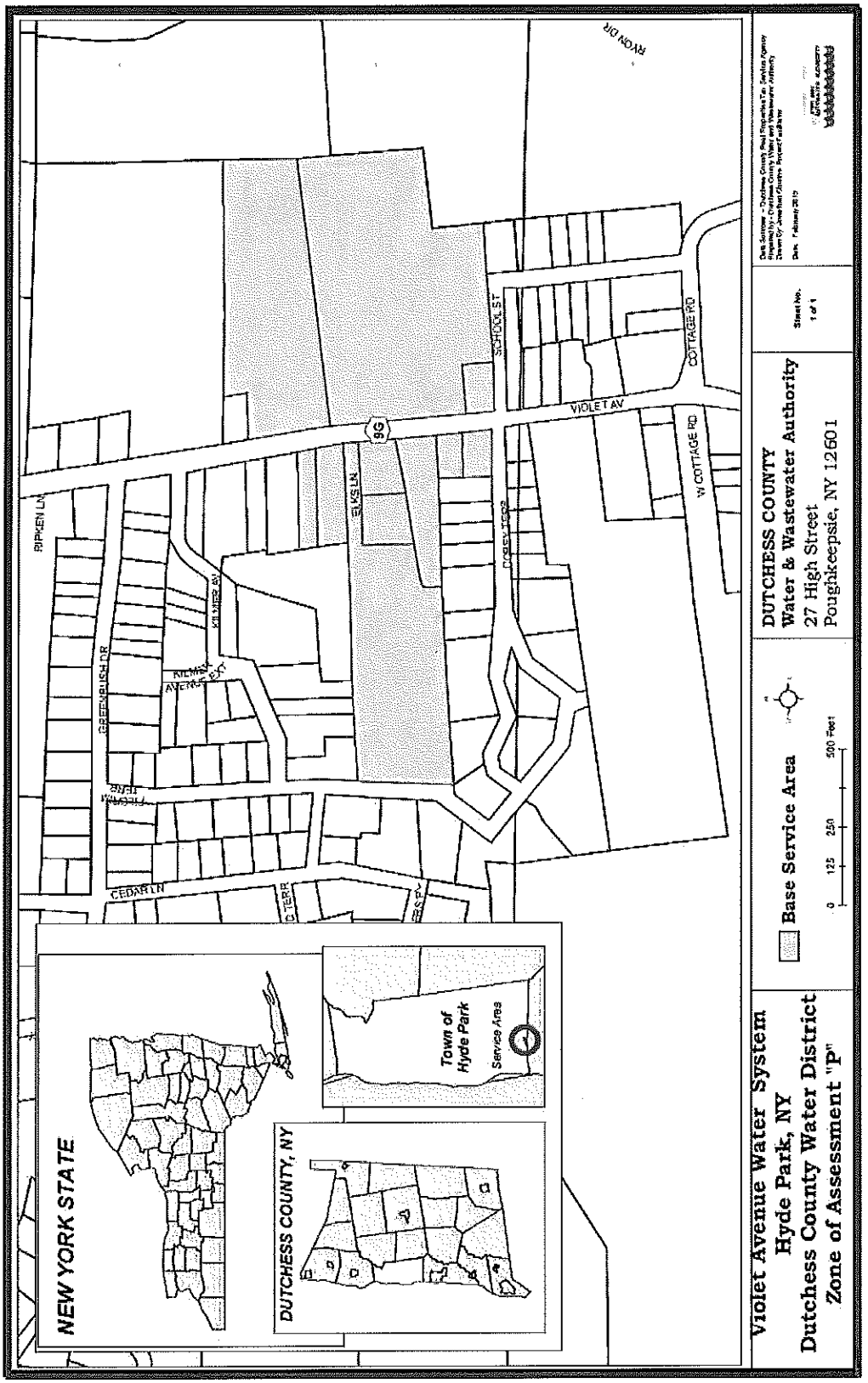

NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Arbors System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "O"
Service Area
0 125 250 500 Feet
N
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1
WOODSEY LN
VICTORIA LN
LITY DR
HIGH ANDES RD
MAPLE RD
CHERRY LN
LEGION RD
WINDSOR CT
POND RD
MIDDLETOWN LN
ALBANY POST RD
WATERVIEW CIR

ATTACHMENT "B"

Dutchess County Water District
ZONE OF ASSESSMENT "P"
Violet Avenue Water System

The Dutchess County Water District Zone of Assessment "P" shall include all those tax parcels described by the following list of tax parcel grid numbers:

6163-04-534381
6163-04-569324
6163-04-547333
6163-04-533373
6163-03-482349
6163-04-532342
6163-04-542356
6163-04-596391
6163-04-600353
6163-04-527354
6163-04-548325


NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Violet Avenue Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "P"
Base Service Area
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1
VIOLET AV
SCHOOL ST
COTTAGE RD
W COTTAGE RD
9G
ELKS LN
RIPKEN LN
GREENBUSH DR
KILMER AVENUE
CEDAR LN
D TERR
BYRON DR

ATTACHMENT "C"

Dutchess County Water District
ZONE OF ASSESSMENT "Q"
Greenbush Water System

The Dutchess County Water District Zone of Assessment "Q" shall include all those tax parcels described by the following list of tax parcel grid numbers:

6163-01-323582	6163-01-412511	6163-02-529558
6163-01-388645	6163-01-426511	6163-02-724515
6163-01-348586	6163-02-602549	6163-02-637550
6163-01-396592	6163-02-503528	6163-02-701546
6163-01-358621	6163-02-554550	6163-02-727545
6163-01-383593	6163-01-448520	6163-03-487466
6163-01-335584	6163-02-592549	6163-04-506489
6163-01-313576	6163-01-439510	6163-03-459454
6163-02-578549	6163-01-476511	6163-03-452486
6163-01-428582	6163-02-561550	6163-03-381457
6163-02-667540	6163-02-658513	6163-03-441454
6163-02-561569	6163-02-673540	6163-03-475454
6163-02-535545	6163-01-397569	6163-03-432454
6163-02-667512	6163-01-360552	6163-03-394470
6163-02-568549	6163-02-676512	6163-04-675495
6163-01-482508	6163-02-720545	6163-03-424468
6163-02-614506	6163-02-597549	6163-03-422488
6163-02-696512	6163-02-685511	6163-04-514489
6163-01-450509	6163-01-374564	6163-04-528448
6163-01-414555	6163-04-629499	6163-02-597503
6163-02-650549	6163-02-608516	6163-04-548464
6163-02-691546	6163-01-422527	6163-03-427487
6163-01-389565	6163-02-660549	6163-04-731475
6163-02-587549	6163-01-339550	6163-03-413451
6163-02-628550	6163-01-423551	6163-03-492453
6163-02-615550	6163-02-621550	6163-03-393456
6163-02-529563	6163-02-644550	6163-03-437487
6163-01-397558	6163-01-381564	6163-02-726505
6163-01-409551	6163-02-705511	6163-03-499489
6163-02-608549	6163-01-474522	6163-03-484453
6163-02-681546	6163-02-710543	6163-03-414459

6163-04-728493
6163-04-730484
6163-03-482485
6163-03-466485
6163-03-475485
6163-04-566480
6163-04-697494
6163-04-551452
6163-03-424455
6163-01-492507
6163-01-486508
6163-04-510477
6163-03-376470
6163-04-504451
6163-03-351478
6163-03-384487
6163-04-698473
6163-04-567472
6163-03-489490
6163-03-467454
6163-04-510451
6163-03-374481
6163-01-471505
6163-03-351488
6163-04-727499
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6163-04-524488
6163-04-596439
6163-04-525475
6163-01-467508
6163-03-459485
6163-03-371457
6163-03-450454
6163-04-517451
6163-03-499452
6163-03-352467
6163-01-499506
6163-03-432487
6163-03-412488
6163-03-391489
6163-03-417488

6163-03-399487
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6163-03-460401
6163-03-418423
6163-03-381390
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6163-03-421383
6163-03-451394
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6163-03-371386
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6163-04-526430
6163-03-397429
6163-03-376414
6163-03-354428
6163-03-435434
6163-03-370401
6163-03-371394
6163-03-431424
6163-03-449438
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6163-03-382434
6163-03-397438
6163-03-466376
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6163-04-552441
6163-03-432394
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6163-03-399416
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6163-03-387334
6163-03-422369
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6163-04-732467
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6163-01-484607
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6163-03-352452
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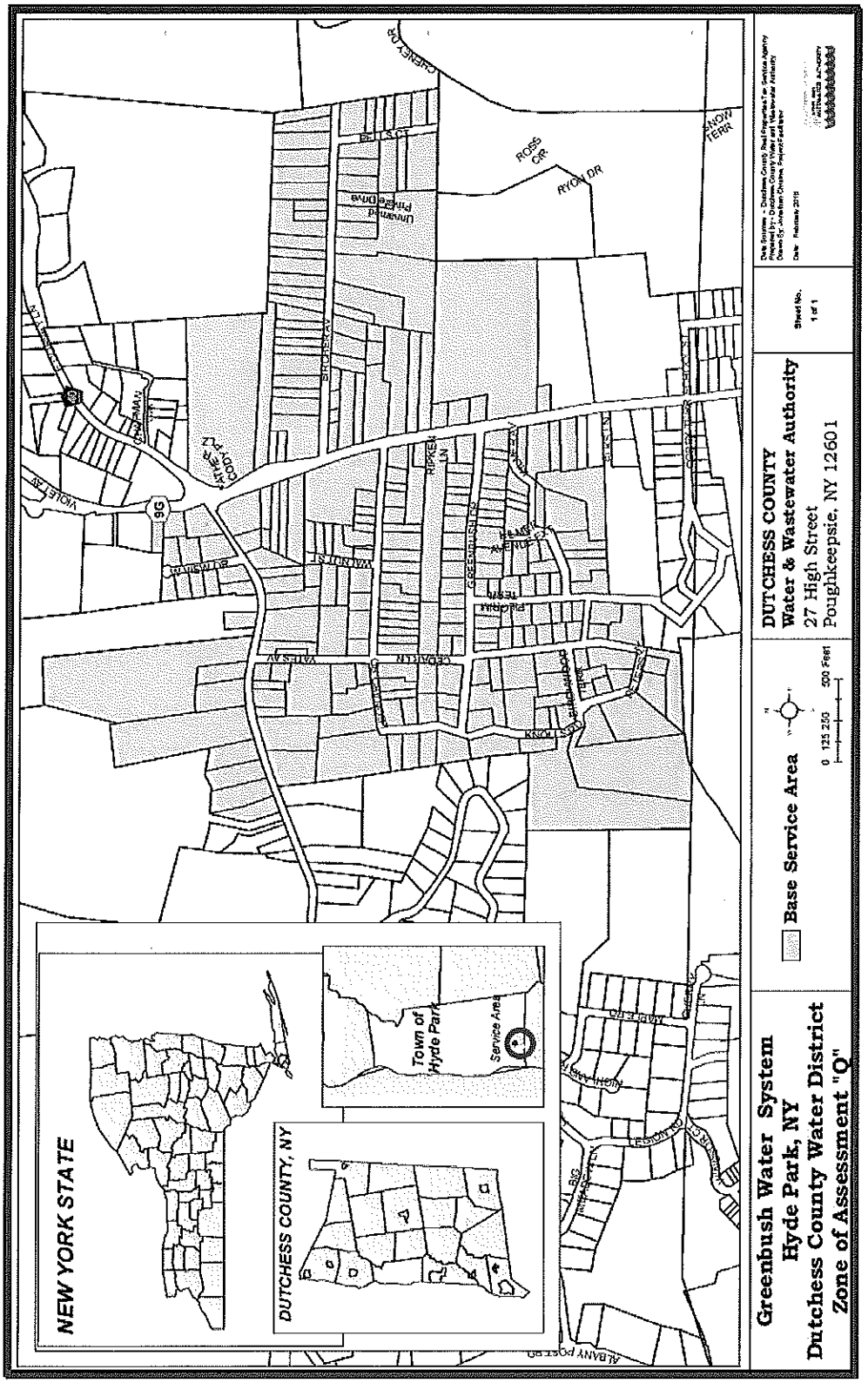

NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Base Service Area
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Greenbush Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "Q"
Sheet No.
1 of 1
Date: February 2015
ROSS CIR
RYON DR
RYON TERR
BROADWAY
GREENBUSH DR
CEDAR LN
VAN SAN
WALNUT LN
ALBANY POST RD
Data Sources: Dutchess County Real Properties Tax Service Agency
Prepared by: Dutchess County Water & Wastewater Authority
Open-Source Parcel Owner Supplied Address

ATTACHMENT "D"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "R"
Pinebrook Water System

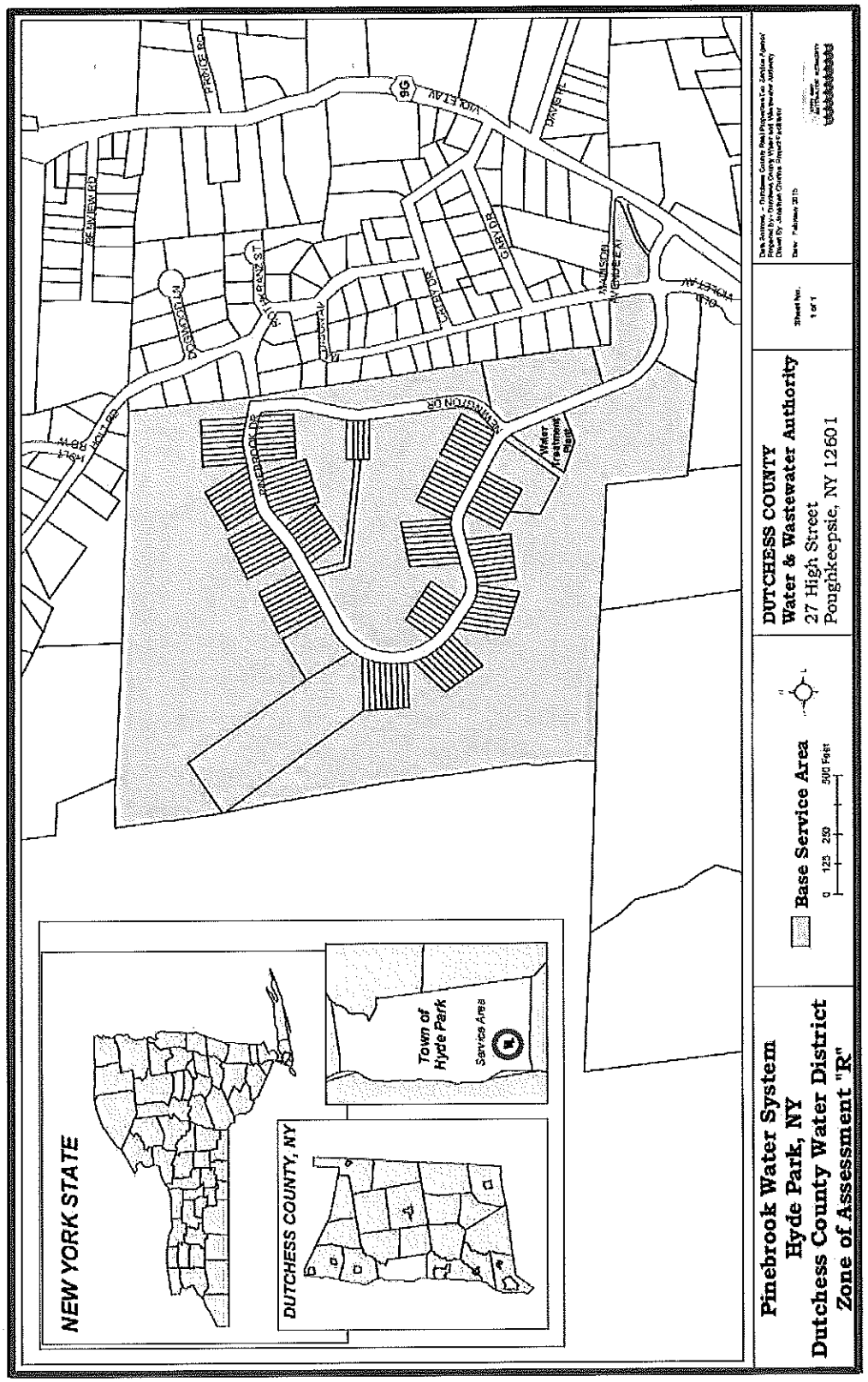
The Dutchess County Water District Zone of Assessment R shall include all those tax parcels described by the following list of tax parcel grid numbers:

6163-06-435927	6163-06-412897	6163-06-397888
6163-06-415922	6163-06-334853	6163-06-440873
6163-06-444927	6163-06-373900	6163-06-393885
6163-06-399914	6163-06-406892	6163-06-393840
6163-06-422924	6163-06-428902	6163-06-404861
6163-06-446905	6163-06-403891	6163-06-335862
6163-06-413921	6163-06-395886	6163-06-391839
6163-06-448906	6163-06-361843	6163-06-401889
6163-06-447927	6163-06-407894	6163-06-339840
6163-06-400916	6163-06-400841	6163-06-440869
6163-06-390909	6163-06-375901	6163-06-419899
6163-06-442927	6163-06-440867	6163-06-399889
6163-06-411920	6163-06-399840	6163-06-403840
6163-06-449927	6163-06-367897	6163-06-391814
6163-06-438906	6163-06-365840	6163-06-371812
6163-06-392911	6163-06-363842	6163-06-358818
6163-06-439927	6163-06-424900	6163-06-420809
6163-06-443907	6163-06-334858	6163-06-369837
6163-06-394912	6163-06-371899	6163-06-382812
6163-06-434905	6163-06-334850	6163-06-424830
6163-06-396913	6163-06-334855	6163-06-396815
6163-06-379903	6163-06-335860	6163-06-363816
6163-06-420924	6163-06-426900	6163-06-348825
6163-06-408919	6163-06-386838	6163-06-429828
6163-06-402917	6163-06-364896	6163-06-445820
6163-06-417923	6163-06-414897	6163-06-342835
6163-06-438927	6163-06-335864	6163-06-414836
6163-06-389908	6163-06-388838	6163-06-367814
6163-06-436905	6163-06-421899	6163-06-379812
6163-06-377902	6163-06-369898	6163-06-374812
6163-06-424926	6163-06-396840	6163-06-422801
6163-06-441906	6163-06-359844	6163-06-366838
6163-06-433927	6163-06-417898	6163-06-433825
6163-06-450905	6163-06-440871	6163-06-438823

6163-06-418810
6163-06-412814
6163-06-393815
6163-06-384812
6163-06-436824
6163-06-343833
6163-06-464791
6163-06-365815
6163-06-389814
6163-06-370835
6163-06-347827
6163-06-409814
6163-06-386813

6163-06-416811
6163-06-442821
6163-06-422831
6163-06-409838
6163-06-346829
6163-06-431826
6163-06-373834
6163-06-369813
6163-06-420832
6163-06-440822
6163-06-416834
6163-06-418833
6163-06-414812

6163-06-405817
6163-06-412837
6163-06-360817
6163-06-344831
6163-06-407816
6163-06-438788
6163-06-335867
6163-06-352888
6163-06-322904
6163-06-340837
6163-06-386865


NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Base Service Area
0 125 250 500 Feet
Pinebrook Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "R"
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1
Date: February 2015
PINEBROOK DR
NEWTON DR
Water Treatment Plant
PRICE RD
VAN ETAN
DAVIS TR
CARDER RD
CREEK DR
MAGANE ST
NEW VIEW RD
ROSWOOD LN
HOLT RD
OLD HIGHLAND AV
HIGHLAND AVENUE EXT
OLD HIGHLAND AV
9G

ATTACHMENT "E" –PART ONE

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "S"
Greenfields Water System

The Dutchess County Water District – Zone of Assessment "S" shall include all those tax parcels described by the following list of tax parcel grid numbers:

6264-02-542510	6264-57-589471	6264-03-430440
6264-02-560508	6264-57-596456	6264-57-559451
6264-01-497502	6264-57-588473	6264-57-562450
6264-02-523511	6264-04-545453	6264-57-580446
6264-01-497513	6264-04-531470	6264-57-568441
6264-04-544484	6264-57-576466	6264-57-609444
6264-04-502480	6264-57-577467	6264-03-473444
6264-03-498490	6264-57-609465	6264-57-604441
6264-02-525501	6264-57-587477	6264-57-570442
6264-04-562494	6264-57-590470	6264-57-562440
6264-04-526490	6264-57-591468	6264-57-564440
6264-04-529480	6264-57-610463	6264-57-554437
6264-04-540495	6264-03-454442	6264-57-600439
6264-57-608467	6264-57-552436	6264-57-578445
6264-04-547473	6264-57-558438	6264-57-587450
6264-04-509463	6264-57-560439	6264-57-589451
6264-57-611461	6264-03-416439	6264-57-582447
6264-57-553454	6264-04-501436	6264-03-443441
6264-57-597455	6264-04-540434	6264-57-574444
6264-57-607469	6264-57-584448	6264-57-605434
6264-04-534452	6264-04-522437	6264-03-464443
6264-57-555453	6264-57-551435	6264-57-611445
6264-57-581468	6264-57-607443	6264-57-549434
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6264-04-520449	6264-57-572443	6264-57-566441
6264-04-507472	6264-57-606442	6264-57-560450
6264-57-586478	6264-03-483444	6264-57-587430
6264-57-579468	6264-57-585449	6264-57-612421
6264-57-557452	6264-03-497446	6264-57-590423
6264-57-590452	6264-57-598453	6264-04-547415
6264-57-588475	6264-57-602440	6264-57-579430

6264-57-586432
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6264-03-494420
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6264-03-445403
6264-03-404378
6264-03-387393
6264-03-480382
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6264-03-427389
6264-03-497370
6264-04-551374
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6264-03-455389
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6264-03-456377
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6264-04-535331
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6264-03-480356
6264-04-534345
6264-03-429331
6264-03-420349
6264-04-501307
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6264-03-460353
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6264-03-465306
6264-03-498345
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6264-04-521287
6264-03-485285
6264-04-504266
6264-03-461266
6264-04-580271
6264-03-448264
6264-04-610269
6264-04-588280
6264-03-440301
6264-04-504286
6264-04-538285
6264-03-483266
6264-04-575261
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6264-03-495286
6264-04-560279
6264-04-539267
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6264-04-520300
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6264-03-472266
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6264-04-585243
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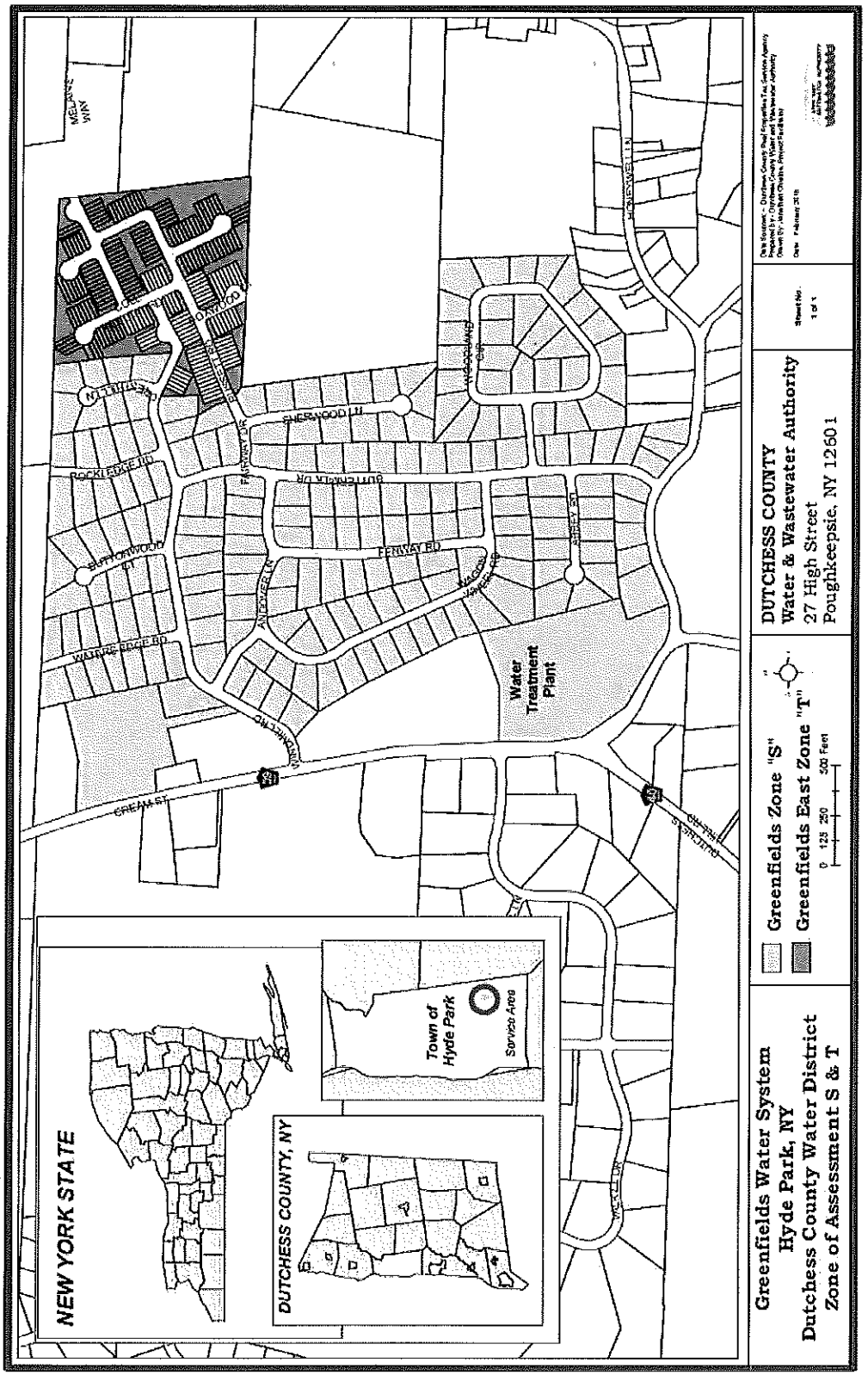
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T
Greenfields Zone "S"
Greenfields East Zone "T"
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Water Treatment Plant
CREEK ST
ROCKLEDGE RD
WATERSEDGE RD
BUTTERMILK DR
FENWAY RD
ANDOVER LN
SHERWOOD LN
WOODLAND DR
MOHEGAN WAY
MELANIE WAY

ATTACHMENT "E" –PART TWO

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "T"
Greenfields Water System

The Dutchess County Water District – Zone of Assessment "T" shall include all those tax parcels described by the following list of tax parcel grid numbers:

6264-49-603510	6264-58-626486	6264-57-617449
6264-57-624485	6264-57-583484	6264-58-634448
6264-58-643494	6264-57-574493	6264-58-642439
6264-57-614479	6264-57-596488	6264-57-618447
6264-58-643484	6264-58-644482	6264-58-631453
6264-57-609494	6264-58-630455	6264-58-632451
6264-57-573495	6264-57-624467	6264-57-623436
6264-57-615480	6264-58-648473	6264-58-644437
6264-57-612479	6264-57-620466	6264-57-621441
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6264-58-645495	6264-58-633472	6264-58-637442
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6264-57-619482	6264-57-622467	6264-58-633450
6264-57-572497	6264-58-638457	6264-58-640440
6264-57-614497	6264-58-646476	6264-58-635446
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6264-57-598489	6264-58-630470	6264-58-647432
6264-57-601491	6264-57-602474	6264-58-628425
6264-57-612496	6264-58-626468	6264-58-640420
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6264-57-584482	6264-57-610478	6264-58-642422
6264-58-639492	6264-57-608477	6264-57-624432
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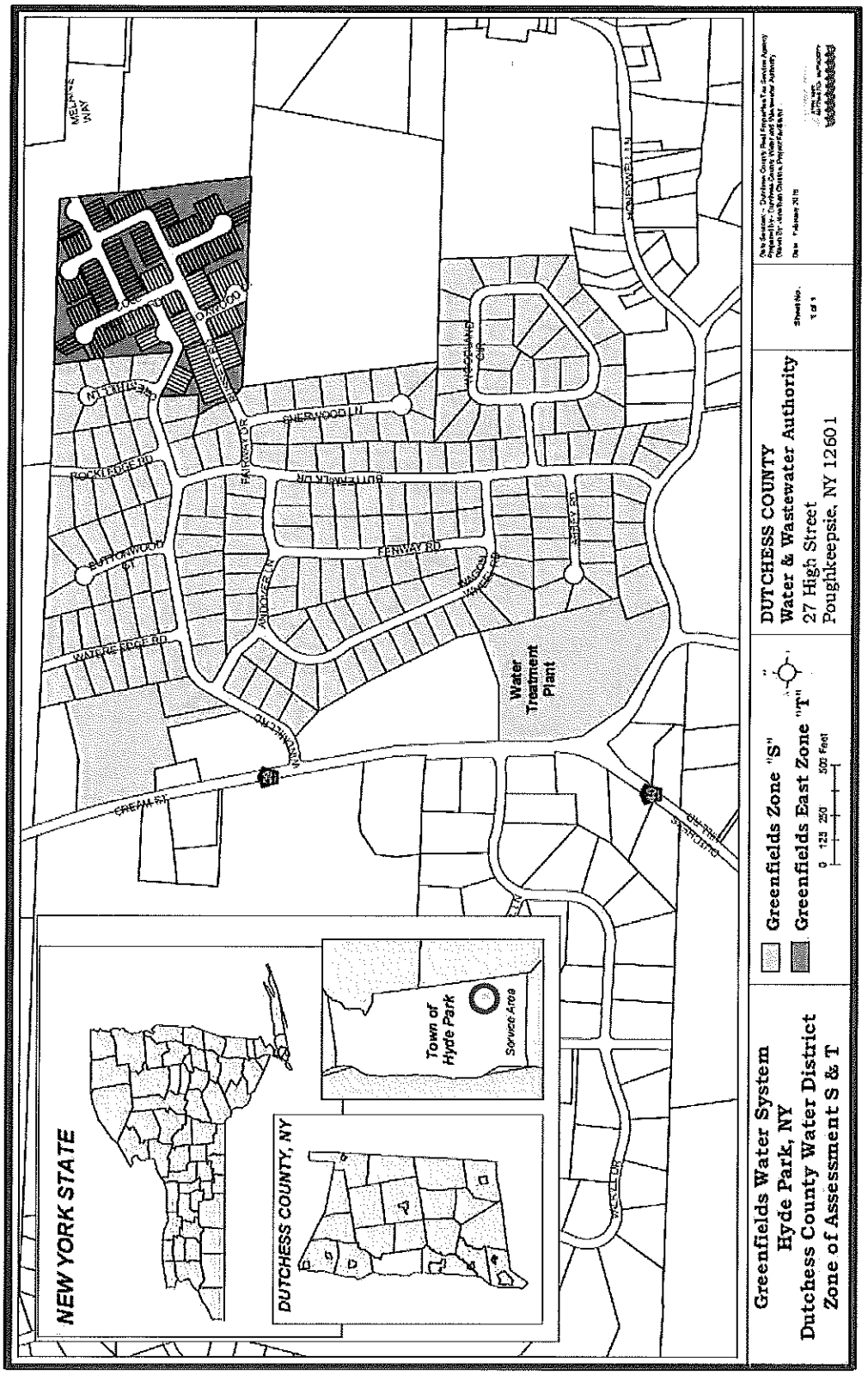

Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T
Greenfields Zone "S"
Greenfields East Zone "T"
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Water Treatment Plant
CREAM ST
ROCKEDGE RD
WATERSEDGE RD
BUTTERMILK DR
FENWAY RD
SHERWOOD LN
HIGHLAND CIR
MELANIE WAY

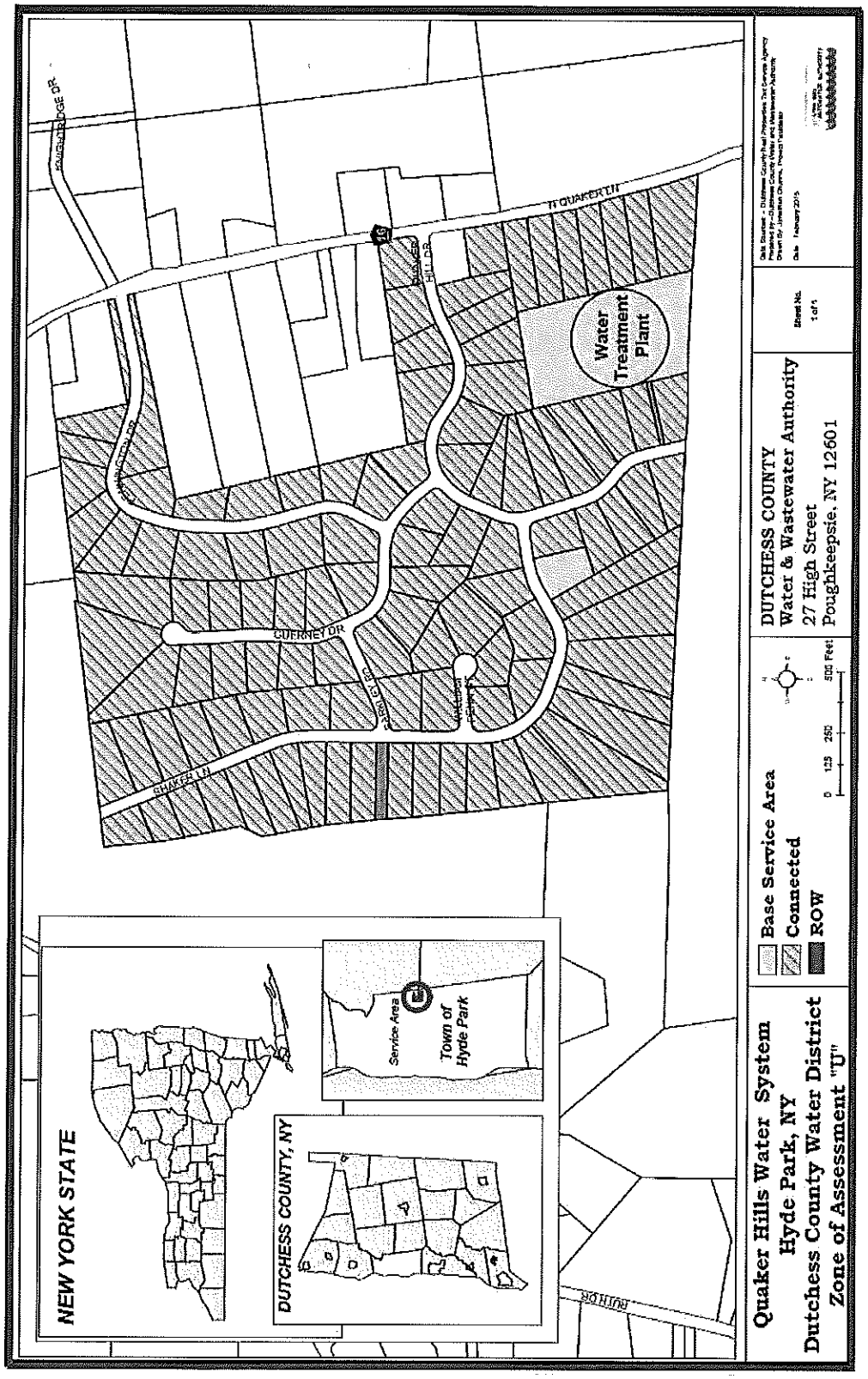
ATTACHMENT "F"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "U"
Quaker Hills Water System

The Dutchess County Water District Zone of Assessment U shall include all those tax parcels described by the following list of tax parcel grid numbers:

6266-19-562237
6266-19-584238
6266-18-456241
6266-18-483237
6266-19-518246
6266-18-425246
6266-19-539093
6266-19-635130
6266-19-513131
6266-19-509106
6266-18-494161
6266-19-524153
6266-19-660099
6266-18-499142
6266-18-446149
6266-18-437207
6266-19-644105
6266-18-447122
6266-18-432219
6266-19-555216
6266-18-447100
6266-19-517166
6266-19-554122
6266-19-542155
6266-19-525122
6266-19-573110
6266-19-540178
6266-18-491191
6266-18-475094
6266-18-446178
6266-18-442186
6266-18-492207
6266-18-463218
6266-19-536197
6266-18-466204
6266-18-445141
6266-18-447134
6266-19-621095
6266-18-470189
6266-18-476118
6266-18-476133
6266-19-604095
6266-19-633100
6266-19-516179
6266-19-599125
6266-18-439197
6266-19-522091
6266-19-654134
6266-18-474154
6266-19-515206
6266-19-540129
6266-18-447111
6266-19-558194
6266-18-429232
6266-19-544109
6266-19-515193
6266-18-489218
6266-18-448169
6266-18-446159
6266-18-495094
6266-19-562175
6266-18-459230
6266-18-473173
6266-18-492176
6266-19-536216
6266-19-514219
6266-19-537235
6266-19-576077
6266-18-467048
6266-19-671024
6266-19-665045
6266-19-573095
6266-18-452054
6266-19-594030
6266-19-573085
6266-19-668036
6266-19-654085
6266-19-592036
6266-19-531067
6266-19-659065
6266-18-480046
6266-19-506080
6266-19-630021
6266-19-590048
6266-18-487082
6266-19-665075
6266-18-451075
6266-19-583058
6266-19-621073
6266-19-545052
6266-19-595023
6266-19-625046
6266-19-577066
6266-19-529040
6266-19-543070
6266-19-563025
6266-19-550042
6266-18-449088
6266-19-662055
6266-19-558033
6266-19-513039
6266-19-589106

6266-14-499253
6266-15-563263
6266-14-451253
6266-15-551261
6266-15-590258
6266-15-579264
6266-15-541251
6266-18-500120
6266-18-495041
6266-19-619124
6266-19-561143
6266-19-565158
6266-19-573132


NEW YORK STATE
DUTCHESS COUNTY, NY
Service Area
Town of Hyde Park
SAWMILL RIDGE DR
SHAKER LN
CORNET DR
SOLO CT
HAZELHURST
PLACE
BUCKEYE HILL DR
N QUAKER LN
Water Treatment Plant
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1
Base Service Area
Connected
ROW
0 125 250 500 Feet
Quaker Hills Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "D"

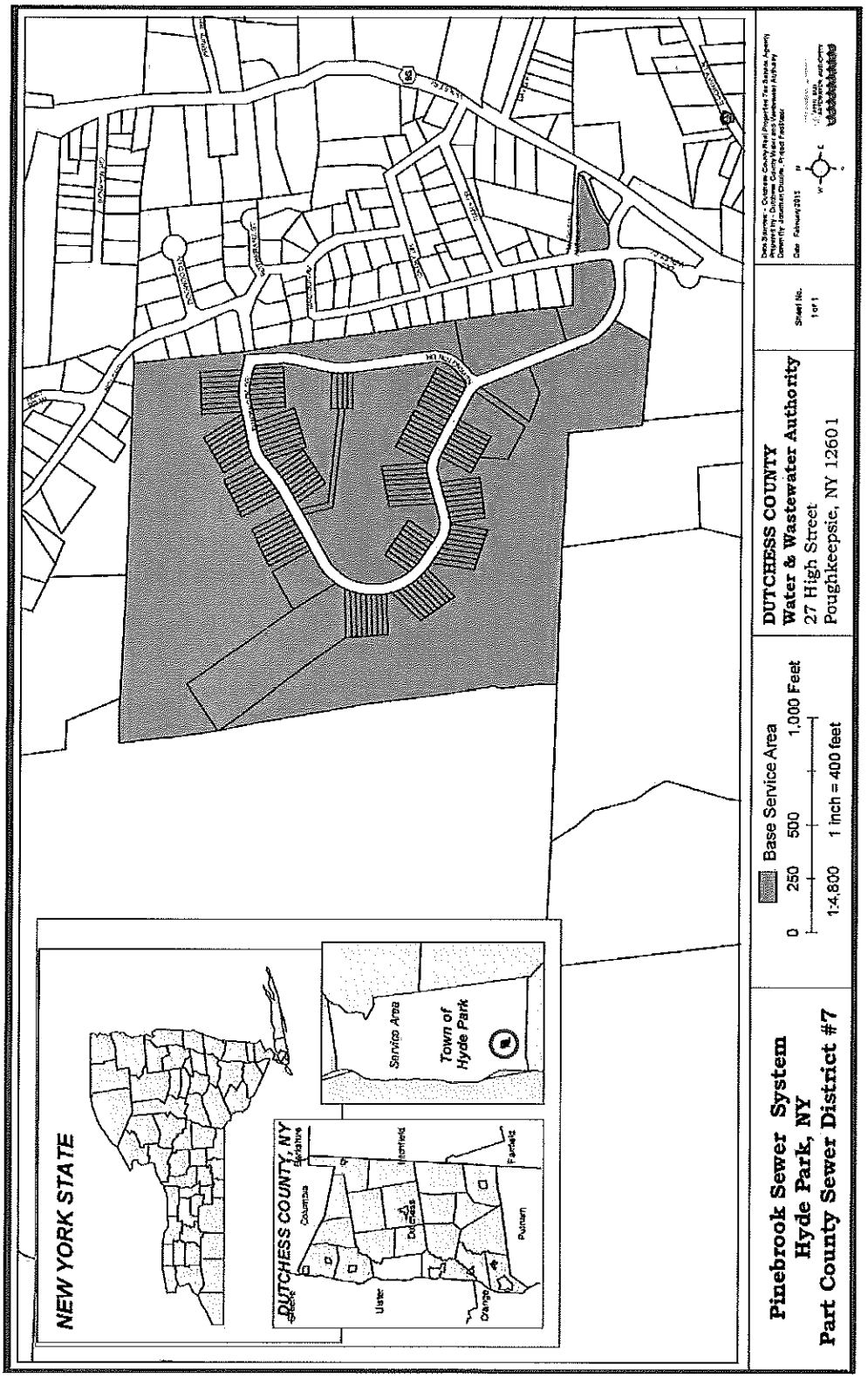
ATTACHMENT "G"

DUTCHESS COUNTY SEWER DISTRICT #7
Pinebrook Sewer System

The Dutchess County Sewer District #7 shall include all those tax parcels described by the following list of tax parcel grid numbers:

6163-06-435927	6163-06-450905	6163-06-417898
6163-06-415922	6163-06-412897	6163-06-440871
6163-06-444927	6163-06-334853	6163-06-397888
6163-06-399914	6163-06-373900	6163-06-440873
6163-06-422924	6163-06-406892	6163-06-393885
6163-06-446905	6163-06-428902	6163-06-393840
6163-06-413921	6163-06-403891	6163-06-404861
6163-06-448906	6163-06-395886	6163-06-335862
6163-06-447927	6163-06-361843	6163-06-391839
6163-06-400916	6163-06-407894	6163-06-401889
6163-06-390909	6163-06-400841	6163-06-339840
6163-06-442927	6163-06-375901	6163-06-440869
6163-06-411920	6163-06-440867	6163-06-419899
6163-06-449927	6163-06-399840	6163-06-399889
6163-06-438906	6163-06-367897	6163-06-403840
6163-06-392911	6163-06-365840	6163-06-391814
6163-06-439927	6163-06-363842	6163-06-371812
6163-06-443907	6163-06-424900	6163-06-358818
6163-06-394912	6163-06-334858	6163-06-420809
6163-06-434905	6163-06-371899	6163-06-369837
6163-06-396913	6163-06-334850	6163-06-382812
6163-06-379903	6163-06-334855	6163-06-424830
6163-06-420924	6163-06-335860	6163-06-396815
6163-06-408919	6163-06-426900	6163-06-363816
6163-06-402917	6163-06-386838	6163-06-348825
6163-06-417923	6163-06-364896	6163-06-429828
6163-06-438927	6163-06-414897	6163-06-445820
6163-06-389908	6163-06-335864	6163-06-342835
6163-06-436905	6163-06-388838	6163-06-414836
6163-06-377902	6163-06-421899	6163-06-367814
6163-06-424926	6163-06-369898	6163-06-379812
6163-06-441906	6163-06-396840	6163-06-374812
6163-06-433927	6163-06-359844	6163-06-422801

6163-06-366838
6163-06-433825
6163-06-438823
6163-06-418810
6163-06-412814
6163-06-393815
6163-06-384812
6163-06-436824
6163-06-343833
6163-06-464791
6163-06-365815
6163-06-389814
6163-06-370835
6163-06-347827
6163-06-409814
6163-06-386813
6163-06-416811
6163-06-442821
6163-06-422831
6163-06-409838
6163-06-346829
6163-06-431826
6163-06-373834
6163-06-369813
6163-06-420832
6163-06-440822
6163-06-416834
6163-06-418833
6163-06-414812
6163-06-405817
6163-06-412837
6163-06-360817
6163-06-344831
6163-06-407816
6163-06-438788
6163-06-335867
6163-06-352888
6163-06-322904
6163-06-340837
6163-06-386865


NEW YORK STATE
DUTCHESS COUNTY, NY
Columbia
Ulster
Dutchess
Putnam
Orange
Service Area
Town of Hyde Park
Base Service Area
0 250 500 1,000 Feet
1:4,800 1 inch = 400 feet
Pinebrook Sewer System
Hyde Park, NY
Part County Sewer District #7
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1

ATTACHMENT "H" – PART ONE

DUTCHESS COUNTY SEWER DISTRICT #8 – ZONE OF ASSESSMENT 8-A
Greenfields Sewer System

The Dutchess County Sewer District #8 – Zone of Assessment 8-A shall include all those tax parcels described by the following list of tax parcel grid numbers:

6264-02-542510
6264-02-560508
6264-01-497502
6264-02-523511
6264-01-497513
6264-04-544484
6264-04-502480
6264-03-498490
6264-02-525501
6264-04-562494
6264-04-526490
6264-04-529480
6264-04-540495
6264-57-608467
6264-04-547473
6264-04-509463
6264-57-611461
6264-57-553454
6264-57-597455
6264-57-607469
6264-04-534452
6264-57-555453
6264-57-581468
6264-57-612460
6264-04-520449
6264-04-507472
6264-57-586478
6264-57-579468
6264-57-557452
6264-57-590452
6264-57-588475
6264-57-589471
6264-57-596456
6264-57-588473
6264-04-545453
6264-04-531470
6264-57-576466
6264-57-577467
6264-57-609465
6264-57-587477
6264-57-590470
6264-57-591468
6264-57-610463
6264-03-454442
6264-57-552436
6264-57-558438
6264-57-560439
6264-03-416439
6264-04-501436
6264-04-540434
6264-57-584448
6264-04-522437
6264-57-551435
6264-57-607443
6264-57-598438
6264-57-572443
6264-57-606442
6264-03-483444
6264-57-585449
6264-03-497446
6264-57-598453
6264-57-602440
6264-03-430440
6264-57-559451
6264-57-562450
6264-57-580446
6264-57-568441
6264-57-609444
6264-03-473444
6264-57-604441
6264-57-570442
6264-57-562440
6264-57-564440
6264-57-554437
6264-57-600439
6264-57-578445
6264-57-587450
6264-57-589451
6264-57-582447
6264-03-443441
6264-57-574444
6264-57-605434
6264-03-464443
6264-57-611445
6264-57-549434
6264-57-556437
6264-57-566441
6264-57-560450
6264-57-587430
6264-57-612421
6264-57-590423
6264-04-547415
6264-57-579430
6264-57-586432
6264-57-590424
6264-57-585434

6264-03-407422
6264-04-505419
6264-03-474420
6264-57-575428
6264-57-566424
6264-57-568425
6264-03-484420
6264-03-400413
6264-03-418412
6264-57-573428
6264-04-525427
6264-57-589426
6264-03-494420
6264-57-608431
6264-04-530407
6264-57-577429
6264-57-570426
6264-57-610429
6264-57-588428
6264-57-611425
6264-57-611427
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6264-03-454421
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6264-03-387393
6264-03-480382
6264-03-489397
6264-03-427389
6264-03-497370
6264-04-551374
6264-03-403389
6264-04-550388
6264-04-518392
6264-03-434398
6264-03-458366
6264-03-455389
6264-03-478395
6264-03-496381
6264-03-410368
6264-04-517377
6264-04-501397
6264-03-456377
6264-03-411401
6264-03-454321
6264-04-535331
6264-03-483332
6264-03-484319
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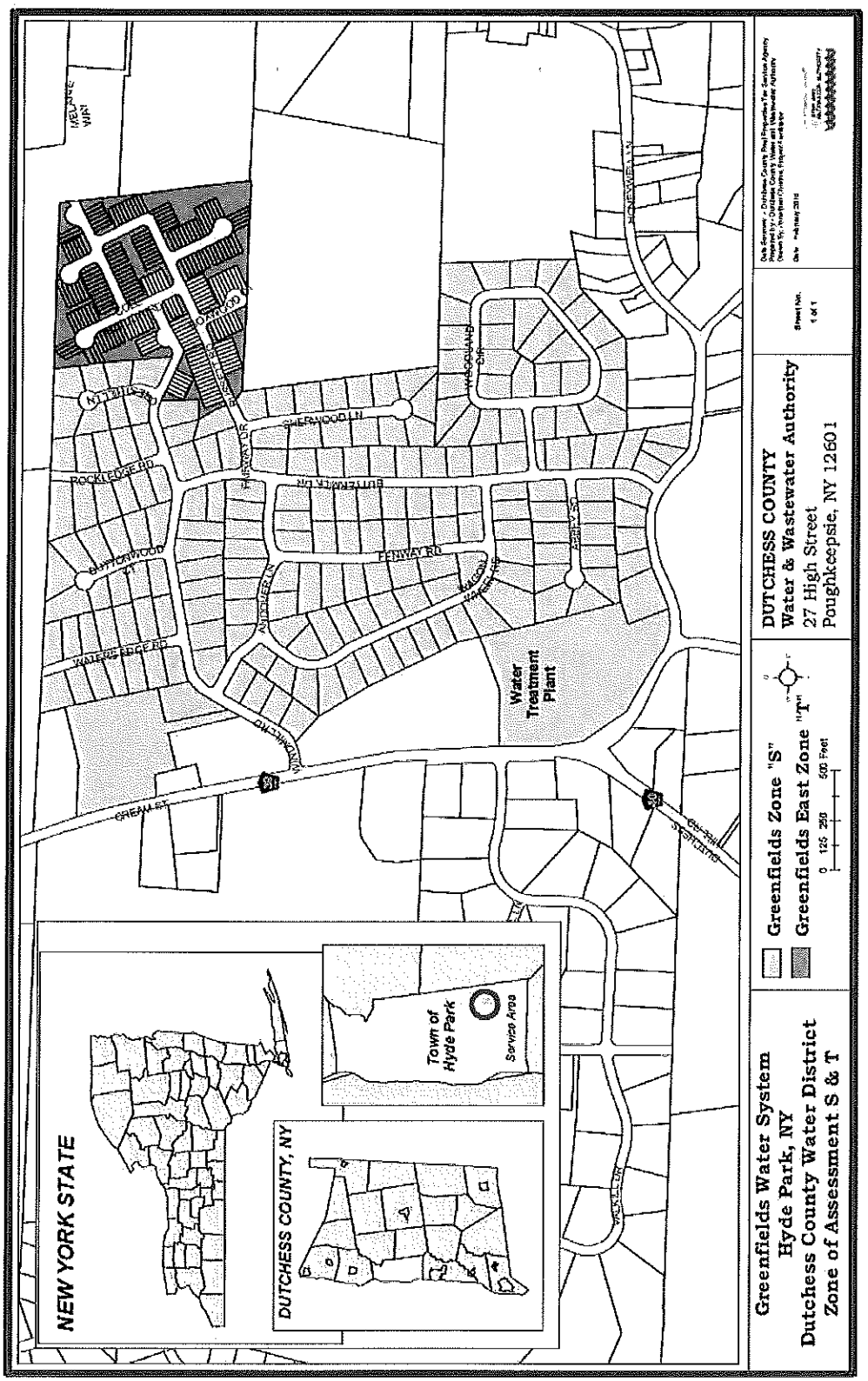
6264-03-480356
6264-04-534345
6264-03-429331
6264-03-420349
6264-04-501307
6264-04-609311
6264-04-569315
6264-03-497356
6264-03-460353
6264-04-545315
6264-03-465306
6264-03-498345
6264-03-465324
6264-03-425340
6264-03-481343
6264-04-534358
6264-03-439360
6264-03-498333
6264-04-557315
6264-04-548330
6264-03-443349
6264-04-581314
6264-04-594314
6264-03-487307
6264-04-553361
6264-03-415358
6264-03-432322
6264-04-519338
6264-04-518352
6264-04-519325
6264-04-537308
6264-04-558335
6264-04-520311
6264-03-448337
6264-04-518364
6264-04-554350
6264-03-437312
6264-03-499319
6264-04-594293
6264-04-521287
6264-03-485285
6264-04-504266
6264-03-461266
6264-04-580271
6264-03-448264
6264-04-610269
6264-04-588280
6264-03-440301
6264-04-504286
6264-04-538285
6264-03-483266
6264-04-575261
6264-04-612295
6264-03-495286
6264-04-560279
6264-04-539267
6264-03-461284
6264-03-493267
6264-04-520300
6264-04-558294
6264-04-581294
6264-03-472266
6264-04-569293
6264-04-612281

6264-03-473284	6264-04-531206	6264-03-373480
6264-03-411255	6264-03-449247	6264-01-473507
6264-04-537296	6264-04-585243	6264-01-430517
6264-03-447286	6264-04-561267	6264-03-438470
6264-04-558235	6264-03-460242	6264-04-564482
6264-04-503225	6264-04-524238	6264-01-463514
6264-04-525227	6264-03-492226	6264-01-432508
6264-04-515215	6264-04-523250	6264-03-459474
6264-04-573236	6264-03-468224	6264-03-397453
6264-04-522262	6264-04-563254	6264-01-406505
6264-04-542239	6264-04-524274	6264-03-410486
6264-03-483243	6264-04-533373	6264-03-457484
6264-03-480225	6264-03-408494	6264-03-461464
6264-04-594252	6264-03-481485	6264-03-484474
6264-04-503243	6264-03-453495	6264-03-476495
6264-04-523209	6264-03-434491	6264-03-412476
6264-03-471243	6264-03-436481	6264-03-415456
6264-04-605259	6264-03-489464	6264-01-448509
6264-03-453220	6264-01-403516	6264-03-413466
6264-03-493243	6264-03-431499	6264-04-567467
6264-04-540256	6264-03-441461	


NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T
Greenfields Zone "S"
Greenfields East Zone "T"
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Water Treatment Plant
CREAM ST
DUTCHESS TPK
ROCKLEDGE RD
WATERSEDGE RD
SHERWOOD LN
BUTTERNUT LN
FENWAY RD
WAGON WHEEL RD
ANGLE LN
FAIRWAY DR
WOODLAND DR
HOLLY LN
STANFORD

ATTACHMENT "H" – PART TWO

DUTCHESS COUNTY SEWER DISTRICT 8 – ZONE OF ASSESSMENT 8-B
Greenfields Sewer System

The Dutchess County Sewer District 8 – Zone of Assessment 8-B shall include all those tax parcels described by the following list of tax parcel grid numbers:

6264-49-603510	6264-57-583484	6264-58-642439
6264-57-624485	6264-57-574493	6264-57-618447
6264-58-643494	6264-57-596488	6264-58-631453
6264-57-614479	6264-58-644482	6264-58-632451
6264-58-643484	6264-58-630455	6264-57-623436
6264-57-609494	6264-57-624467	6264-58-644437
6264-57-573495	6264-58-648473	6264-57-621441
6264-57-615480	6264-57-620466	6264-57-620443
6264-57-612479	6264-58-647475	6264-58-637442
6264-57-581488	6264-58-633472	6264-57-622440
6264-58-645495	6264-58-632471	6264-58-633450
6264-57-582486	6264-57-622467	6264-58-640440
6264-57-619482	6264-58-638457	6264-58-635446
6264-57-572497	6264-58-646476	6264-58-636444
6264-57-614497	6264-58-641459	6264-58-647432
6264-57-611495	6264-58-630470	6264-58-628425
6264-57-598489	6264-57-602474	6264-58-640420
6264-57-601491	6264-58-626468	6264-58-627429
6264-57-612496	6264-58-645461	6264-58-644422
6264-57-605493	6264-58-646462	6264-58-638421
6264-57-603492	6264-58-646478	6264-58-642422
6264-58-642485	6264-57-610478	6264-57-624432
6264-57-584482	6264-57-608477	6264-57-624434
6264-58-639492	6264-57-619465	6264-58-626430
6264-57-580489	6264-58-643460	6264-58-628427
6264-57-580491	6264-57-606476	6264-58-646434
6264-57-600490	6264-58-645480	6264-57-619445
6264-57-621483	6264-58-639458	6264-49-591502
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6264-58-641493	6264-58-649471	6264-49-592501
6264-58-647495	6264-58-645436	6264-49-604504
6264-57-595495	6264-57-617449	6264-50-632507
6264-58-626486	6264-58-634448	6264-50-627502

6264-50-626505
6264-49-589506
6264-49-624507
6264-49-590504
6264-49-604506
6264-50-634507
6264-49-605502
6264-49-604508
6264-49-607501
6264-57-593499
6264-49-574506
6264-49-578510
6264-57-594497
6264-49-577509
6264-49-575507
6264-57-623484
6264-49-624509
6264-57-606470
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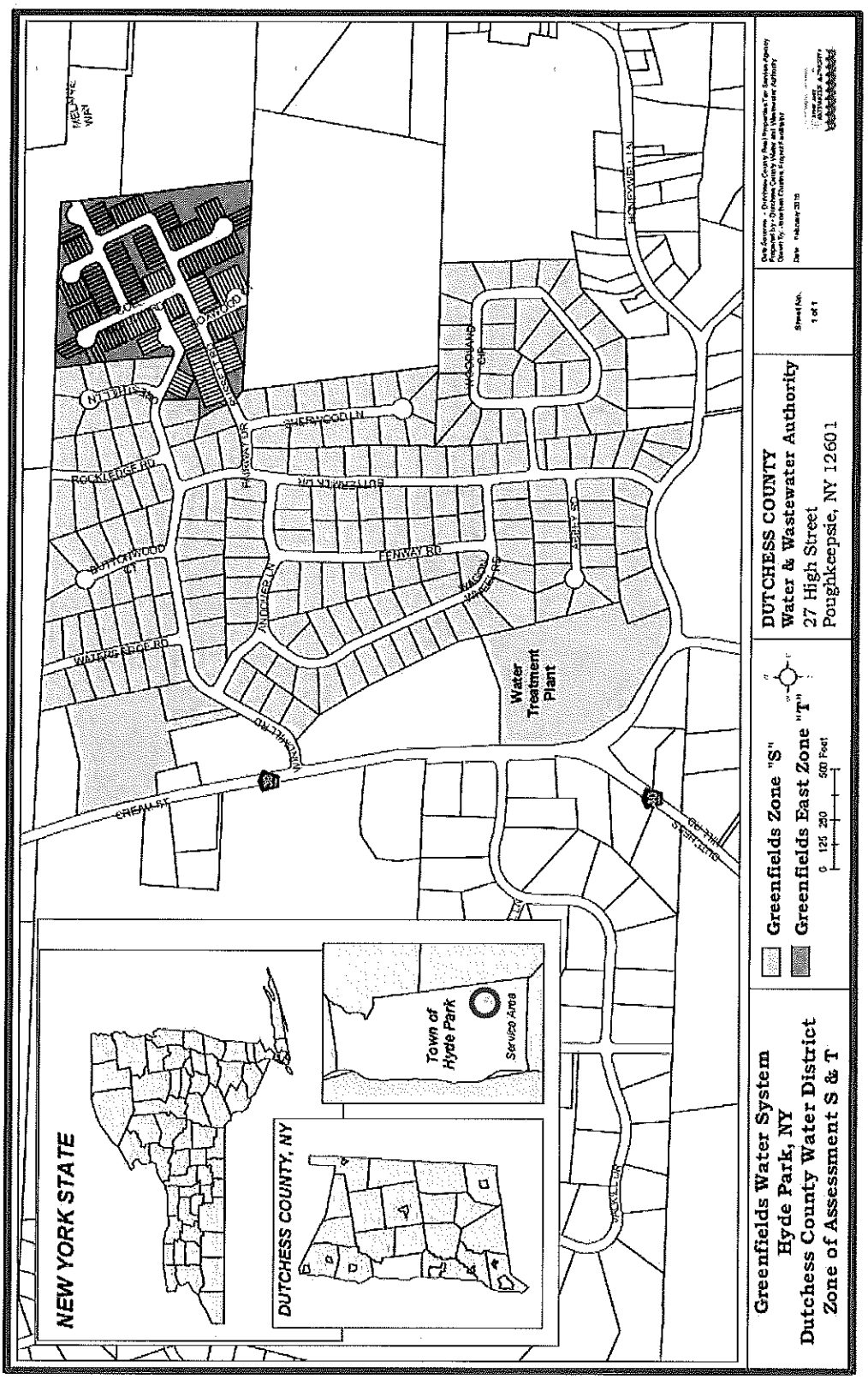
6264-58-628469


NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T
Greenfields Zone "S"
Greenfields East Zone "T"
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Water Treatment Plant
ROCKLEDGE RD
FENWAY RD
BUTTERFIELD LN
SHERWOOD LN
WOODLAND CIR
HONEYWELL LN
WATERSEDGE RD
BUTTONWOOD CT
ANDOVER LN
WACCABUC RD
ASBURY RD
CREMALIA
HAGGERTY DR
MELANIE WAY

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015090 SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF SIX ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT AND TWO PART COUNTY SEWER DISTRICTS, ALL LOCATED IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY, BY ADOPTION OF THIS RESOLUTION RATIFYING AND AMENDING RESOLUTION NO. 2015060 NUNC PRO TUNC TO CORRECT ERRORS IN THE LIST OF TAX PARCELS IN ATTACHMENTS D, E, G, AND H

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange; East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015090 SETTING A PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF SIX ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT AND TWO PART COUNTY SEWER DISTRICTS, ALL LOCATED IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY, BY ADOPTION OF THIS RESOLUTION RATIFYING AND AMENDING RESOLUTION NO. 2015060 NUNC PRO TUNC TO CORRECT ERRORS IN THE LIST OF TAX PARCELS IN ATTACHMENTS D, E, G, AND H

Date: April 13, 2015

RESOLUTION NO. 2015091

RE: ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF VARIOUS ZONES OF ASSESSMENT IN THE TOWN OF HYDE PARK

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, PERKINS, and STRAWINSKI offer the following and move its adoption:

WHEREAS, this Legislature has before it a resolution together with maps, plans and reports, all prepared by or on behalf of the Dutchess County Water and Wastewater Authority ("WWA") in support of the establishment of Zones of Assessment in the County Water District: Arbors Water System – Zone "O", Violet Avenue Water System – Zone "P", Greenbush Water System – Zone " Q", Pinebrook Water System – Zone "R", Greenfields Water System – Zone "S" and Zone "T", Quaker Hills Water System – Zone "U", and the establishment of Pinebrook Sewer System-Part County Sewer District #7 and Greenfields Sewer System – Part County Sewer District #8 by the County of Dutchess ("County") to facilitate the payment of capital costs through the levy of benefit assessments, and

WHEREAS, as part of its review of the proposed actions the WWA prepared a Short Environmental Assessment Form for each water and sewer, all dated March 18, 2015, and a Negative Declaration for each water and sewer system, all dated March 18, 2015, on file with the Clerk of the Legislature, which conclude that the proposed projects constitute unlisted action pursuant to Part 617 of the New York Code of Rules and Regulations (SEQR), and that the actions will not have a significant effect on the environment, and

WHEREAS, it appears that WWA made a careful review of the proposed actions and this Legislature should confirm those findings, now, therefore, it is hereby

RESOLVED, that this Legislature adopts and confirms the findings of the WWA as set forth in the Short Environmental Assessment Forms and Negative Declarations concluding the proposed actions will not have a significant effect on the environment.

CA-063-15
CRC/BB/kvh/G-1217-N
3/10/14

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue and Source $ _____

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

DuLpdf

RESOLUTION NO. 2015.03.H/08

Authority Board – DCWWA
March 18, 2015 meeting

Acquisition of Hyde Park Water and Sewer Systems
Adoption of SEQR Determination

Rudy Vavra offers the following resolution and moves its adoption:

WHEREAS, the Authority proposes to enter into an Agreement with the Town of Hyde Park (Town) regarding the acquisition by the Authority of the following water and sewer systems, currently owned by the Town; Arbors Water System, Violet Avenue Water System, Greenbush Water System, Pinebrook Water System, Greenfields Water System, Quaker Hills Water System, Pinebrook Sewer System and Greenfields Sewer System; and

WHEREAS, upon acquisition of said water and sewer systems, the Authority will continue to provide water service to, and serve the wastewater treatment needs of, the current and future customers of the respective water and sewer systems in accordance with the terms of the Agreements with the Town; and

WHEREAS, the County of Dutchess must create the following Zones of Assessment within the County Water District encompassing the service areas of each respective water system; Zone "O" (Arbors), Zone "P" (Violet Avenue), Zone "Q" (Greenbush), Zone "R" (Pinebrook), Zoue "S" and Zone "T" (Greenfields), and Zoue "U" (Quaker Hills); and

WHEREAS, the County of Dutchess must execute an Amended and Twelfth Restatement of the Service Agreement with the Authority in order for the Authority to provide water services within this framework; and

WHEREAS, the County of Dutchess must create a Part County Sewer District #7 (Pinebrook Sewer) and a Part County Sewer District #8 (Greenfields Sewer), which District shall be further divided into Zone of Assessment 8-A and Zone of Assessment 8-B, eucompassing the service areas of the respective sewer systems; and

WHEREAS, the County of Dutchess mnst execute a Service Agreement with the Authority on behalf of Part County Sewer District #7, and must execute a Service Agreement with the Authority on behalf of Part County Sewer District #8, in order for the Authority to provide sewer services within this framework; and

WHEREAS, it would be in the public interest for the Authority to acquire the aforementioned water and sewer systems and for the County to establish the Zones of Assessment and Part County Sewer Districts and execute the Service Agreements; and

WHEREAS, in accordance with the requirements of the SEQR, the Authority must make determinations as to the Environmental Impact of these proposed actions; and

WHEREAS, these actions have been classified as "Unlisted" and a Short Environmental Assessment Form has been completed for each water and sewer system the Authority intends to acquire, and these Forms have been submitted to this Board; and

WHEREAS, the service area of each water and sewer system is described in the map and tax parcel list attached to and made a part of each respective Short Environmental Assessment Form, and

NOW, THEREFORE BE IT RESOLVED, that the Authority Board declares itself as Lead Agency for the acquisition of the Arbors Water System, creation of the County Water District Zone of Assessment and execution of the Amended Service Agreement ("the Arbors Water Acquisition"), and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that the Arbors Water Acquisition will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter, and

BE IT FURTHER RESOLVED, that the Authority Board declares itself as Lead Agency for the acquisition of the Violet Avenue Water System, creation of the County Water District Zone of Assessment and execution of the Amended Service Agreement ("the Violet Avenue Water Acquisition"), and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that the Violet Avenue Water Acquisition will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter, and

BE IT FURTHER RESOLVED, that the Authority Board declares itself as Lead Agency for the acquisition of the Greenbush Water System, creation of the County Water District Zone of Assessment and execution of the Amended Service Agreement ("the Greenbush Water Acquisition"), and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that the Greenbush Water Acquisition will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter, and

BE IT FURTHER RESOLVED, that the Authority Board declares itself as Lead Agency for the acquisition of the Pinebrook Water System, creation of the County Water District Zone of Assessment and execution of the Amended Service Agreement ("the Pinebrook Water Acquisition"), and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that the Pinebrook Water Acquisition will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter, and

BE IT FURTHER RESOLVED, that the Authority Board declares itself as Lead Agency for the acquisition of the Greenfields Water System, creation of the two County Water District Zones of Assessment and execution of the Amended Service Agreement ("the Greenfields Water Acquisition"), and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that the Greenfields Water Acquisition will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter, and

BE IT FURTHER RESOLVED, that the Authority Board declares itself as Lead Agency for the acquisition of the Quaker Hills Water System, creation of the County Water District Zone of Assessment and execution of the Amended Service Agreement ("the Quaker Hills Water Acquisition"), and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that the Quaker Hills Water Acquisition will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter, and

BE IT FURTHER RESOLVED, that the Authority Board declares itself as Lead Agency for the acquisition of the Pinebrook Sewer System, creation of the Part County Sewer District and execution of the Service Agreement ("the Pinebrook Sewer Acquisition"), and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that the Pinebrook Sewer Acquisition will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter, and

BE IT FURTHER RESOLVED, that the Authority Board declares itself as Lead Agency for the acquisition of the Greenfields Sewer System, creation of the Part County Sewer District and two Zones of Assessment and execution of the Service Agreement ("the Greenfields Sewer Acquisition"), and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that the Greenfields Sewer Acquisition will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter.

Seconded by Vince DiMaso

Record of Vote:	**Aye**	**Nay**	
Thomas LeGrand	✓		
Vincent DiMaso	✓		
Larry Knapp			Absent
Rudy Vavra	✓		
Amanda Baxter-Dingee			Absent

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Arbors Water System - NY1303219

Project Location (describe, and attach a location map):
The Arbors Water System is located along the southern edge of the Town of Hyde Park west of US Route 9G. See attached map.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Arbors Water System from the T. of Hyde Park; 2) Creation of Zone of Assessment "O" or Omicron in the County Water District; 3) Amendment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of water service to all properties within Zone of Assessment "O" or Omicron.

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Zone of Assessment and Service Agreement); NYS DEC (transfer of WSP); DCDOH (PWS Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? 50 acres
b. Total acreage to be physically disturbed? 0 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	✓
b. Consistent with the adopted comprehensive plan?	☐	✓	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	✓
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	✓	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	✓	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	✓
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	✓	☐
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	☐	☐
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	☐	☐
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	☐	☐
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	✓	☐
b. Is the proposed action located in an archeological sensitive area?	☐	✓
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	✓
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	✓	☐
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ Urban ☑ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☐	✓
16. Is the project site located in the 100 year flood plain?	✓	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	✓	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:		✓

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/~~sponsor name~~: Bridget Barclay, Executive Director

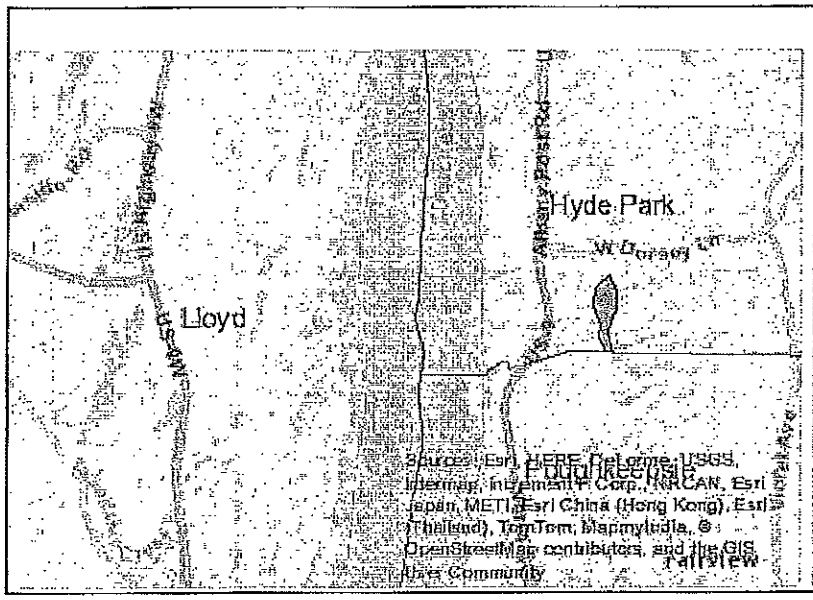
Date: March 13, 2015

Signature:

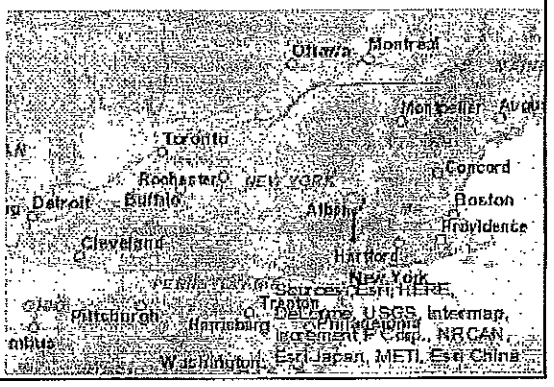
PRINT FORM

EAF Mapper Summary Report

Tuesday, March 10, 2015 5:50 PM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes

Agency Use Only [If applicable]

Project: Acquisition of Arbors Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

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Agency Use Only [If applicable]

Project: Acquisition of Arbors Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the water system and the establishment of a County Water District Zone of Assessment. The project involves no physical change to the facilities, and no physical change to the service area for the water system.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 18, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

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Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Violet Avenue Water System

Project Location (describe, and attach a location map):
The Violet Avenue Water System is located along the southern edge of the Town of Hyde Park along US Route 9G. See attached map.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Violet Avenue Water System from the T. of Hyde Park; 2) Creation of Zone of Assessment "P" in the County Water District; 3) Amendment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of water service to all properties within Zone of Assessment "P".

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Zone of Assessment and Service Agreement); NYS DEC (transfer of WSP); DCDOH (PWS Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? 20 acres
b. Total acreage to be physically disturbed? 0 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	✓
b. Consistent with the adopted comprehensive plan?	☐	✓	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	✓
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	✓	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	✓	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	✓
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	✓	☐
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	☐	☐
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	☐	☐
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	☐	☐
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	✓	☐
b. Is the proposed action located in an archeological sensitive area?	✓	☐
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	✓	☐
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	✓	☐

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional
☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	✓	☐
16. Is the project site located in the 100 year flood plain?	✓	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	✓	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

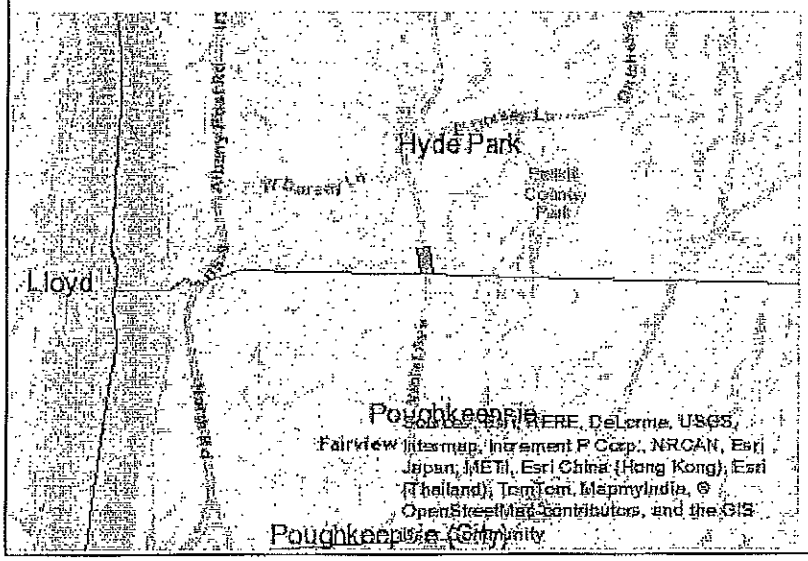
Applicant/sponsor name: Bridget Barclay, Executive Director Date: March 13, 2015

Signature: Bridget Barclay

PRINT FORM

EAF Mapper Summary Report

Friday, March 13, 2015 12:42 PM



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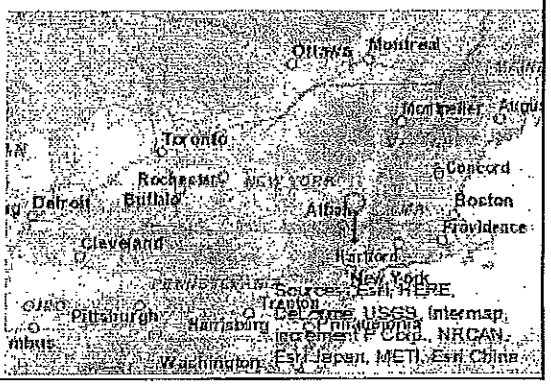

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Agency Use Only [If applicable]

Project: Acquisition of Violet Avenue Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

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Agency Use Only [If applicable]

Project: Acquisition of Violet Avenue Water Sys

Date: March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the water system and the establishment of a County Water District Zone of Assessment. The project involves no physical change to the facilities, and no physical change to the service area for the water system.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 18, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Greenbush Water System - NY1330629

Project Location (describe, and attach a location map):
The Greenbush Water System is located along the southern edge of the Town of Hyde Park along US Route 9G. See attached map.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Greenbush Water System from the T. of Hyde Park; 2) Creation of Zone of Assessment "Q" in the County Water District; 3) Amendment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of water service to all properties within Zone of Assessment "Q".

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Zone of Assessment and Service Agreement); NYS DEC (transfer of WSP); DCDOH (PWS Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? 187 acres
b. Total acreage to be physically disturbed? 0 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	☑
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify:	☑	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	☑
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☑	☐
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	☐	☐
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	☐	☐
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	☐	☐
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	☑	☐
b. Is the proposed action located in an archeological sensitive area?	☐	☑
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	☑
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:	☑	☐

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional
☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100 year flood plain?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	☑	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: The Greenbush Water District was created by the Town of Hyde Park around 2004 in response to methyl tert-butyl ether (MTBE) contamination found to be impacting individual property wells.		✓

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

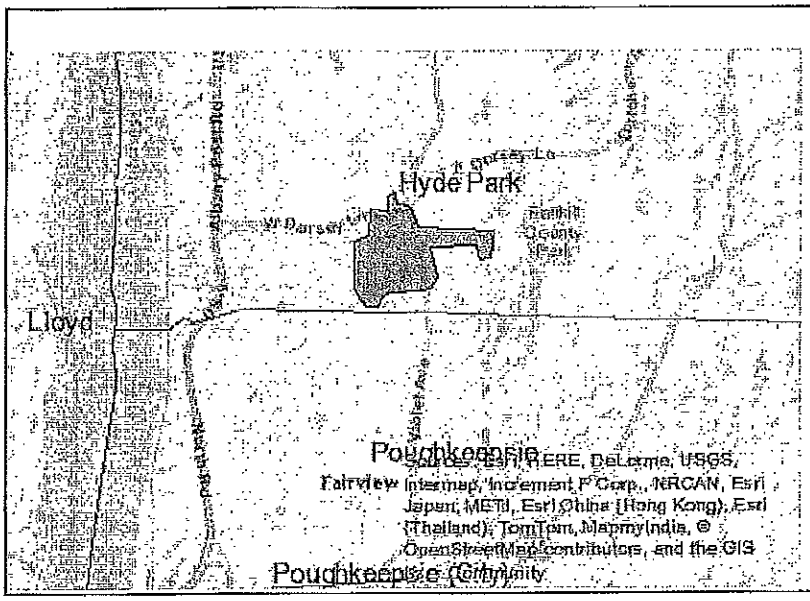
Applicant/~~sponsor name~~: Bridget Barclay, Executive Director Date: March 13, 2015

Signature:

PRINT FORM

EAF Mapper Summary Report

Friday, March 13, 2015 11:26 AM



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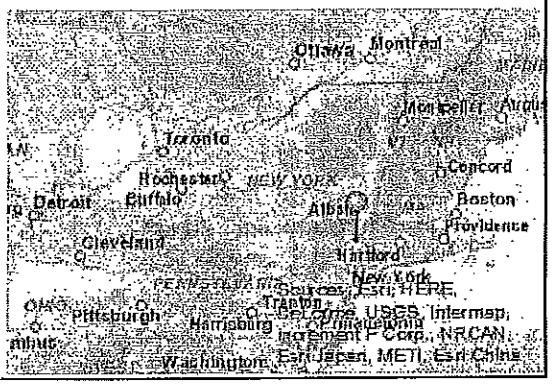

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes

Agency Use Only [If applicable]

Project: Acquisition of Greenbush Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

PRINT FORM

Agency Use Only [If applicable]

Project: Acquisition of Greenbush Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the water system and the establishment of a County Water District Zone of Assessment. The project involves no physical change to the facilities, and no physical change to the service area for the water system.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 18, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

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Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Pinebrook Water System - NY1322156

Project Location (describe, and attach a location map):
The Pinebrook Water System is located in the southern half of the Town of Hyde Park on Pinebrook Drive.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Pinebrook Water System from the T. of Hyde Park; 2) Creation of Zone of Assessment "R" in the County Water District; 3) Amendment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of water service to all properties within Zone of Assessment "R".

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Zone of Assessment and Service Agreement); NYS DEC (transfer of WSP); DCDOH (PWS Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? 80 acres
b. Total acreage to be physically disturbed? 0 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	✓
b. Consistent with the adopted comprehensive plan?	☐	✓	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	✓
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	✓	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	✓	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	✓
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	✓	☐
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	☐	☐
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	☐	☐
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	☐	☐
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	✓	☐
b. Is the proposed action located in an archeological sensitive area?	☐	✓
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	✓
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	✓	☐
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ Urban ☑ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☐	✓
16. Is the project site located in the 100 year flood plain?	☐	✓
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	✓	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

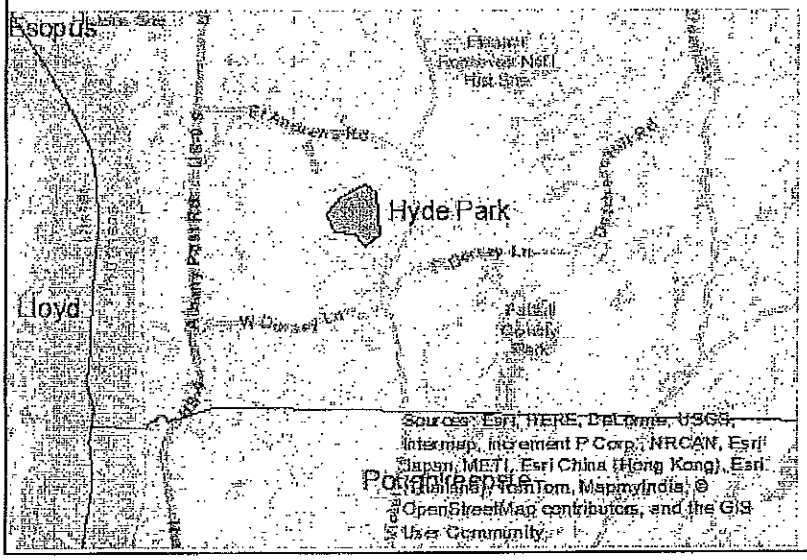
Applicant/sponsor name: Bridget Barclay, Executive Director Date: March 13, 2015

Signature: Bridget Barclay

PRINT FORM

EAF Mapper Summary Report

Friday, March 13, 2015 1:12 PM



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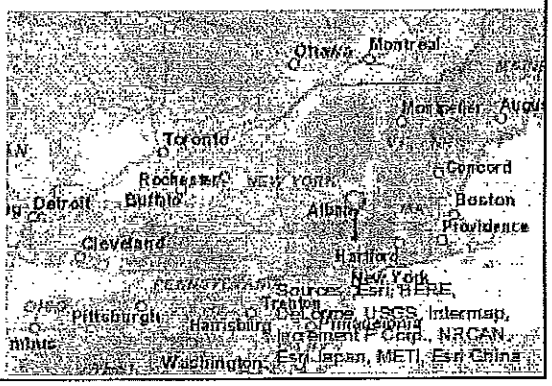

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 16 [100 Year Flood Plain]	Yes
Part 1 / Question 20 [Remediation Site]	No

Agency Use Only [If applicable]

Project: Acquisition of Pinebrook Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

PRINT FORM

Agency Use Only [If applicable]

Project: Acquisition of Pinebrook Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the water system and the establishment of a County Water District Zone of Assessment. The project involves no physical change to the facilities, and no physical change to the service area for the water system.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 18, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Greenfields Water System - NY1302794

Project Location (describe, and attach a location map):
The Greenfields Water System is located along the southeast portion of the Town of Hyde Park along Creme Street. See attached map.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Greenfields Water System from the T. of Hyde Park; 2) Creation of Zone of Assessment "S" and "T" in the County Water District; 3) Amendment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of water service to all properties within Zone of Assessment "S" and "T".

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Zone of Assessment and Service Agreement); NYS DEC (transfer of WSP); DCDOH (PWS Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? 120 acres
b. Total acreage to be physically disturbed? 0 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	☑
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	☑	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	☑
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☑	☐
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	☐	☐
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	☐	☐
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	☐	☐
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	☑	☐
b. Is the proposed action located in an archeological sensitive area?	☑	☐
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	☑
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	☑	☐
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ Urban ☑ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☐	☑
16. Is the project site located in the 100 year flood plain?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	☑	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Bridget Barclay, Executive Director Date: March 13, 2015

Signature: Bridget Barclay

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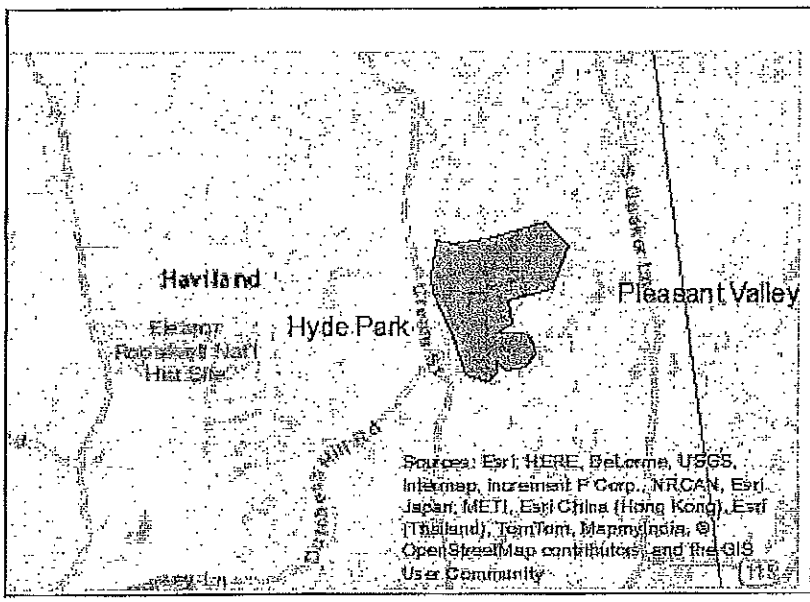
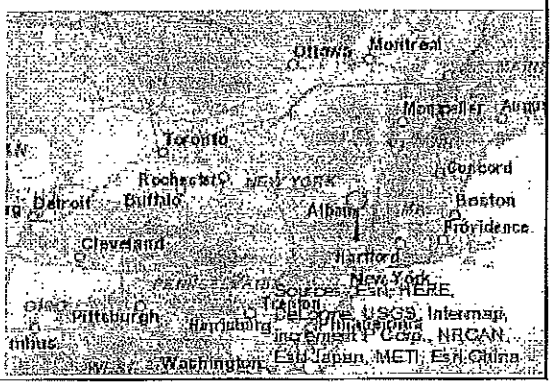
EAF Mapper Summary Report

Friday, March 13, 2015 1:37 PM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Agency Use Only [If applicable]

Project: Acquisition of Greenfields Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

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Agency Use Only [If applicable]

Project: Acquisition of Greenfields Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the water system and the establishment of a County Water District Zone of Assessment. The project involves no physical change to the facilities, and no physical change to the service area for the water system.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 19, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Quaker Hills Water System - NY1302797

Project Location (describe, and attach a location map):
The Quaker Hills Water System is located along the southwest portion of the Town of Hyde Park along Creme Street. See attached map.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Quaker Hills Water System from the T. of Hyde Park; 2) Creation of Zone of Assessment "U" in the County Water District; 3) Amendment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of water service to all properties within Zone of Assessment "U".

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Zone of Assessment and Service Agreement); NYS DEC (transfer of WSP); DCDOH (PWS Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? 100 acres
b. Total acreage to be physically disturbed? 0 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	✓
b. Consistent with the adopted comprehensive plan?	☐	✓	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO ☐	YES ✓	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO ✓	YES ☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO ✓	YES ☐	
b. Are public transportation service(s) available at or near the site of the proposed action?	✓	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	✓	☐	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	NO ☐	YES ☐	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	NO ☐	YES ☐	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	NO ☐	YES ☐	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO ✓	YES ☐	
b. Is the proposed action located in an archeological sensitive area?	✓	☐	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO ☐	YES ✓	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	✓	☐	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ Urban ☑ Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO ☐	YES ✓	
16. Is the project site located in the 100 year flood plain?	NO ✓	YES ☐	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	NO ✓	YES ☐	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES			

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/~~sponsor name~~: Bridget Barclay, Executive Director Date: March 13, 2015

Signature:

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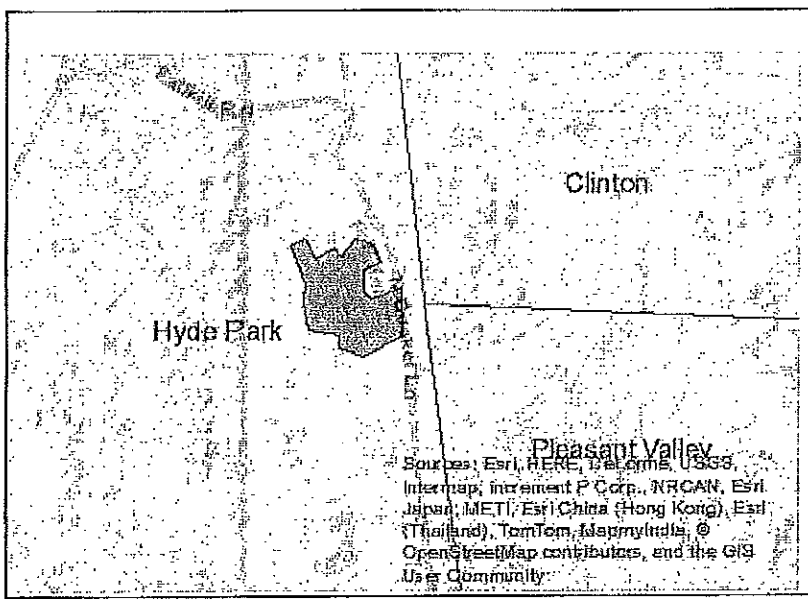
EAF Mapper Summary Report

Friday, March 13, 2015 1:53 PM



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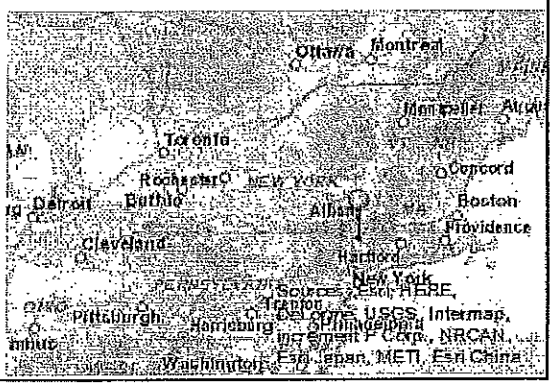

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Agency Use Only [If applicable]

Project: Acquisition of Quaker Hills Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

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Agency Use Only [If applicable]

Project: Acquisition of Quaker Hills Water System

Date: March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the water system and the establishment of a County Water District Zone of Assessment. The project involves no physical change to the facilities, and no physical change to the service area for the water system.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 18, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

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Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Pinebrook Sewer System - DEC Permit # 3-1332-00101-00003; SPDES # NY 003 4584

Project Location (describe, and attach a location map):
The Pinebrook Sewer System is located in the southern half of the Town of Hyde Park on Pinebrook Drive.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Pinebrook Sewer System from the T. of Hyde Park; 2) Creation of Part County Sewer District #7; 3) Amendment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of sewer service to all properties within Part County Sewer District #7.

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Part County Sewer District and Service Agreement); NYS DEC (transfer of SPDES Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? 80 acres
b. Total acreage to be physically disturbed? 0 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations?	☐	☐	☑
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	☑	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	☑
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☑	☐
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	☐	☐
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	☐	☐
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	☐	☐
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	☑	☐
b. Is the proposed action located in an archeological sensitive area?	☐	☑
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	☑
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	☑	☐

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional
☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☐	☑
16. Is the project site located in the 100 year flood plain?	☐	☑
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	☑	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Bridget Barclay, Executive Director Date: March 13, 2015

Signature: Bridget Barclay

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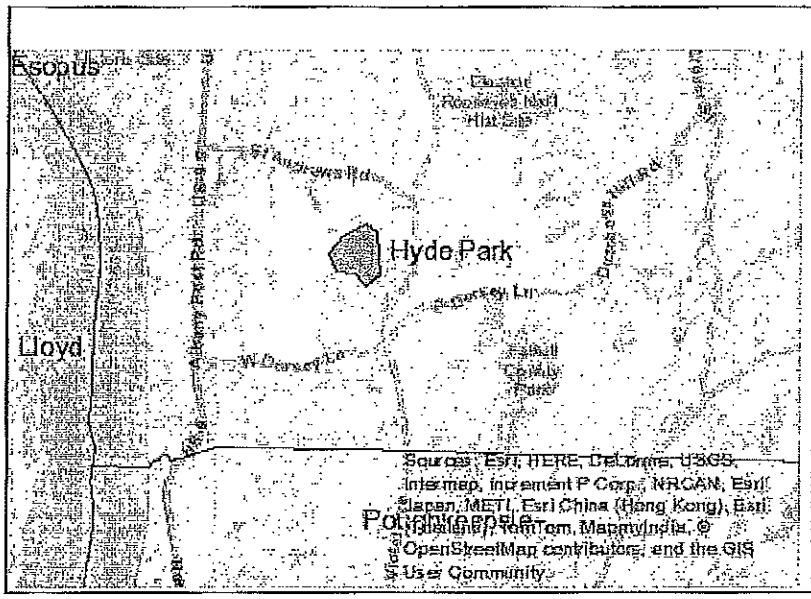
EAF Mapper Summary Report

Friday, March 13, 2015 1:12 PM



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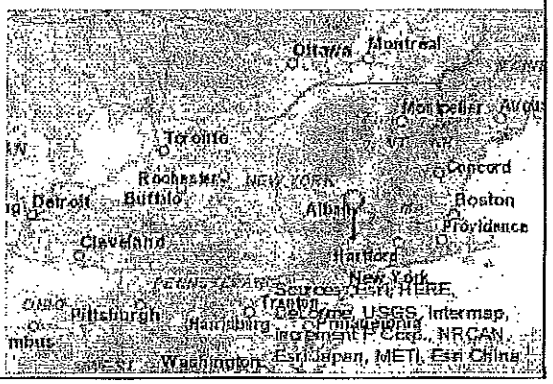

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 16 [100 Year Flood Plain]	Yes
Part 1 / Question 20 [Remediation Site]	No

Agency Use Only [If applicable]

Project: Acquisition of Pinebrook Sewer System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

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Agency Use Only [If applicable]

Project: Acquisition of Pinebrook Sewer System

Date: March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the sewer system and the establishment of a Part County Sewer District. Whereas this is a transfer only of the infrastructure and does not involve a change in the service area or infrastructure there are no negative impacts associated with this action.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 18, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Greenfields Sewer System - SPDES Permit # NY - 0097896

Project Location (describe, and attach a location map):
The Greenfields Sewer System is located along the southeast portion of the Town of Hyde Park along Creme Street. See attached map.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Greenfields Sewer System from the T. of Hyde Park; 2) Creation of Part County Sewer District 8 Zone of Assessment A and Part County Sewer District #8 Zone of Assessment B; 3) Establishment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of sewer service to all properties within Part County Sewer District 8 Zone of Assessment A and Part County Sewer District #8 Zone of Assessment B.

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Part County Sewer District and Zones of Assessment and Service Agreement); NYS DEC (transfer of SPDES Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? 120 acres
b. Total acreage to be physically disturbed? 0 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	✓
b. Consistent with the adopted comprehensive plan?	☐	✓	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	✓
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	✓	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	✓	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	✓
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	✓	☐
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	☐	☐
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	☐	☐
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	☐	☐
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	✓	☐
b. Is the proposed action located in an archeological sensitive area?	✓	☐
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	✓
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	✓	☐

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional
☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☐	✓
16. Is the project site located in the 100 year flood plain?	✓	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	✓	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

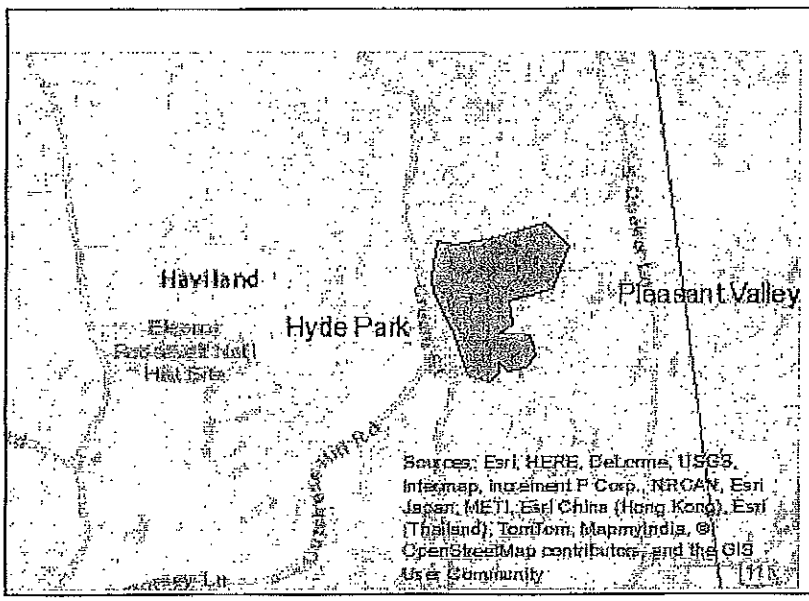
Applicant/~~sponsor name~~: Bridget Barclay, Executive Director Date: March 13, 2015

Signature: Bridget Barclay

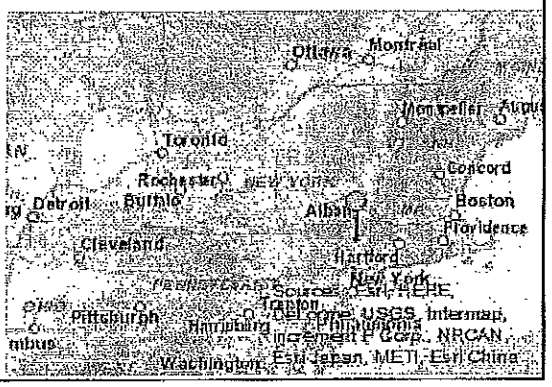
PRINT FORM

EAF Mapper Summary Report

Friday, March 13, 2015 1:37 PM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Agency Use Only [If applicable]

Project: Acquisition of Greenfields Sewer System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

PRINT FORM

Agency Use Only [If applicable]

Project: Acquisition of Greenfields Sewer System

Date: March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the sewer system and the establishment of a Part County Sewer District with two Zones of Assessment. Whereas this is a transfer only of the infrastructure and does not involve a change in the service area or infrastructure there are no negative impacts associated with this action.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 18, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015091 ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF VARIOUS ZONES OF ASSESSMENT IN THE TOWN OF HYDE PARK

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015091 ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF VARIOUS ZONES OF ASSESSMENT IN THE TOWN OF HYDE PARK

Date: April 13, 2015

ENVIRONMENT

RESOLUTION NO. 2015092

RE: ESTABLISHING ZONE "O" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and established the Dutchess County Water District covering all the areas within the boundaries of Dutchess County, and

WHEREAS, the WWA is entering into an Agreement with the Town of Hyde Park, owner of the Arbors Water System, regarding the WWA's acquisition of that system which is located in the Town of Hyde Park; and

WHEREAS, the WWA's ability to close on this acquisition and provide water service to the customers of the Arbors Water System is contingent on the creation of a Water District Zone of Assessment encompassing all properties in the said water system, which will include a total of one hundred and fifty-five (155) tax parcels, consisting of five single family residences and one hundred and fifty (150) condominium units within the Arbors Condominiums, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish Zone of Assessment "O" for the Arbors Water System, located in the Town of Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, County Water District Zone of Assessment O" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a Twelfth Restatement of the Amended Service Agreement with Dutchess County (County), on behalf of the proposed Zone of Assessment O whereby the District will provide water service to customers within the Zone at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the Zone of Assessment, describes the infrastructure to be used to provide water service, and provides the estimated annual cost for water service for the typical property in the proposed Zone of Assessment, and

WHEREAS, the first year cost to the typical single family home is estimated to be three hundred and sixty-four dollars ($364), and

WHEREAS, this Legislature must create Zone of Assessment O covering the area of the Arbors Water System described in "Attachment A," and

WHEREAS, this Legislature conducted a public hearing on this proposal on April 13, 2015, and heard all persons interested, and

WHEREAS, the establishment of said Zone of Assessment O will ensure an efficient water system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Zone of Assessment O are benefited thereby and all the property and property owners benefited are included within the proposed Zone of Assessment O and it is in the public interest to create the Zone of Assessment O in the County Water District, and be it further

RESOLVED, that a Zone of Assessment in the County Water District, to be known as Zone of Assessment O in the Town of Hyde Park, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-068-15
CRC/BB/kvh/G-1217-N
3/10/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

Dut.pdf

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "O" or Omicron
Arbors Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "O" or Omicron shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-03-097456-0000	6163-03-109406-0000	6163-03-110485-0000
6163-03-099451-0000	6163-03-097459-0000	6163-03-130444-0000
6163-03-123421-0000	6163-03-115444-0000	6163-03-133456-0000
6163-03-130440-0000	6163-03-140453-0000	6163-03-131411-0000
6163-03-108393-0000	6163-03-132464-0000	6163-03-097461-0000
6163-03-118430-0000	6163-03-130438-0000	6163-03-116481-0000
6163-03-107398-0000	6163-03-113393-0000	6163-03-133459-0000
6163-03-088462-0000	6163-03-088454-0000	6163-03-123441-0000
6163-03-123423-0000	6163-03-121489-0000	6163-03-110479-0000
6163-03-110483-0000	6163-03-101479-0000	6163-03-111417-0000
6163-03-116392-0000	6163-03-119487-0000	6163-03-101448-0000
6163-03-106395-0000	6163-03-109408-0000	6163-03-115450-0000
6163-03-111411-0000	6163-03-110480-0000	6163-03-140456-0000
6163-03-108403-0000	6163-03-111412-0000	6163-03-110478-0000
6163-03-111410-0000	6163-03-117484-0000	6163-03-088456-0000
6163-03-111414-0000	6163-03-101473-0000	6163-03-133454-0000
6163-03-110482-0000	6163-03-135475-0000	6163-03-111408-0000
6163-03-088458-0000	6163-03-101472-0000	6163-03-124428-0000
6163-03-123419-0000	6163-03-111415-0000	6163-03-123422-0000
6163-03-130409-0000	6163-03-119391-0000	6163-03-111409-0000
6163-03-108401-0000	6163-03-133462-0000	6163-03-088460-0000
6163-03-115449-0000	6163-03-108396-0000	6163-03-133460-0000
6163-03-123445-0000	6163-03-123442-0000	6163-03-133468-0000
6163-03-115443-0000	6163-03-123443-0000	6163-03-108395-0000
6163-03-110481-0000	6163-03-101471-0000	6163-03-097460-0000
6163-03-123440-0000	6163-03-111416-0000	6163-03-124430-0000
6163-03-124431-0000	6163-03-088463-0000	6163-03-131406-0000
6163-03-130436-0000	6163-03-108404-0000	6163-03-130402-0000
6163-03-088459-0000	6163-03-107405-0000	6163-03-123448-0000
6163-03-109405-0000	6163-03-130437-0000	6163-03-106396-0000

6163-03-110476-0000
6163-03-134414-0000
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6163-03-140452-0000
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6163-03-107404-0000
6163-03-133457-0000
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6163-03-133472-0000
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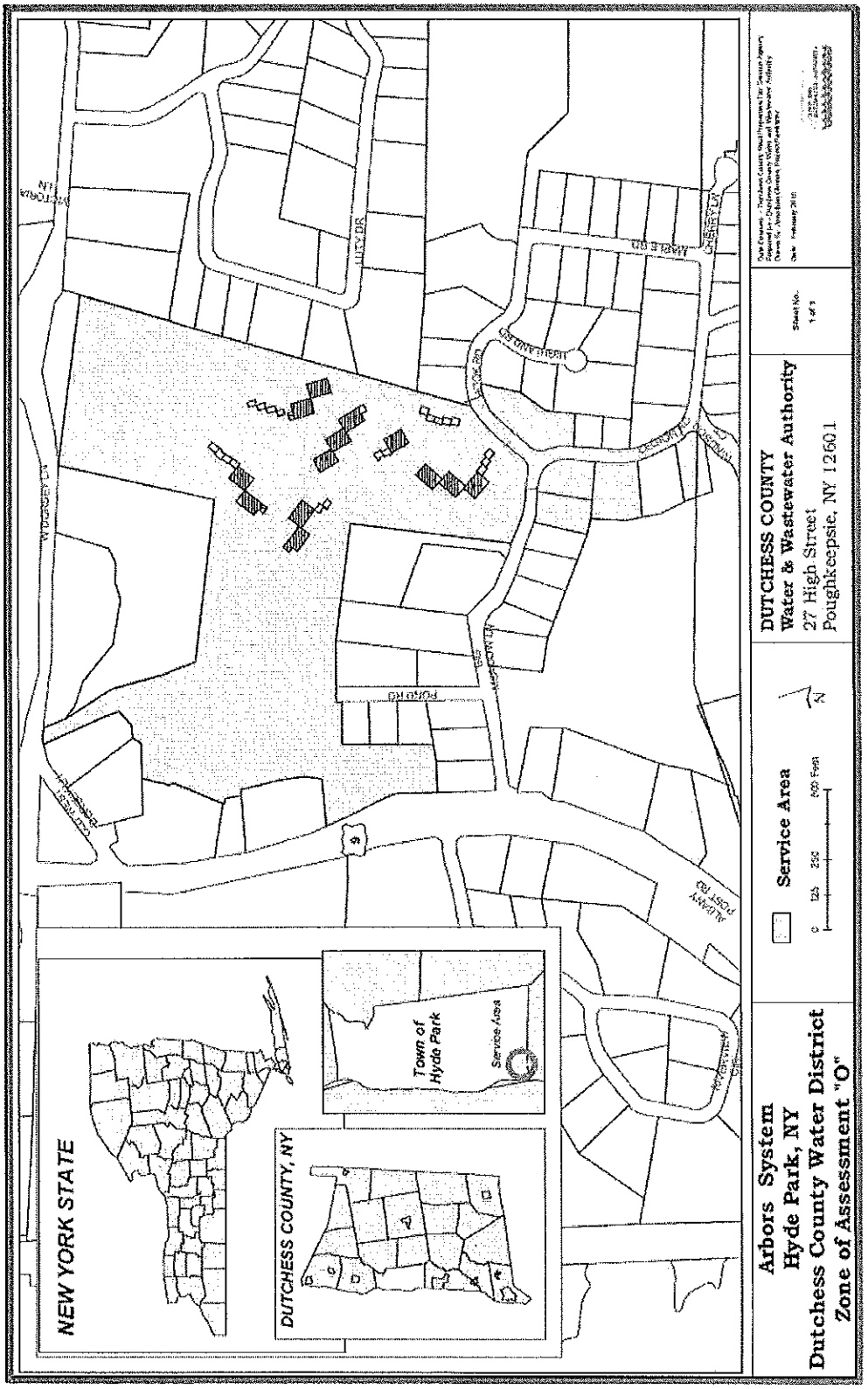
6163-03-113318-0000


NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Service Area
0 125 250 500 Feet
N
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Arbors System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "O"
POST RD
ALBANY POST RD
HUCY DR
WOODBURY DR
HIGH ST

DUTCHESS COUNTY

Proposed County Water District
Zone of Assessment "O" or Omicron

(Arbors Water System)
Hyde Park, NY

MAP, PLAN AND REPORT

February 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

February 2015

PROPOSED COUNTY WATER DISTRICT ZONE OF ASSESSMENT "O" or Omicron (ARBORS WATER)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed County Water District Zone of Assessment "O" or Omicron, which includes an area of approximately fifty (50) acres located along the southern edge of the Town of Hyde Park east of US Route 9. The Arbors customer base (Water District Map: Appendix A) consists of one hundred and fifty (150) condominium units served through one wholesale connection to the Arbors Condominiums consecutive water system, and five (5) additional residential customers.

Upon successful formation of proposed County Water District Zone of Assessment "O" or Omicron (the "Zone") by the Dutchess County Legislature, ownership and operation of the Arbors Water System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Town of Hyde Park (Town.) Information provided herein includes the proposed Zone's boundaries and a list of the tax parcels that will comprise the future Zone, as well as a description of the current and proposed infrastructure by which potable water will be produced, treated and delivered to customers.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The Dutchess County Water and Wastewater Authority will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the Zone for the purpose of administering the retail sale of water services to all properties within the proposed Zone, with such service to be provided through the water system facilities as described below. The Authority will administer the Zone pursuant to guidelines established by the Service Agreement and collect water revenues. Water service rates will be set annually by the Authority.

HISTORY

The Arbors Condominiums project was originally served by the privately held Arbors Water Corporation, using on-site wells as the water source. Poor water quality and supply forced them to seek an alternate source, resulting in a transfer of the system to the Town and, in March 2002, the creation of the Arbors Water District by resolution of the Town of

Hyde Park. In 2003 the Town entered into a wholesale water purchase agreement with the Poughkeepsie Joint Water Board (PJWB). The original treatment building from the former water district now serves as the customer meter enclosure for the Condominiums.

In 2011 the Town of Hyde Park was awarded a Local Government Efficiency Grant from the New York State Department of State. The purpose of the grant was to support an independent evaluation of the Arbors Water System, with a focus on opportunities to streamline and improve the service delivery. The grant provided for an engineering evaluation of the system and consideration of the option to transfer the assets and management of the system to the DCWWA. Pursuant to the grant, the Town completed a Reorganization Study and Proposed Dissolution Plan for the Arbors Water District (February, 2015) and, on February 19, 2015 conducted a public hearing on the Study and Plan. On February 23, 2015 the Town Board passed a resolution of intent to transfer ownership and management of the Town's water and sewer systems, including Arbors Water, to the DCWWA.

COUNTY WATER DISTRICT ZONE OF ASSESSMENT "O" or Omicron

The proposed County Water District Zone of Assessment O (Omicron) delineated on the attached map and list of tax parcels (Appendix "A"), presently includes a total of one hundred and fifty five (155) tax parcels of which one hundred and fifty (150) are attached residential condominium properties, and five lots developed as single family residences. The Arbors Condominium development is built out and all residences are occupied.

PHYSICAL FACILITIES

Water Supply and Treatment System

Water for the Arbors system is purchased from the Poughkeepsie Joint Water Board (PJWB), whose water source is a 19.3 MGD water treatment facility drawing water from the Hudson River. Water sold to Arbors is metered via a master meter near the intersection of Legion Road and Windsor Drive. The Arbors Water System has an agreement with the PJWB to purchase 32,000 gal/day of water with an encroachment fee charged for additional usage above 40,000 gal/day. This is a "Take or Pay" agreement, which means that the District pays for 32,000 gal/day whether or not the District uses the entire amount.

The Agreement between the Arbors Water District and the PJWB states that Poughkeepsie is not obligated to provide fire service to the District. Due to the capacity of the Poughkeepsie's Spring Street pumping station, which provides flow to the Arbors District, system capacity is insufficient to meet fire flow requirements.

Transmission and Distribution

The Arbors Water System includes a master meter at point of purchase from PJWB, approximately 1,300 feet of 8-inch ductile iron water main and appurtenances, and five single family residential service connections prior to the customer owned master meter at Arbors Condominiums.

The master meter for the Arbors Condominium is housed in the Arbors Former Water Treatment Building. The building is owned by the Arbors Condominium Homeowners Association. Easement documents grant the water system owner access to the water main on the Condominium Homeowners Association property and to the Former Treatment Building to access and repair the water main and to read/inspect the water meter. The building is in generally poor condition, and should be repaired by the Condominium Homeowners Association.

SOURCE CAPACITY AND QUALITY EVALUATION

Water for the Arbors System is purchased from the Poughkeepsie Joint Water Board (PJWB), whose water source is a 19.3 MGD water treatment facility drawing water from the Hudson River. The purchase agreement for 32,000 gal/day is more than sufficient to meet the needs of the District, which averages about 23,000 gal/day. The primary concern of the water system is addressing the water quality issues associated with Disinfection By-Products (Total Trihalomethanes and Haloacetic Acids.). Disinfection By-Products levels are primarily a function of the quality of water leaving the PJWB water treatment facility, and water age. Water age is complex and affected by the operation of storage facilities in the Poughkeepsie system, and the flow of water throughout the entire Poughkeepsie distribution system as well as within the Arbors water distribution system. The Arbors District is currently addressing these issues with a proactive flushing program. It is anticipated that water quality will improve with future improvements designed for the Poughkeepsie water treatment facility. According to the PJWB, construction is anticipated to be complete by the summer of 2016.

FUTURE DEMAND

The Arbors Condominium development is built out and all residences are occupied. There are no current or anticipated plans to expand the Arbors Water System.

FUTURE CAPITAL ISSUES

An engineering evaluation of the Arbors Water System was completed as part of the Reorganization Study, and is included as Appendix A to the Study. The distribution system was found to be in good condition, with no significant history of water main failures, and so there is no reason to believe that the pipe will require replacement prior to its expected useful life of 50-80 years. The engineering evaluation noted several repairs to be made to the District's master meter, including; repair of a leaking pressure reducing valve, installation of bollards to protect the meter pit, and repair and painting of pipe supports within the meter pit. These improvements will be funded through the system's operational budget. As previously noted, improvement needs for the building housing the Arbors Condominium Association master meter are the responsibility of the Condominium Association.

PROJECTED CAPITAL COSTS AND ALLOCATION

At this time there are no capital improvements to be funded through the issuance of bonds. Should the Authority, in the future, issue bonds for capital improvements, annual debt

expenses will be allocated equitably among all parcels within the District through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix C.) All benefit units would be charged at the same rate. The annual benefit assessment would appear on the respective property owner's yearly property tax bill.

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M Budget Projection is the total cost to the DCWWA to operate the Arbors Water System; purchase of water, laboratory fees, labor, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Arbors Water System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size water systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $45,100.00.

DCWWA proposes to maintain the current rate structure, which contains two categories; the individually metered single family residences, and the Arbors Condominium. Charges to individually metered single family residences include a quarterly charge of $91.05, for use of up to 27,300 gallons, plus a charge of $3.75 per thousand gallons of metered water usage above the minimum. Charges to the Arbors Condominium include a quarterly charge of $9,255.71, for use of up to 2,775,501 gallons, plus a charge of $3.75 per thousand gallons of metered water usage above the minimum.

The below table depicts proposed annual cost per customer category.

Table: Water Rates and Typical Cost Per Customer

Charge	Type	Rate	Typical Annual Charge Per Customer
INDIVIDUALLY METERED SINGLE FAMILY RESIDENCE			
Flat Rate Water	Quarterly Charge	$91.05	$364.20
Metered Rate	Usage Charge	$3.75/1,000 gal	$0*
		Grand Total	**$364.20***
ARBORS CONDOMINIUM – MASTER METER			
Flat Rate Water	Quarterly Charge	$9,255.71	$37,022.84
Metered Rate	Usage Charge	$3.75/1,000 gal	$0**
		Grand Total	**$37,022.84**

**Based on 110 gallons per day for typical residential customer, which are below the minimum.*
***Based on 2013-14 Recorded Usage Data depicting flows below minimum.*

It should be noted that, pursuant to the water purchase agreement, the PJWB may pass on to the Arbors Water System "a proportionate share of subsequent capital costs to the water treatment facility." Based on the current estimated costs of the ongoing improvements to

the water treatment plant, the PJWB has estimated the additional cost to be in the range of $0.25 per thousand gallons, or a 13% increase over the current rate. This would increase the District's annual water purchase cost (for the Take or Pay volume) by about $3,000 per year.

CONNECTION CHARGES

The Arbors Condominium development has reached full build out and no further development is anticipated. At the time the Map, Plan and Report was drafted, the typical residential connection charge was $500.

Annual Cost per a Typical Property – First Year: $364.20

The total annual cost for a typical property in a zone is generally a combination of the long-term capital charges (debt service) and water usage charges. In the proposed District a typical property will be a single family dwelling unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling in County Water District Zone of Assessment "O" (Omicron) will be three hundred and sixty four dollars twenty cents ($364.20). A system budget based on these rates will build appropriate fund balances to maintain the public water system in good working order.

#####

APPENDICES

Appendix A – Description of County District Zone of Assessment "O" or Omicron (Map & Parcel List)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C - Proposed Benefit Assessment Methodology

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "O" or Omicron
Arbors Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "O" or Omicron shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-03-097456-0000	6163-03-109406-0000	6163-03-110485-0000
6163-03-099451-0000	6163-03-097459-0000	6163-03-130444-0000
6163-03-123421-0000	6163-03-115444-0000	6163-03-133456-0000
6163-03-130440-0000	6163-03-140453-0000	6163-03-131411-0000
6163-03-108393-0000	6163-03-132464-0000	6163-03-097461-0000
6163-03-118430-0000	6163-03-130438-0000	6163-03-116481-0000
6163-03-107398-0000	6163-03-113393-0000	6163-03-133459-0000
6163-03-088462-0000	6163-03-088454-0000	6163-03-123441-0000
6163-03-123423-0000	6163-03-121489-0000	6163-03-110479-0000
6163-03-110483-0000	6163-03-101479-0000	6163-03-111417-0000
6163-03-116392-0000	6163-03-119487-0000	6163-03-101448-0000
6163-03-106395-0000	6163-03-109408-0000	6163-03-115450-0000
6163-03-111411-0000	6163-03-110480-0000	6163-03-140456-0000
6163-03-108403-0000	6163-03-111412-0000	6163-03-110478-0000
6163-03-111410-0000	6163-03-117484-0000	6163-03-088456-0000
6163-03-111414-0000	6163-03-101473-0000	6163-03-133454-0000
6163-03-110482-0000	6163-03-135475-0000	6163-03-111408-0000
6163-03-088458-0000	6163-03-101472-0000	6163-03-124428-0000
6163-03-123419-0000	6163-03-111415-0000	6163-03-123422-0000
6163-03-130409-0000	6163-03-119391-0000	6163-03-111409-0000
6163-03-108401-0000	6163-03-133462-0000	6163-03-088460-0000
6163-03-115449-0000	6163-03-108396-0000	6163-03-133460-0000
6163-03-123445-0000	6163-03-123442-0000	6163-03-133468-0000
6163-03-115443-0000	6163-03-123443-0000	6163-03-108395-0000
6163-03-110481-0000	6163-03-101471-0000	6163-03-097460-0000
6163-03-123440-0000	6163-03-111416-0000	6163-03-124430-0000
6163-03-124431-0000	6163-03-088463-0000	6163-03-131406-0000
6163-03-130436-0000	6163-03-108404-0000	6163-03-130402-0000
6163-03-088459-0000	6163-03-107405-0000	6163-03-123448-0000
6163-03-109405-0000	6163-03-130437-0000	6163-03-106396-0000

6163-03-110476-0000	6163-03-133472-0000	6163-03-133461-0000
6163-03-134414-0000	6163-03-097453-0000	6163-03-140455-0000
6163-03-123449-0000	6163-03-115448-0000	6163-03-111413-0000
6163-03-088457-0000	6163-03-124432-0000	6163-03-101475-0000
6163-03-133463-0000	6163-03-130435-0000	6163-03-119427-0000
6163-03-140451-0000	6163-03-140448-0000	6163-03-097458-0000
6163-03-133455-0000	6163-03-115445-0000	6163-03-123447-0000
6163-03-097457-0000	6163-03-101478-0000	6163-03-115446-0000
6163-03-123420-0000	6163-03-101476-0000	6163-03-107397-0000
6163-03-133458-0000	6163-03-088455-0000	6163-03-097462-0000
6163-03-110477-0000	6163-03-106394-0000	6163-03-124429-0000
6163-03-130443-0000	6163-03-097454-0000	6163-03-088461-0000
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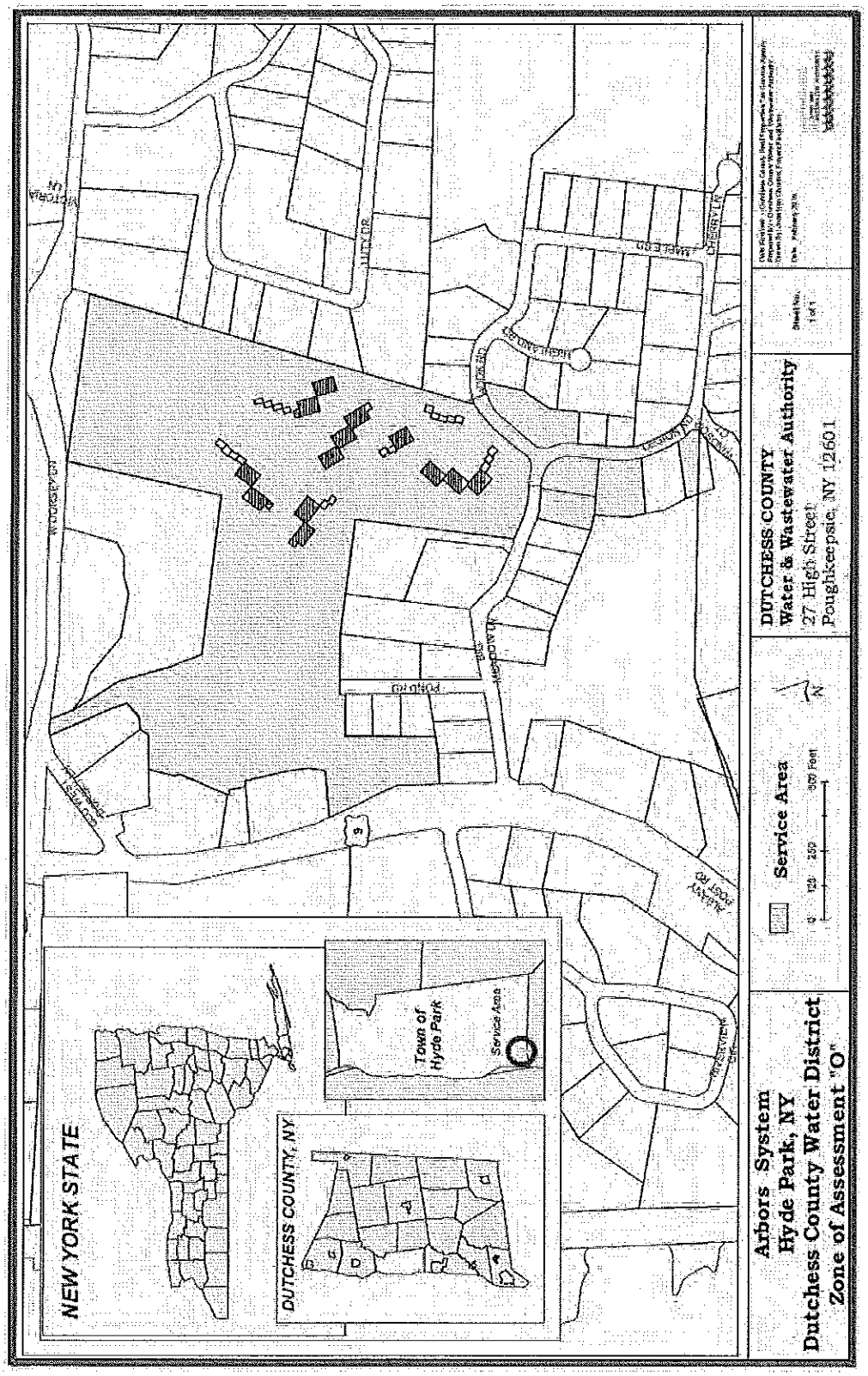
6163-03-130439-0000	6163-03-115447-0000	6163-03-140454-0000
6163-03-101470-0000	6163-03-097455-0000	6163-03-130441-0000
6163-03-140449-0000	6163-03-101474-0000	6163-03-110484-0000
6163-03-140452-0000	6163-03-123446-0000	6163-03-130375-0000
6163-03-123444-0000	6163-03-101477-0000	6163-03-110362-0000
6163-03-107404-0000	6163-03-107399-0000	6163-03-098364-0000
6163-03-133457-0000	6163-03-140457-0000	6163-03-105344-0000
6163-03-130442-0000	6163-03-115442-0000	6163-03-113318-0000
6163-03-108394-0000	6163-03-115441-0000	


NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Service Area
0 125 250 500 Feet
N
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Arbors System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "O"

APPENDIX "B"

Proposed

Operation & Maintenance Costs

Illustrative of projected first year O & M expenses, revenues and rates

for customers of

Arbors Water System (County District Zone of Assessment "O" or Omicron)

DCWWA PROPOSED 2015 BUDGET
ARBORS WATER SYSTEM

Beginning Fund Balance	**25,157**
Annual Expenses	**45,097**
Water Purchase	24,000
Power/Chemicals	
Operations	9,647
ERM	1,800
Lab/Sampling/Permit	2,757
Administration	5,233
Legal/Engineering	750
Insurance	500
Operations Contingency	410
Annual Revenues	**45,097**
Water Sales/Penalties	39,097
Property Taxes	
Other	
Transfer from Fund Balance	6,000
Ending Fund Balance	**19,157**

APPENDIX "C"

Arbors Water System (County District Zone of Assessment "O" or Omicron)

Proposed Benefit Assessment Methodology

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, M, O and U (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3 & 6

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015092 ESTABLISHING ZONE "O" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015092 ESTABLISHING ZONE "O" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 13, 2015

ENVIRONMENT

RESOLUTION NO. 2015093

RE: ESTABLISHING ZONE "P" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and established the Dutchess County Water District covering all the areas within the boundaries of Dutchess County, and

WHEREAS, the WWA is entering into an Agreement with the Town of Hyde Park, owner of the Violet Avenue Water System, regarding the WWA's acquisition of that system which is located in the Town of Hyde Park; and

WHEREAS, the WWA's ability to close on this acquisition and provide water service to the customers of the Violet Avenue Water System is contingent on the creation of a Water District Zone of Assessment encompassing all properties in the said water system, which will include a total of eleven (11) individual properties with service connections, consisting of three (3) single family residences, two (2) two family residences and six (6) non-residential customers, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish Zone of Assessment "P" for the Violet Avenue Water System, located in the Town of Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, County Water District Zone of Assessment "P" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a Twelfth Restatement of the Amended Service Agreement with Dutchess County (County), on behalf of the proposed Zone of Assessment P whereby the District will provide water service to customers within the Zone at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the Zone of Assessment, describes the infrastructure to be used to provide water service, and provides the estimated annual cost for water service for the typical property in the proposed Zone of Assessment, and

WHEREAS, the first year cost to the typical single family home is estimated to be two hundred and ninety-two dollars ($292), and

WHEREAS, this Legislature must create Zone of Assessment P covering the area of the Violet Avenue Water System described in "Attachment A," and

WHEREAS, this Legislature conducted a public hearing on this proposal on April 13, 2015, and heard all persons interested, and

WHEREAS, the establishment of said Zone of Assessment P will ensure an efficient water system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Zone of Assessment P are benefited thereby and all the property and property owners benefited are included within the proposed Zone of Assessment P and it is in the public interest to create the Zone of Assessment P in the County Water District, and be it further

RESOLVED, that a Zone of Assessment in the County Water District, to be known as Zone of Assessment P in the Town of Hyde Park, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-070-15
CRC/BB/kvh/G-1217-N
3/10/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

Dut.pdf

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT P
Violet Avenue Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment P shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-04-534381-0000
6163-04-569324-0000
6163-04-547333-0000
6163-04-533373-0000
6163-03-482349-0000
6163-04-532342-0000
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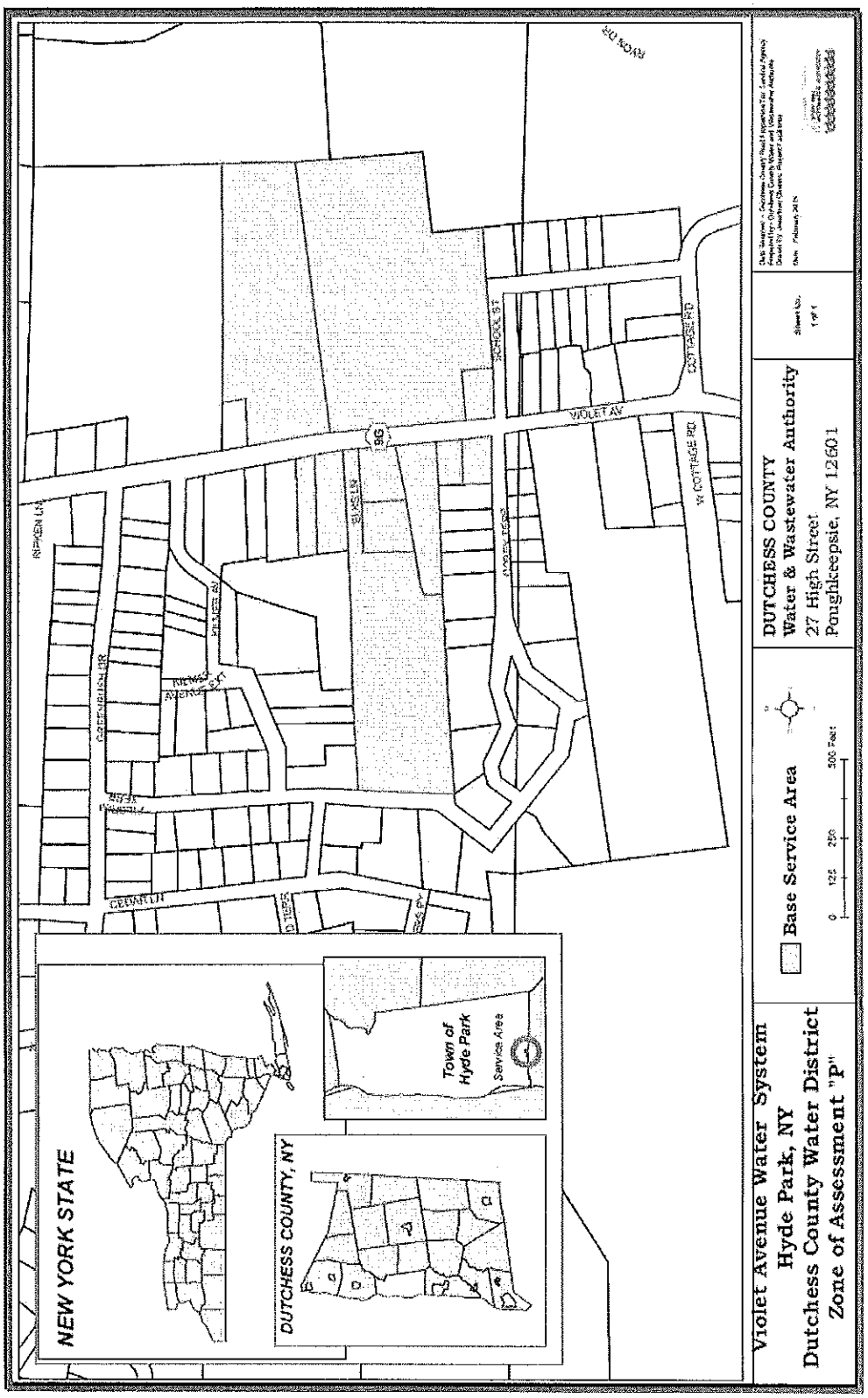

NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Violet Avenue Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "P"
Base Service Area
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
VIOLET AV
SCHOOL ST
COTTAGE RD
W COTTAGE RD
RUSSELL
ROSE PL
GREENBUSH DR
KELSEY AV
KENSINGTON CT
CEDARCLIFF
ASPEN LN
RYCK DR
9G

DUTCHESS COUNTY

Proposed County Water District
Zone of Assessment P

(Violet Avenue Water System)
Hyde Park, NY

MAP, PLAN AND REPORT

February 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

February 2015

PROPOSED COUNTY WATER DISTRICT ZONE OF ASSESSMENT P (VIOLET AVENUE WATER)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed County Water District Zone of Assessment P, which includes an area of approximately twenty (20) acres located along the southern edge of the Town of Hyde Park on US Route 9G. The Violet Avenue customer base (Water District Map: Appendix A) consists of eleven (11) properties consisting of three (3) single family residences, two (2) two family residences and six (6) non-residential customers.

Upon successful formation of proposed County Water District Zone of Assessment P (the "Zone") by the Dutchess County Legislature, ownership and operation of the Violet Avenue Water System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Town of Hyde Park (Town). Information provided herein includes the proposed Zones boundaries and a list of the tax parcels that will comprise the future Zone, as well as a description of the current and proposed infrastructure by which potable water will be produced, treated and delivered to customers.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The Dutchess County Water and Wastewater Authority will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the Zone for the purpose of administering the retail sale of water services to all properties within the proposed Zone, with such service to be provided through the water system facilities as described below. The Authority will administer the Zone pursuant to guidelines established by the Service Agreement and collect water revenues. Water service rates will be set annually by the Authority.

HISTORY

The original Violet Avenue Water District was created by the Town of Hyde Park around 1985 in response to methyl tert-butyl ether (MTBE) contamination found to be impacting individual property wells. Following the creation of the district, the Poughkeepsie Joint Water Board (PJWB) began delivering water to the District, with a meter pit located near the intersection of Cobey Terrance and Violet Avenue. In 2004 the Greenbush Water

District, interconnected with Violet Avenue Water District, was created in response to further MTBE contamination.

In 2011 the Town of Hyde Park was awarded a Local Government Efficiency Grant from the New York State Department of State. The purpose of the grant was to support an independent evaluation of the Violet Avenue Water System, with a focus on opportunities to streamline and improve the service delivery. The grant provided for an engineering evaluation of the system and consideration of the option to transfer the assets and management of the system to the DCWWA. Pursuant to the grant, the Town completed a Reorganization Study and Proposed Dissolution Plan for the Violet Avenue Water District (February, 2015) and, on February 19, 2015 conducted a public hearing on the Study and Plan. On February 23, 2015 the Town Board passed a resolution of intent to transfer ownership and management of the Town's water and sewer systems, including Violet Avenue Water, to the DCWWA.

COUNTY WATER DISTRICT ZONE OF ASSESSMENT P

The proposed County Water District Zone of Assessment P delineated on the attached map and list of tax parcels (Appendix "A"), presently includes a total of eleven (11) individual properties with service connections, consisting of three (3) single family residences, two (2) two family residences and six (6) non-residential customers.

PHYSICAL FACILITIES

Water Supply and Treatment System

Water for the Violet Avenue System is purchased from the Poughkeepsie Joint Water Board (PJWB), whose water source is a 19.3 MGD water treatment facility drawing water from the Hudson River. Water for the Greenbush/Violet Avenue Water system is purchased through a single purchase agreement with the PJWB, and is metered via a master meter near the intersection of Cobey Terrace and Violet Avenue. The water purchase agreement requires the Districts pay for a minimum of 80,000 gallons per day with the opportunity to purchase additional usage above this at the typical rate. This is a "take or pay" agreement, meaning the Districts pay for a minimum of 80,000 gallons per day regardless of actual usage. An additional encroachment fee may be charged when flows elevate above 200,000 gallons per day.

The Agreement between the Greenbush and Violet Avenue Water Systems and the PJWB states that Poughkeepsie is not obligated to provide fire service to the Districts. Due to the capacity of the Poughkeepsie's Spring Street pumping station, which provides flow to the Violet Avenue District, system capacity is insufficient to meet fire flow requirements.

Transmission and Distribution

The Violet Avenue Water System includes approximately 600 feet of 8-inch ductile iron water main and appurtenances, a shared master meter with Greenbush and eleven service

connections. The interconnected Greenbush Water System includes approximately 2,600 linear feet of ductile iron water main along route 9G, and another 11,850 feet of ductile iron water main along Town roads.

SOURCE CAPACITY AND QUALITY EVALUATION

Water for the Violet Avenue System is purchased from the PJWB, whose water source is a 19.3 MGD water treatment facility drawing water from the Hudson River. Typically, district flows appear to average 47,436 gallons per day or 33 gallons per minute based on data presented in the Engineering Evaluation Report. Despite the occasional max day, the district does not typically exceed the minimum purchase.

The primary concern of the water system is addressing the water quality issues associated with Disinfection By-Products (Total Trihalomethanes and Haloacetic Acids.). Disinfection By-Products levels are primarily a function of the quality of water leaving the PJWB water treatment facility, and water age. Water age is complex and affected by the operation of storage facilities in the Poughkeepsie system, and the flow of water throughout the entire Poughkeepsie distribution system as well as within the Violet Avenue water system. The water system is currently addressing these issues with a proactive flushing program. It is anticipated that water quality will improve with future improvements designed for the Poughkeepsie water treatment facility. According to the PJWB, construction is anticipated to be complete by the summer of 2016.

FUTURE DEMAND

All properties within the Violet Avenue Water System are developed. There are no current or anticipated plans to expand the Violet Avenue Water System.

FUTURE CAPITAL ISSUES

An engineering evaluation of the Violet Avenue Water System was completed as part of the Reorganization Study, and is included as Appendix A to the Study. The engineering evaluation included recommendations for system improvements, organized by priority level.

Treatment Building

The Violet Avenue Water System has no treatment buildings, facilities or otherwise.

Distribution System

The Violet Avenue water distribution system includes a master meter at point of purchase from PJWB, approximately 600 feet of 8-inch ductile iron water main and appurtenances, a

shared master meter with Greenbush and eleven service connections. The distribution system was found to be in good condition, with no significant history of water main failures, and so there is no reason to believe that the pipe will require replacement prior to its expected useful life of 50-80 years.

PROJECTED CAPITAL COSTS AND ALLOCATIONS

There are no capital improvements to be funded through the issuance of bonds. Should the Authority, in the future, issue bonds for capital improvements, annual debt expenses will be allocated equitably among all parcels within the District through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix C.) All benefit units would be charged at the same rate. The annual benefit assessment would appear on the respective property owner's yearly property tax bill.

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M Budget Projection is the total cost to the DCWWA to operate the Violet Avenue Water System; purchase of water, laboratory fees, labor, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Violet Avenue Water System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size water systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $7,100.00.

DCWWA proposes to maintain the current rate structure of a quarterly charge of $50.00, plus a charge of $2.30 per thousand gallons of metered water usage. The below table depicts annual cost per customer.

Table: Water Rates and Typical Cost Per Customer

Charge	Type	Rate	Typical Annual Charge Per Customer
Flat Rate Water	Quarterly Charge	$50.00	$200.00
Metered Rate	Usage Charge	$2.30/1000 gal	$92*
		Grand Total	**$292.00**

**Based on 110 gallons per day for typical residential customer.*

It should be noted that, pursuant to the water purchase agreement, the PJWB may pass on to the Violet Avenue Water System "a proportionate share of subsequent capital costs to the water treatment facility." Based on the current estimated costs of the ongoing improvements to the water treatment plant, the PJWB has estimated the additional cost to

be in the range of $0.25 per thousand gallons, or a 13% increase over the current rate. This would increase the combined Greenbush and Violet Avenue Districts' annual water purchase cost (for the Take or Pay volume) by about $7,300 per year.

CONNECTION CHARGES

All properties within the Violet Avenue Water System are currently served. At the time the Map, Plan and Report was drafted, the typical residential connection charge was $500.

Annual Cost per a Typical Property – First Year: $292.00

The total annual cost for a typical property in a zone is generally a combination of the long-term capital charges (debt service) and water usage charges. In the proposed District a typical property will be a single family dwelling unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling in County Water District Zone of Assessment P will be two hundred ninety two dollars ($292.00). A system budget based on these rates will build appropriate fund balances to maintain the public water system in good working order.

#####

APPENDICES

Appendix A – Description of County District Zone of Assessment P (Map & Parcel List)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C - Proposed Benefit Assessment Methodology

APPENDIX "A"

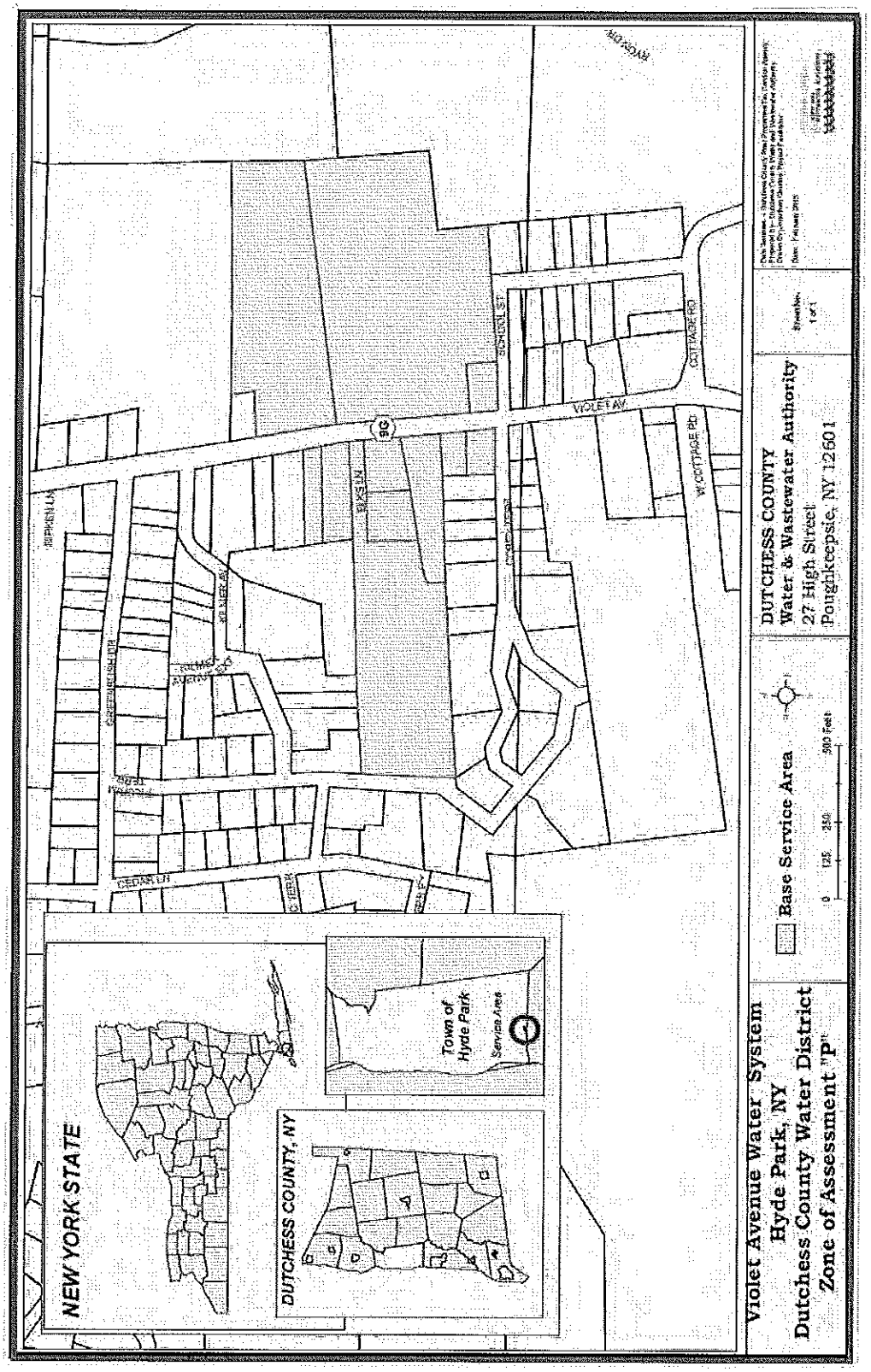
DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT P
Violet Avenue Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment P shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-04-534381-0000
6163-04-569324-0000
6163-04-547333-0000
6163-04-533373-0000
6163-03-482349-0000
6163-04-532342-0000
6163-04-542356-0000
6163-04-596391-0000
6163-04-600353-0000
6163-04-527354-0000
6163-04-548325-0000


NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Violet Avenue Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "P"
Base Service Area
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
VIOLET AV
SCHOOL ST
COTTAGE RD
W COTTAGE RD
9G
CEDAR LN
RIPKEN LN
RIVER DR

APPENDIX "B"

Proposed

Operation & Maintenance Costs

Illustrative of projected first year O & M expenses, revenues and rates

for customers of

Violet Avenue Water System (County District Zone of Assessment P)

DCWWA PROPOSED 2015 BUDGET
VIOLET AVENUE WATER SYSTEM

Beginning Fund Balance	**29,499**
Annual Expenses	**7,083**
Water Purchase	1,000
Power/Chemicals	
Operations	1,017
ERM	1,000
Lab/Sampling/Permit	366
Administration	1,540
Legal/Engineering	300
Insurance	500
Operations Contingency	1,360
Annual Revenues	**7,083**
Water Sales/Penalties	4,083
Transfer from Fund Balance	3,000
Ending Fund Balance	**26,499**

APPENDIX "C"

Violet Avenue Water System (County District Zone of Assessment P)

Proposed Benefit Assessment Methodology

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, M, O, P and U (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3 & 6

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015093 ESTABLISHING ZONE "P" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015093 ESTABLISHING ZONE "P" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 13, 2015

Environment

RESOLUTION NO. 2015094

RE: ESTABLISHING ZONE "Q" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and established the Dutchess County Water District covering all the areas within the boundaries of Dutchess County, and

WHEREAS, the WWA is entering into an Agreement with the Town of Hyde Park, owner of the Greenbush Water System, regarding the WWA's acquisition of that system which is located in the Town of Hyde Park; and

WHEREAS, the WWA's ability to close on this acquisition and provide water service to the customers of the Greenbush Water System is contingent on the creation of a Water District Zone of Assessment encompassing all properties in the said water system, which will include a total of two hundred seventy-two (272) properties consisting of two hundred forty-nine (249) residential properties, seven (7) undeveloped parcels and sixteen (16) non-residential customers, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish Zone of Assessment "Q" for the Greenbush Water System, located in the Town of Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, County Water District Zone of Assessment "Q" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a Twelfth Restatement of the Amended Service Agreement with Dutchess County (County), on behalf of the proposed Zone of Assessment Q whereby the District will provide water service to customers within the Zone at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the Zone of Assessment, describes the infrastructure to be used to provide water service, and provides the estimated annual cost for water service for the typical property in the proposed Zone of Assessment, and

WHEREAS, the first year cost to the typical single family home is estimated to be seven hundred and forty dollars ($740), and

WHEREAS, this Legislature must create Zone of Assessment Q covering the area of the Greenbush Water System described in "Attachment A," and

WHEREAS, this Legislature conducted a public hearing on this proposal on April 13, 2015, and heard all persons interested, and

WHEREAS, the establishment of said Zone of Assessment Q will ensure an efficient water system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Zone of Assessment Q are benefited thereby and all the property and property owners benefited are included within the proposed Zone of Assessment Q and it is in the public interest to create the Zone of Assessment Q in the County Water District, and be it further

RESOLVED, that a Zone of Assessment in the County Water District, to be known as Zone of Assessment Q in the Town of Hyde Park, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-073-15
CRC/BB/ca/G-1217-N
3/10/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

DuLpdf

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT Q
Greenbush Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment Q shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-01-323582	6163-01-412511	6163-02-529558
6163-01-388645	6163-01-426511	6163-02-724515
6163-01-348586	6163-02-602549	6163-02-637550
6163-01-396592	6163-02-503528	6163-02-701546
6163-01-358621	6163-02-554550	6163-02-727545
6163-01-383593	6163-01-448520	6163-03-487466
6163-01-335584	6163-02-592549	6163-04-506489
6163-01-313576	6163-01-439510	6163-03-459454
6163-02-578549	6163-01-476511	6163-03-452486
6163-01-428582	6163-02-561550	6163-03-381457
6163-02-667540	6163-02-658513	6163-03-441454
6163-02-561569	6163-02-673540	6163-03-475454
6163-02-535545	6163-01-397569	6163-03-432454
6163-02-667512	6163-01-360552	6163-03-394470
6163-02-568549	6163-02-676512	6163-04-675495
6163-01-482508	6163-02-720545	6163-03-424468
6163-02-614506	6163-02-597549	6163-03-422488
6163-02-696512	6163-02-685511	6163-04-514489
6163-01-450509	6163-01-374564	6163-04-528448
6163-01-414555	6163-04-629499	6163-02-597503
6163-02-650549	6163-02-608516	6163-04-548464
6163-02-691546	6163-01-422527	6163-03-427487
6163-01-389565	6163-02-660549	6163-04-731475
6163-02-587549	6163-01-339550	6163-03-413451
6163-02-628550	6163-01-423551	6163-03-492453
6163-02-615550	6163-02-621550	6163-03-393456
6163-02-529563	6163-02-644550	6163-03-437487
6163-01-397558	6163-01-381564	6163-02-726505
6163-01-409551	6163-02-705511	6163-03-499489
6163-02-608549	6163-01-474522	6163-03-484453
6163-02-681546	6163-02-710543	6163-03-414459

6163-04-728493
6163-04-730484
6163-03-482485
6163-03-466485
6163-03-475485
6163-04-566480
6163-04-697494
6163-04-551452
6163-03-424455
6163-01-492507
6163-01-486508
6163-04-510477
6163-03-376470
6163-04-504451
6163-03-351478
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6163-03-467454
6163-04-510451
6163-03-374481
6163-01-471505
6163-03-351488
6163-04-727499
6163-03-441686
6163-04-698485
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6163-04-596439
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6163-03-412488
6163-03-391489
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6163-04-534430
6163-03-432415
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6163-03-490433
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6163-04-526430
6163-03-397429
6163-03-376414
6163-03-354428
6163-03-435434
6163-03-370401
6163-03-371394
6163-03-431424
6163-03-449438
6163-04-530415
6163-03-421392
6163-03-432402
6163-03-449409
6163-03-391395
6163-03-418416
6163-03-370438
6163-03-459378
6163-03-419409
6163-03-382434
6163-03-397438
6163-03-466376
6163-03-493390
6163-04-552441
6163-03-432394
6163-03-448421
6163-03-420435
6163-03-399416
6163-03-427435
6163-03-413435
6163-03-406361
6163-03-402334
6163-03-387374
6163-03-390365
6163-03-434363
6163-03-370345
6163-03-394355
6163-03-365368
6163-03-433380
6163-03-391323
6163-03-396372
6163-03-405378
6163-03-424351
6163-03-387334
6163-03-422369
6163-01-478568
6163-01-463565
6163-02-547527
6163-01-437552
6163-01-489556
6163-02-551519
6163-01-477541
6163-01-476535
6163-03-468433
6163-02-557526
6163-01-454558
6163-01-449529
6163-02-551513
6163-03-496404
6163-01-456539
6163-01-486550
6163-03-459434
6163-01-488562
6163-03-485433
6163-01-447557
6163-01-490568
6163-02-535528
6163-03-451372
6163-02-568526
6163-04-656485
6163-02-588518
6163-02-577513
6163-04-732467
6163-02-586504
6163-02-600518
6163-01-453586
6163-03-475381
6163-01-444626
6163-01-445617
6163-01-466614

6163-01-446584
6163-01-448600
6163-01-466625
6163-01-447607
6163-01-496583
6163-02-553593
6163-01-469597
6163-01-475529
6163-01-485582
6163-04-531406
6163-04-504382
6163-04-532396
6163-01-477633
6163-01-482622
6163-01-484607
6163-03-466422
6163-03-482417
6163-03-498418
6163-04-506418
6163-03-496432
6163-03-469400
6163-04-510431
6163-04-518431
6163-03-478433
6163-03-469406
6163-04-504418
6163-03-465415
6163-04-502431
6163-04-569489
6163-02-551503
6163-03-374491
6163-03-404394
6163-03-319367
6163-03-343342
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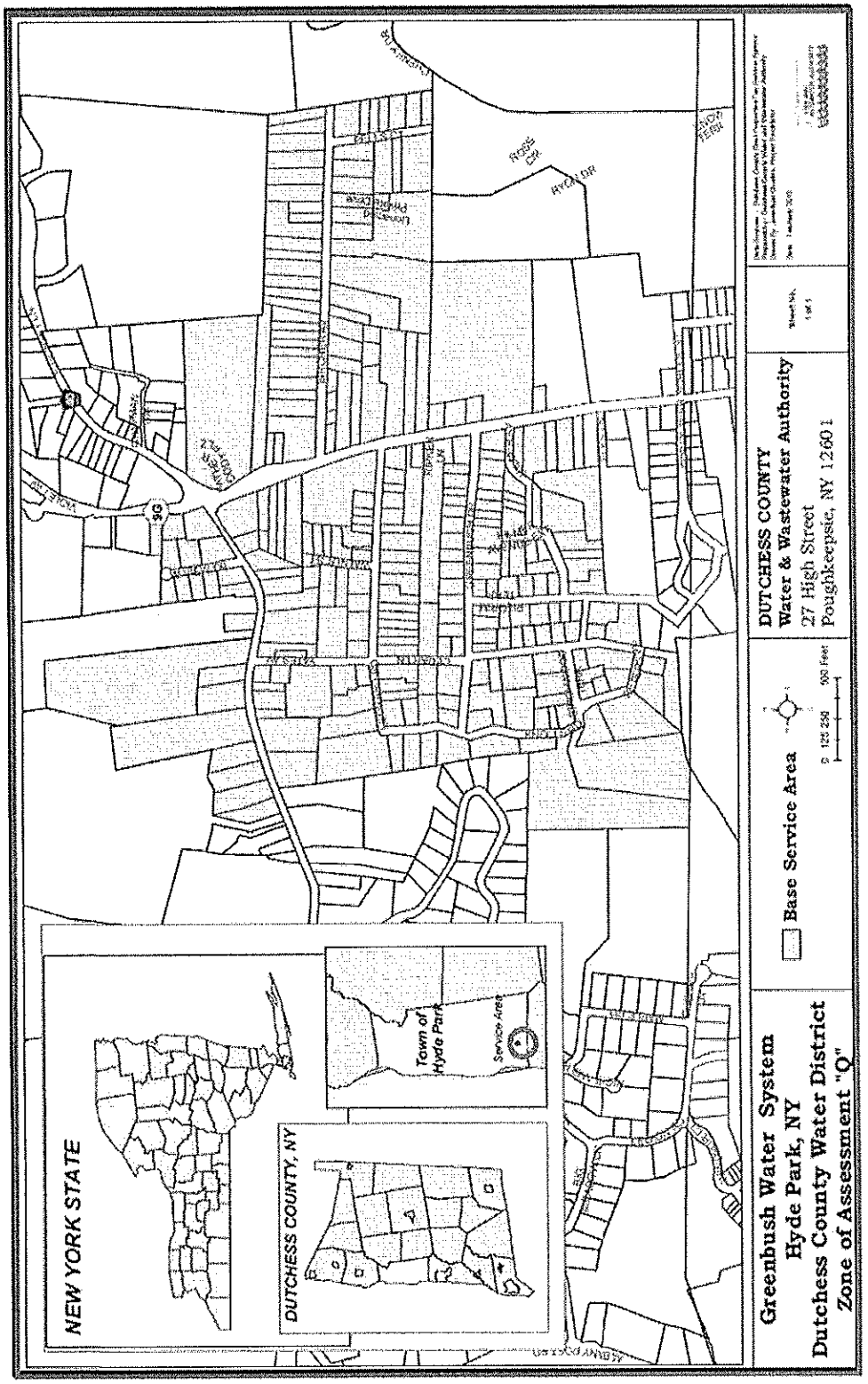
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Greenbush Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "Q"
Base Service Area
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1
RYCKOFF
ROSE CIR
SCHOOL HOUSE
9G

DUTCHESS COUNTY

Proposed County Water District
Zone of Assessment Q

(Greenbush Water System)
Hyde Park, NY

MAP, PLAN AND REPORT

February 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

DUTCHESS COUNTY
WATER AND
WASTEWATER AUTHORITY

February 2015

PROPOSED COUNTY WATER DISTRICT ZONE OF ASSESSMENT Q (GREENBUSH WATER SYSTEM)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed County Water District Zone of Assessment Q, which includes an area of approximately one hundred eighty-seven (187) acres located along the southern edge of the Town of Hyde Park on US Route 9G. The Greenbush customer base (Water District Maps: Appendix A) contains two hundred seventy-two (272) properties consisting of two hundred forty-nine (249) residential properties, seven (7) undeveloped parcels and sixteen (16) non-residential customers.

Upon successful formation of proposed County Water District Zone of Assessment Q (the "Zone") by the Dutchess County Legislature, ownership and operation of the Greenbush Water System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Town of Hyde Park (Town). Information provided herein includes the proposed boundaries and a list of the tax parcels that will comprise the future Zone, as well as a description of the current and proposed infrastructure by which potable water will be produced, treated and delivered to customers.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The Dutchess County Water and Wastewater Authority will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the Zone for the purpose of administering the retail sale of water services to all properties within the proposed Zone, with such service to be provided through the water system facilities as described below. The Authority will administer the Zone pursuant to guidelines established by the Service Agreement and collect water revenues. Water service rates will be set annually by the Authority.

HISTORY

The Greenbush Water District was created by the Town of Hyde Park around 2004 in response to methyl tert-butyl ether (MTBE) contamination found to be impacting individual property wells. In 2004 the Town entered into a wholesale water purchase agreement with the Poughkeepsie Joint Water Board (PJWB). The wholesale water purchase, for both Greenbush and the Violet Avenue Water District is metered at a meter pit located near the intersection of Cobey Terrance and Violet Avenue.

In 2011 the Town of Hyde Park was awarded a Local Government Efficiency Grant from the New York State Department of State. The purpose of the grant was to support an independent evaluation of the Greenbush Water System, with a focus on opportunities to streamline and improve the service delivery. The grant provided for an engineering evaluation of the system and consideration of the option to transfer the assets and management of the system to the DCWWA. Pursuant to the grant, the Town completed a Reorganization Study and Proposed Dissolution Plan for the Greenbush Water District (February, 2015) and, on February 19, 2015 conducted a public hearing on the Study and Plan. On February 23, 2015 the Town Board passed a resolution of intent to transfer ownership and management of the Town's water and sewer systems, including Greenbush Water, to the DCWWA.

COUNTY WATER DISTRICT ZONE OF ASSESSMENT Q

The proposed County Water District Zone of Assessment Q delineated on the attached map and list of tax parcels (Appendix "A"), presently includes a total of two hundred seventy-two (272) properties consisting of two hundred forty-nine (249) residential properties, seven (7) undeveloped parcels and sixteen (16) non-residential customers.

PHYSICAL FACILITIES

Water Supply and Treatment System

Water for the Greenbush System is purchased from the Poughkeepsie Joint Water Board (PJWB), whose water source is a 19.3 MGD water treatment facility drawing water from the Hudson River. Water for the Greenbush/Violet Avenue Water system is purchased through a single purchase agreement with the PJWB, and is metered via a master meter near the intersection of Cobey Terrace and Violet Avenue. The water purchase agreement requires the District pay for a minimum of 80,000 gallons per day with the opportunity to purchase additional usage above this at the typical rate. This is a "take or pay" agreement, meaning the District pays for a minimum of 80,000 gallons per day regardless of actual usage. An additional encroachment fee may be charged when flows elevate above 200,000 gallons per day.

The Agreement between the Greenbush and Violet Avenue Water Systems and the PJWB states that Poughkeepsie is not obligated to provide fire service to the District. Due to the capacity of the Poughkeepsie's Spring Street pumping station, which provides flow to the Greenbush Water District, system capacity is insufficient to meet fire flow requirements.

Transmission and Distribution

The Greenbush Water System includes approximately 2,600 linear feet of ductile iron water main along route 9G, and another 11,850 feet of ductile iron water main along Town roads. The Violet Avenue Water System precedes the Greenbush interconnection with the PJWB system and includes approximately 600 feet of 8-inch ductile iron water main and appurtenances, a shared master meter with Greenbush and eleven service connections.

SOURCE CAPACITY AND QUALITY EVALUATION

Water for the Greenbush System is purchased from the PJWB, whose water source is a 19.3 MGD water treatment facility drawing water from the Hudson River. Typically, district flows

appear to average 47,436 gallons per day or 33 gallons per minute based on data presented in the Engineering Evaluation Report. Despite the occasional max day, the district does not typically exceed the minimum purchase.

The primary concern of the water system is addressing the water quality issues associated with Disinfection By-Products (Total Trihalomethanes and Haloacetic Acids.). Disinfection By-Products levels are primarily a function of the quality of water leaving the PJWB water treatment facility, and water age. Water age is complex and affected by the operation of storage facilities in the Poughkeepsie system, and the flow of water throughout the entire Poughkeepsie distribution system as well as within the Greenbush water system. The water system is currently addressing these issues with a proactive flushing program. It is anticipated that water quality will improve with future improvements designed for the Poughkeepsie water treatment facility. According to the PJWB, construction is anticipated to be complete by the summer of 2016.

FUTURE DEMAND

There is potential for connection of thirty-four (34) properties within the proposed Zone that could create additional demand. Seven (7) properties are classified as vacant, however only two (2) are potentially developable. These potentially developable vacant properties total 1.26 acres. Assuming 300 gpd for each developable vacant parcel will generate an additional 600 gpd. Twenty-seven (27) developed residential parcels have yet to connect to the system. These residential developed parcels are a mix of twenty-five single family homes and two dual dwellings for a total of twenty-nine dwellings that may connect to the system in the future. Assuming 300 gpd for each dwelling would result in an additional demand of 8,700 gpd on the system. All other properties within the Zone are connected. The total additional demand from all sources is projected to equal 9,300 gpd, which when combined with the current average daily demand of 47,436 gpd, will not exceed the 80,000 gallons per day purchase volume defined under the current water purchase agreement.

FUTURE CAPITAL ISSUES

An engineering evaluation of the Greenbush Water System was completed as part of the Reorganization Study, and is included as Appendix A to the Study. The engineering evaluation included recommendations for system improvements, organized by priority level.

Treatment Building

The Greenbush Water System has no treatment buildings, facilities or otherwise.

Distribution System

The Greenbush Water System includes approximately 2,600 linear feet of ductile iron water main along route 9G, and another 11,850 feet of ductile iron water main along Town roads. According to plans prepared by the design engineer, the water mains in the system are primarily 8-inch, with a small section of 10-inch along Route 9G, and a small section of 4-inch ductile iron along Pells Court, after the booster pump station. The Violet Avenue Water System precedes the Greenbush interconnection with the PJWB and includes approximately 600 feet of 8-inch ductile iron water main and appurtenances, a shared master meter with Greenbush and eleven service

connections. The Greenbush/Violet Avenue water distribution system includes a master meter at point of purchase from PJWB. The distribution system was found to be in good condition, with no significant history of water main failures, and so there is no reason to believe that the pipe will require replacement prior to its expected useful life of 50-80 years.

PROJECTED CAPITAL COSTS AND ALLOCATIONS

The Town on behalf of the District entered into a Project Financing and Loan Agreement with the New York State Environmental Facility Corporation (NYSEFC) dated June 1, 2004, thereby financing construction of the water system. NYSEFC refinanced the loan in July of 2014. As of January 1, 2015 the amount of bonds outstanding was $1,415,000. The final maturity date on the bonds is August, 2024. Working with representatives of the NYSEFC, Town and DCWWA legal counsel have determined that the outstanding Greenbush Water loan may be transferred to the DCWWA. In order to transfer the loan, NYSEFC will require the DCWWA to fund a debt service reserve fund. Doing so will increase the annual debt service expense by an estimated $17,115 each year over the remaining life of the loan (nine years), with the debt service reserve fund being applied to the final loan payment.

As was done previously by the Town the existing annual debt expenses for the Zone will be allocated equitably among all parcels within the Zone through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix C). All benefit units will be charged at the same rate. The annual benefit assessment would appear on the respective property owner's yearly property tax bill.

Assuming a total of 3,728 benefit units in Zone Q, and a total annual debt service of $164,270, the rate will be approximately $44.06 per benefit unit for Year One under Authority Ownership. In accordance with the attached Benefit Assessment Methodology, a single family dwelling on less than 3 whole acres (the "typical property") will be assigned ten (10) benefit units and could generally expect to pay an annual benefit assessment of four hundred and forty dollars ($441) for the first year under Authority ownership.

In the future, should any other major capital improvements be required for the Water System that may not have been described herein, an apportioned capital charge would be calculated to cover those improvements and then collected through an annual benefit assessment on each property in accordance with the methodology established for the Zone.

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M Budget Projection is the total cost to the DCWWA to operate the Greenbush Water System; purchase of water, electricity, alarms, laboratory fees, labor, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Greenbush Water System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size water systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $110,100.00.

DCWWA proposes to maintain the current operation and maintenance rate structure of a biannual charge of $150.00, per typical single family residence. The below table depicts annual cost for the typical single family customer.

Table: Water Rates and Typical Cost Per Customer (A single family residence)			
Charge	**Type**	**Rate**	**Typical Annual Charge Per Customer**
Flat Rate Water	Biannual Charge (2x year)	$150.00	$300.00
Metered Rate	Usage Charge	NA	NA
		Grand Total	**$300.00**

It should be noted that, pursuant to the water purchase agreement, the PJWB may pass onto the Greenbush Water System "a proportionate share of subsequent capital costs to the water treatment facility." Based on the current estimated costs of the ongoing improvements to the water treatment plant, the PJWB has estimated the additional cost to be in the range of $0.25 per thousand gallons, or a 13% increase over the current rate. This would increase the combined Greenbush and Violet Avenue Districts' annual water purchase cost (for the Take or Pay volume) by about $7,300 per year.

CONNECTION CHARGES

For any properties within the Zone that are not connected and receiving water service from the Greenbush Water System at the time that the Authority acquires the Water System, an "Application for Water Service" and a related fee will be required at the time DCWWA water service is requested. For a typical single family residential connection, the costs for the water meter, additional plan review and/or inspections, and tap on the main are covered by the Water Service Application (tapping fee) fee which is paid by the property owner to the DCWWA at the time of their request for service. As of the date of this report, the application fee for a standard ¾-inch water service connection in the Zone is $500 per service and is a one-time charge. The cost to install, repair and/or maintain the water service line from the Authority's curb valve to the property owner's house or other structure shall be the sole responsibility of the respective property owner.

Annual Cost per a Typical Property – First Year: $300 + 441=$741

The total annual cost for a typical property in a zone is generally a combination of the long-term capital charges (debt service) and water usage charges. In the proposed Zone a typical property will be a single family dwelling unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling, on less than three (3) whole acres, in County Water District Zone of Assessment Q will be seven hundred and forty dollars ($741.) A system budget based on these rates will build appropriate fund balances to maintain the public water system in good working order.

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APPENDICES

Appendix A – Description of County District Zone of Assessment Q (Map & Parcel List)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C - Proposed Benefit Assessment Methodology

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT Q
Greenbush Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment Q shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-01-323582	6163-02-681546	6163-01-474522
6163-01-388645	6163-01-412511	6163-02-710543
6163-01-348586	6163-01-426511	6163-02-529558
6163-01-396592	6163-02-602549	6163-02-724515
6163-01-358621	6163-02-503528	6163-02-637550
6163-01-383593	6163-02-554550	6163-02-701546
6163-01-335584	6163-01-448520	6163-02-727545
6163-01-313576	6163-02-592549	6163-03-487466
6163-02-578549	6163-01-439510	6163-04-506489
6163-01-428582	6163-01-476511	6163-03-459454
6163-02-667540	6163-02-561550	6163-03-452486
6163-02-561569	6163-02-658513	6163-03-381457
6163-02-535545	6163-02-673540	6163-03-441454
6163-02-667512	6163-01-397569	6163-03-475454
6163-02-568549	6163-01-360552	6163-03-432454
6163-01-482508	6163-02-676512	6163-03-394470
6163-02-614506	6163-02-720545	6163-04-675495
6163-02-696512	6163-02-597549	6163-03-424468
6163-01-450509	6163-02-685511	6163-03-422488
6163-01-414555	6163-01-374564	6163-04-514489
6163-02-650549	6163-04-629499	6163-04-528448
6163-02-691546	6163-02-608516	6163-02-597503
6163-01-389565	6163-01-422527	6163-04-548464
6163-02-587549	6163-02-660549	6163-03-427487
6163-02-628550	6163-01-339550	6163-04-731475
6163-02-615550	6163-01-423551	6163-03-413451
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6163-01-397558	6163-02-644550	6163-03-393456
6163-01-409551	6163-01-381564	6163-03-437487
6163-02-608549	6163-02-705511	6163-02-726505

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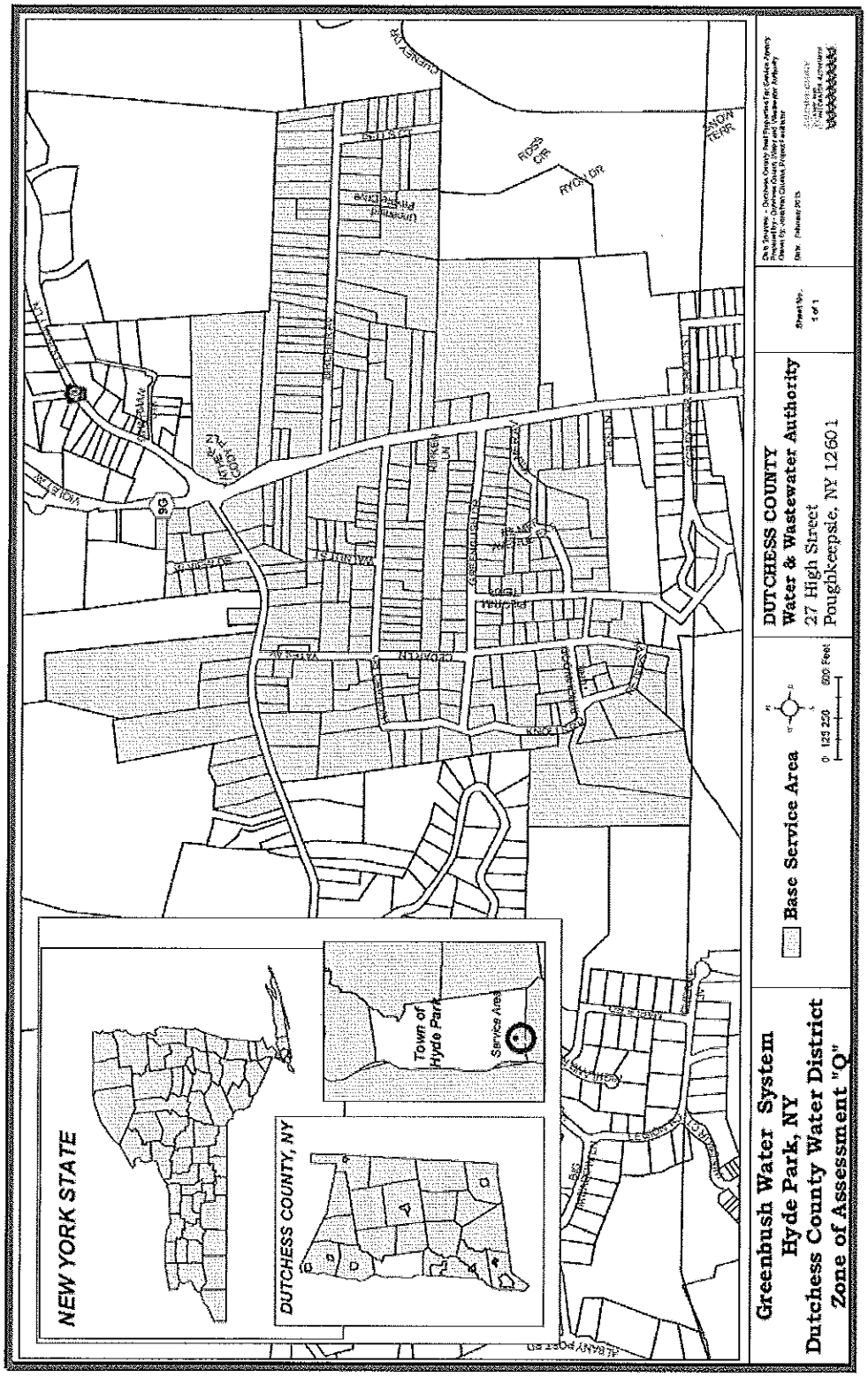
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Greenbush Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "Q"
Base Service Area
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1
Date: February 2015
DUTCHESS COUNTY
DEPARTMENT OF
INFRASTRUCTURE & ADVANCED
TECHNOLOGY
ALBANY POST RD
SR 9G
RYCKMAN RD
RIDGE RD
ROSS CIR
RYCKMAN DR
UNION TERR
CHURCH ST
VAN KLEECK LN
HUDSON VIEW DR
CROSS RD
MILL ST
VAN KLEECK PL

APPENDIX "B"

Proposed

Operation & Maintenance Costs

Illustrative of projected first year O & M expenses, revenues and rates

for customers of

Greenbush Water System (County District Zone of Assessment Q)

DCWWA 2015 PROPOSED BUDGET
GREENBUSH WATER SYSTEM

Beginning Fund Balance	**30,645**
Annual Expense	**257,252**
Water Purchase	57,000
Power/Chemicals	887
Operations	13,874
ERM	4,915
Lab/Sampling/Permit	3,870
Administration	27,662
Legal/Engineering	750
Insurance	1,139
Debt Service	164,270
Annual Revenues	**274,367**
Water Sales/Penalties	105,097
Proprty Taxes	164,270
Other	
Transfer from Fund Balance	5,000
Ending Fund Balance	**25,645**

APPENDIX "C"

Greenbush Water System (County District Zone of Assessment Q)

Proposed Benefit Assessment Methodology

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, M, O, P, Q and U (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3 & 6

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015094 ESTABLISHING ZONE "Q" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015094 ESTABLISHING ZONE "Q" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 13, 2015

ENVIRONMENT

RESOLUTION NO. 2015095

RE: ESTABLISHING ZONE "R" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and established the Dutchess County Water District covering all the areas within the boundaries of Dutchess County, and

WHEREAS, the WWA is entering into an Agreement with the Town of Hyde Park, owner of the Pinebrook Water System, regarding the WWA's acquisition of that system which is located in the Town of Hyde Park; and

WHEREAS, the WWA's ability to close on this acquisition and provide water service to the customers of the Pinebrook Water System is contingent on the creation of a Water District Zone of Assessment encompassing all properties in the said water system, which will include a total of one hundred and thirty-nine (139) tax parcels, consisting of one hundred and thirty-two (132) attached residential properties, one Homeowners Association recreation building, one Homeowners Association open space parcel, one sewage treatment plant parcel, one sewer main parcel, one water treatment plant parcel and two well parcels, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish Zone of Assessment "R" for the Pinebrook Water System, located in the Town of Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, County Water District Zone of Assessment "R" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a Twelfth Restatement of the Amended Service Agreement with Dutchess County (County), on behalf of the proposed Zone of Assessment R whereby the District will provide water service to customers within the Zone at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the Zone of Assessment, describes the infrastructure to be used to provide water service, and provides the estimated annual cost for water service for the typical property in the proposed Zone of Assessment, and

WHEREAS, the first year cost to the typical single family home is estimated to be three hundred and seventy dollars ($370), and

WHEREAS, this Legislature must create Zone of Assessment R covering the area of the Pinebrook Water System described in "Attachment A," and

WHEREAS, this Legislature conducted a public hearing on this proposal on April 13, 2015, and heard all persons interested, and

WHEREAS, the establishment of said Zone of Assessment R will ensure an efficient water system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Zone of Assessment R are benefited thereby and all the property and property owners benefited are included within the proposed Zone of Assessment R and it is in the public interest to create the Zone of Assessment R in the County Water District, and be it further

RESOLVED, that a Zone of Assessment in the County Water District, to be known as Zone of Assessment R in the Town of Hyde Park, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-071-15
CRC/BB/kvh/G-1217-N
3/10/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA Prepared On: 03/09/15

Dut.pdf

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT R
Pinebrook Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment R shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-06-435927	6163-06-424926	6163-06-335864	6163-06-348825
6163-06-415922	6163-06-441906	6163-06-388838	6163-06-429828
6163-06-444927	6163-06-433927	6163-06-421899	6163-06-445820
6163-06-399914	6163-06-450905	6163-06-369898	6163-06-342835
6163-06-422924	6163-06-412897	6163-06-396840	6163-06-414836
6163-06-446905	6163-06-334853	6163-06-359844	6163-06-367814
6163-06-413921	6163-06-373900	6163-06-417898	6163-06-379812
6163-06-448906	6163-06-406892	6163-06-440871	6163-06-374812
6163-06-447927	6163-06-428902	6163-06-397888	6163-06-422801
6163-06-400916	6163-06-403891	6163-06-440873	6163-06-366838
6163-06-390909	6163-06-395886	6163-06-393885	6163-06-433825
6163-06-442927	6163-06-361843	6163-06-393840	6163-06-438823
6163-06-411920	6163-06-407894	6163-06-404861	6163-06-418810
6163-06-449927	6163-06-400841	6163-06-335862	6163-06-412814
6163-06-438906	6163-06-375901	6163-06-391839	6163-06-393815
6163-06-392911	6163-06-440867	6163-06-401889	6163-06-384812
6163-06-439927	6163-06-399840	6163-06-339840	6163-06-436824
6163-06-443907	6163-06-367897	6163-06-440869	6163-06-343833
6163-06-394912	6163-06-365840	6163-06-419899	6163-06-464791
6163-06-434905	6163-06-363842	6163-06-399889	6163-06-365815
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6163-06-379903	6163-06-334858	6163-06-391814	6163-06-370835
6163-06-420924	6163-06-371899	6163-06-371812	6163-06-347827
6163-06-408919	6163-06-334850	6163-06-358818	6163-06-409814
6163-06-402917	6163-06-334855	6163-06-420809	6163-06-386813
6163-06-417923	6163-06-335860	6163-06-369837	6163-06-416811
6163-06-438927	6163-06-426900	6163-06-382812	6163-06-442821
6163-06-389908	6163-06-386838	6163-06-424830	6163-06-422831
6163-06-436905	6163-06-364896	6163-06-396815	6163-06-409838
6163-06-377902	6163-06-414897	6163-06-363816	6163-06-346829

6163-06-431826	6163-06-416834	6163-06-360817	6163-06-352888
6163-06-373834	6163-06-418833	6163-06-344831	6163-06-322904
6163-06-369813	6163-06-414812	6163-06-407816	6163-06-340837
6163-06-420832	6163-06-405817	6163-06-438788	6163-06-386865
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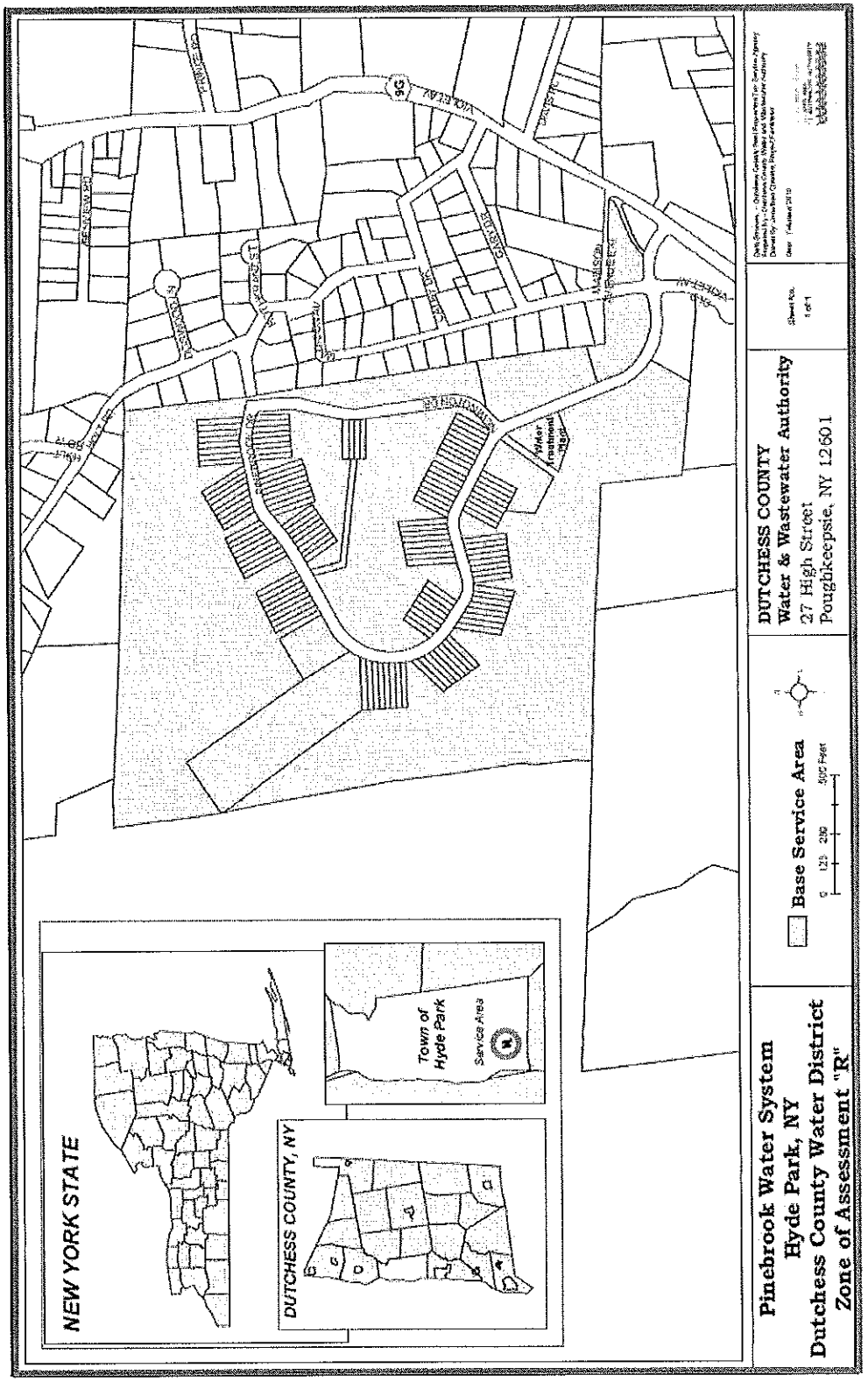
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Pinebrook Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "R"
Base Service Area
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1
Water Treatment Plant

DUTCHESS COUNTY

Proposed County Water District
Zone of Assessment R

(Pinebrook Water System)
Hyde Park, NY

MAP, PLAN AND REPORT

February 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

February 2015

PROPOSED COUNTY WATER DISTRICT ZONE OF ASSESSMENT R (PINEBROOK WATER SYSTEM)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed County Water District Zone of Assessment R, which includes an area of approximately eighty (80) acres located in the southern half of the Town of Hyde Park on Pinebrook Drive. The Pinebrook Service Area (Water District Map: Appendix A) consists of one hundred thirty nine (139) properties including one hundred thirty-two (132) attached residential properties, one (1) Home Owners Association (HOA) recreation building, one (1) HOA open space parcel, one (1) sewage treatment plant, one (1) sewage main parcel, one (1) water treatment plant and two (2) ground water production well parcels.

Upon successful formation of proposed County Water District Zone of Assessment R (the "Zone") by the Dutchess County Legislature, ownership and operation of the Pinebrook Water System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Town of Hyde Park (Town). Information provided herein includes the proposed Zone boundaries and a list of the tax parcels that will comprise the future Zone, as well as a description of the current and proposed infrastructure by which potable water will be produced, treated and delivered to customers.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The Dutchess County Water and Wastewater Authority will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the Zone for the purpose of administering the retail sale of water services to all properties within the proposed Zone, with such service to be provided through the water system facilities as described below. The Authority will administer the Zone pursuant to guidelines established by the Service Agreement and collect water revenues. Water service rates will be set annually by the Authority.

HISTORY

The Pinebrook Estates Water System was originally constructed in the mid-1980s by a private developer. When that developer abandoned the project (after constructing 24 units), the Home Owners Association, by necessity, took over operation of the system. A

new developer purchased the project in 2001, took over the operation of the water system, and ultimately built out the remainder of the planned development. At the request of the developer, the Town acquired the Pinebrook Water System in 2010, and established the Pinebrook Estates Water District.

In 2011 the Town of Hyde Park was awarded a Local Government Efficiency Grant from the New York State Department of State. The purpose of the grant was to support an independent evaluation of the Pinebrook Water System, with a focus on opportunities to streamline and improve the service delivery. The grant provided for an engineering evaluation of the system and consideration of the option to transfer the assets and management of the system to the DCWWA. Pursuant to the grant, the Town completed a Reorganization Study and Proposed Dissolution Plan for the Pinebrook Water District (February, 2015) and, on February 19, 2015 conducted a public hearing on the Study and Plan. On February 23, 2015 the Town Board passed a resolution of intent to transfer ownership and management of the Town's water and sewer systems, including Pinebrook Water, to the DCWWA.

COUNTY WATER DISTRICT ZONE OF ASSESSMENT R

The proposed County Water District Zone of Assessment R delineated on the attached map and list of tax parcels (Appendix "A"), presently includes a total of one hundred thirty nine (139) properties consisting of one hundred thirty-two (132) attached residential properties, one (1) Home Owners Association (HOA) recreation building, one (1) HOA open space parcel, one (1) sewage treatment plant, one (1) sewage main parcel, one (1) water treatment plant and two (2) ground water production well parcels.

PHYSICAL FACILITIES

Water Supply and Treatment System

The Pinebrook Water System utilizes ground water from three wells as the source. The ground water from the wells is disinfected with sodium hypochlorite, and stored in two buried tanks. There are two water softener treatment units that have been returned to service following several years being offline. Water is again disinfected and then sent to the system on demand, using system supply pumps and a hydropneumatic tank. There are no booster stations within the distribution system.

Transmission and Distribution

The distribution system includes approximately 3,800 feet of 6-inch ductile iron pipe. Service laterals include ¾-inch copper to each individual condominium units within Pinebrook. There are currently nine flushing hydrants located in the system. The water system as originally designed and built does not provide fire protection. All customer connections are individually metered.

SOURCE CAPACITY AND QUALITY EVALUATION

With a total combined capacity of 137 gallons per minute (gpm) from the three wells, the

system has sufficient capacity to comply with the required standard of meeting the maximum day demand of 33 gpm with the best well out of service. All three wells are currently online and functional.

The system has historically had issues with high levels of iron and manganese above the maximum contamination level (MCL.) Raw water hardness levels of 300 to 400 MG/L are well in excess of the level of 80 MG/L considered to be moderately hard. Iron, manganese and hardness levels are particularly high in Wells 2 and 3. Sodium levels have ranged from 52 to 128 MG/L; levels in excess of 20 MG/L are not acceptable for people on severely restricted sodium diets. . In 2013 the District was issued violation by the Dutchess County Department of Health for the inability to operate more than one well at the facility, since treatment is required to operate Well 2 or 3. The two water softener treatment units, originally installed to address iron, manganese and hardness levels, have been returned to limited service following several years of being off-line. The water softeners are operated one cycle per week to maintain functionality. At the time of this report, the water softener system produced approximately 9,000 gallons per cycle The effectiveness of the existing treatment system will need to be monitored moving forward to determine if additional action will be required.

FUTURE DEMAND

The Pinebrook development is built out and all residences are occupied. There are no current or anticipated plans to expand the water system customer base.

FUTURE CAPITAL ISSUES

An engineering evaluation of the Pinebrook Water System was completed as part of the Reorganization Study, and is included as Appendix A to the Study. The engineering evaluation included recommendations for system improvements, organized by priority level.

Treatment Building

As the Pinebrook Water System is now about thirty years old, and with no significant reconstruction or rehabilitation projects undertaken under the Town's ownership, it is generally recognized that most system components are beyond their typical service life. Despite the age of the system, the facility was deemed to be generally in good condition by the evaluating engineer. There are several mechanical and safety issues that must be addressed immediately and in the next five years, including new booster pumps and chemical feed system upgrades to address safety concerns, and a new roof will be required in the next five years. The effectiveness of the existing treatment system will need to be monitored moving forward to determine if additional action will be required. Additionally, many of these items constitute major repairs or renovations which will materially extend the useful life of water treatment plant and should be weighed against the costs and benefits derived from an interconnection with the Hyde Park Regional Water System.

DCWWA proposes to undertake the following improvements during the first year of system ownership, funded by current dollars and system fund balance:

- Provide eye wash/shower station
- Provide vent for generator fuel tank to building exterior
- Provide fire extinguisher
- Surface prep and paint hydropneumatic tank
- Improve security for wells
- Improve grading around Well 2
- Surge protection for wells
- Secure storage tank vents and manway
- Generator signage and hearing protection
- Replace roof, eave trim and gutters
- Clean and paint interior door lintel
- Provide GFI receptacles

The cost of the proposed improvements is estimated at $65,000.

Distribution System

The distribution system includes approximately 3,800 feet of 6-inch ductile iron pipe. The distribution system was found to be in good condition, with no significant history of water main failures, and so there is no reason to believe that the pipe will require replacement prior to its expected useful life of 50-80 years.

PROJECTED CAPITAL COSTS AND ALLOCATIONS

The Pinebrook Water System currently has no outstanding bonded indebtedness. DCWWA is proposing no bond funded improvements during the initial years of ownership.

It should be noted that the engineering evaluation identified approximately $180,000 in Short Term Improvements (over five years) in addition to those addressed above, and approximately $556,600 in Long Term Improvement Items to be addressed over the next twenty years. As an alternative, the engineering evaluation considered the potential for an interconnection between the Pinebrook Water System and the DCWWA's Hyde Park Regional Water System. Going forward, DCWWA will evaluate the relative costs and benefits of upgrading existing infrastructure in comparison to opportunities to interconnect to the Hyde Park Regional Water System.

Future major capital improvements required for the Water System would be financed through the issuance of bonds, and annual debt service expenses would be allocated equitably among all parcels within the Zone through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (Appendix C.) All benefit units would be charged at the same rate. The annual benefit assessment charge would appear on the respective property owner's yearly property tax bill.

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M Budget Projection is the total cost to the DCWWA to operate the Pinebrook Water System; ground water withdrawal, chemicals, electricity, alarms, laboratory fees, labor,

insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Pinebrook Water System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size water systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $48,050.00.

DCWWA proposes to maintain the current Pinebrook Water operation and maintenance rates that includes a quarterly charge of $40 plus a charge of $5.25 per thousand gallons of metered water usage. The below table depicts annual cost per customer.

Table: Water Rates and Typical Cost Per Customer			
Charge	**Type**	**Rate**	**Typical Annual Charge Per Customer**
Flat Rate Water	Quarterly Charge	$40	$160
Metered Rate	Usage Charge	$5.25/1000 gal	$210*
		Grand Total	**$370**

** Based on 110 gallons per day for typical residential customer.*

Should the system ownership be transferred mid-year, the budget would be pro-rated for the portion of the year DCWWA would own the system. All future O&M system budgets, rates, fees and other charges are reviewed annually and subject to change by the DCWWA Board of Directors.

CONNECTION CHARGES

The Pinebrook Development has reached full build out and no additional connections are anticipated.

For any future connections to the Water System, an "Application for Water Service" and a related fee will be required at the time DCWWA water service is requested. Generally, the costs for the water meter, additional plan review and/or inspections, and tap on the main are covered by the Water Service Application (tapping fee) fee which is paid by the property owner to the DCWWA at the time of their request for service. As of the date of this report, the application fee for a standard ¾-inch water service connection in the Zone is $500 per service and is a one-time charge. The cost to install, repair and/or maintain the water service line from the Authority's curb valve to the property owner's house or other structure shall be the sole responsibility of the respective property owner.

Annual Cost per a Typical Property – First Year: $370.00

The total annual cost for a typical property in a zone is generally a combination of the long-term capital charges (debt service) and water usage charges. In the proposed Zone a typical property will be a single family dwelling unit. Given the assumptions and estimates

described above, the projected "First Year" total cost for a typical single family dwelling, on less than three (3) whole acres, in County Water District Zone of Assessment R will be three hundred seventy dollars ($370.00). A system budget based on these rates will build appropriate fund balances to maintain the public water system in good working order.

#####

APPENDICES

Appendix A – Description of County District Zone of Assessment R (Map & Parcel List)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C - Proposed Benefit Assessment Methodology

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT R
Pinebrook Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment R shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

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6163-06-446905	6163-06-334853	6163-06-359844	6163-06-367814
6163-06-413921	6163-06-373900	6163-06-417898	6163-06-379812
6163-06-448906	6163-06-406892	6163-06-440871	6163-06-374812
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6163-06-400916	6163-06-403891	6163-06-440873	6163-06-366838
6163-06-390909	6163-06-395886	6163-06-393885	6163-06-433825
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6163-06-449927	6163-06-400841	6163-06-335862	6163-06-412814
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6163-06-392911	6163-06-440867	6163-06-401889	6163-06-384812
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6163-06-443907	6163-06-367897	6163-06-440869	6163-06-343833
6163-06-394912	6163-06-365840	6163-06-419899	6163-06-464791
6163-06-434905	6163-06-363842	6163-06-399889	6163-06-365815
6163-06-396913	6163-06-424900	6163-06-403840	6163-06-389814
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6163-06-408919	6163-06-334850	6163-06-358818	6163-06-409814
6163-06-402917	6163-06-334855	6163-06-420809	6163-06-386813
6163-06-417923	6163-06-335860	6163-06-369837	6163-06-416811
6163-06-438927	6163-06-426900	6163-06-382812	6163-06-442821
6163-06-389908	6163-06-386838	6163-06-424830	6163-06-422831
6163-06-436905	6163-06-364896	6163-06-396815	6163-06-409838
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6163-06-431826	6163-06-416834	6163-06-360817	6163-06-352888
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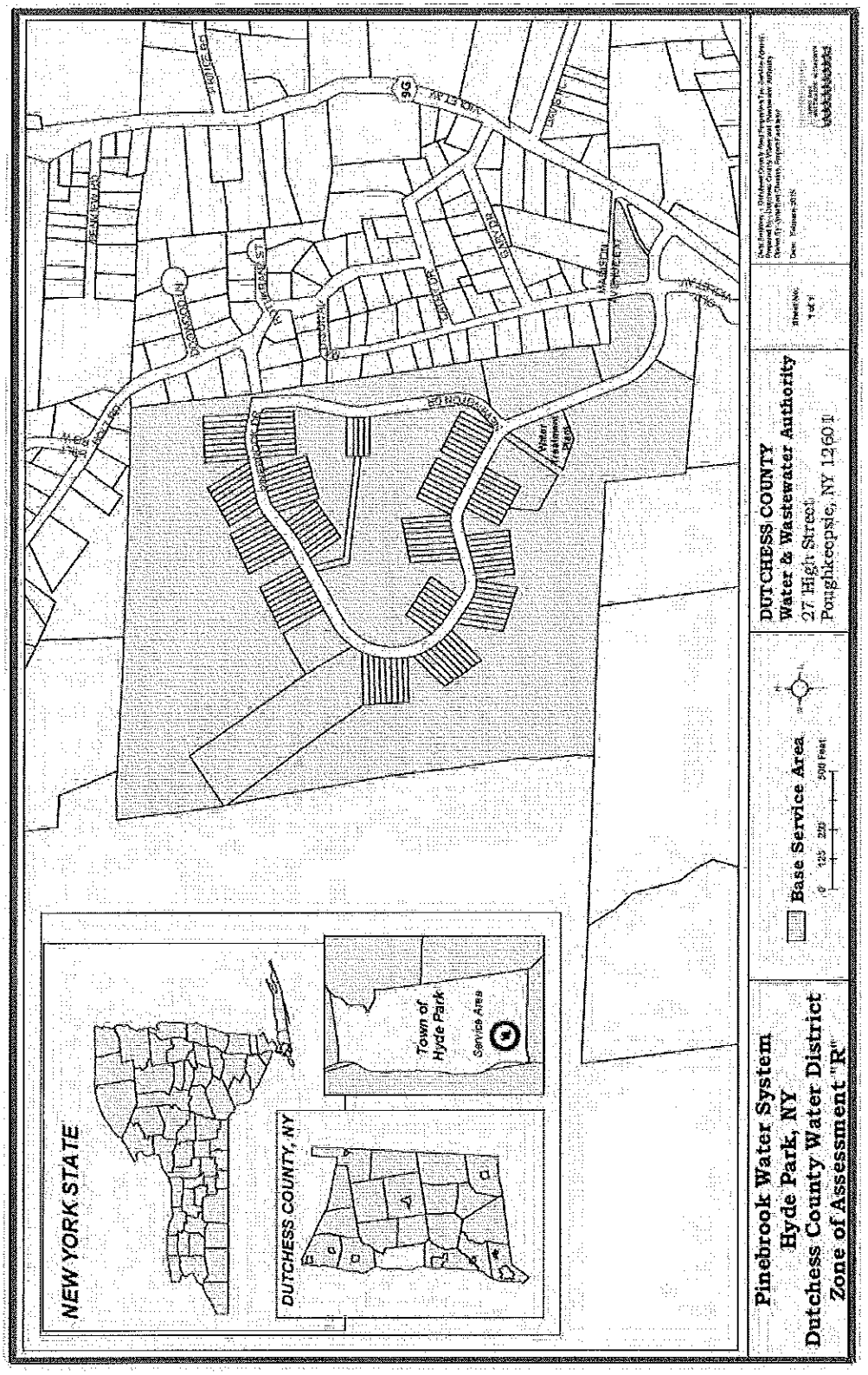
6163-06-369813	6163-06-414812	6163-06-407816	6163-06-340837
6163-06-420832	6163-06-405817	6163-06-438788	6163-06-386865
6163-06-440822	6163-06-412837	6163-06-335867	


NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Pinebrook Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "R"
Base Service Area
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

APPENDIX "B"

Proposed

Operation & Maintenance Costs

Illustrative of projected first year O & M expenses, revenues and rates

for customers of

Pinebrook Water System (County District Zone of Assessment R)

DCWWA 2015 PROPOSED OPERATION & MAINTENANCE BUDGET
PINEBROOK WATER SYSTEM

Beginning Fund Balance	**114,624**
Annual Expenses	**48,044**
Power/Chemicals	8,384
Operations	13,703
ERM	11,500
Lab/Sampling	3,089
Administration	9,799
Legal/Engineering	500
Insurance	569
Operations Contingency	500
Annual Revenues	**48,044**
Water Sales/Penalties	48,044
Transfer from Fund Balance	0
Ending Fund Balance	**114,624**

APPENDIX "C"

Pinebrook Water System (Dutchess County Water District Zone of Assessment R)

Proposed Benefit Assessment Methodology

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, M, O, P, Q, R and U (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3, 6 & 7

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015095 ESTABLISHING ZONE "R" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015095 ESTABLISHING ZONE "R" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 13, 2015

RESOLUTION NO. 2015096

RE: ESTABLISHING ZONES "S" AND "T" ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and established the Dutchess County Water District covering all the areas within the boundaries of Dutchess County, and

WHEREAS, the WWA is entering into an Agreement with the Town of Hyde Park, owner of the Greenfields Water System, regarding the WWA's acquisition of that system which is located in the Town of Hyde Park, and

WHEREAS, the WWA's ability to close on this acquisition and provide water service to the customers of the Greenfields Water System is contingent on the creation of two Water District Zones of Assessment encompassing all properties in the said water system, which said Zone of Assessment "S" will include a total of two hundred and eighty-four parcels, consisting of one hundred ninety-four (194) single family residential properties, seventy-nine (79) townhouse properties, eight (8) two-family residences, one water plant parcel, one sewer plant parcel, and one undevelopable vacant parcel; and which said Zone of Assessment "T" will include a total of one hundred and nineteen (119) parcels consisting of one hundred and eighteen (118) vacant townhouse lots and one vacant open space parcel, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish Zones of Assessment "S" and "T" for the Greenfields Water System, located in the Town of Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, County Water District Zones of Assessment "S" and "T" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a Twelfth Restatement of the Amended Service Agreement with Dutchess County (County), on behalf of the proposed Zones of Assessment "S" and "T" whereby the District will provide water service to customers within the Zones at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the Zones of Assessment, describes the infrastructure to be used to provide water service, and provides the estimated annual cost for water service for the typical property in the proposed Zones of Assessment, and

WHEREAS, in order to properly allocate the capital costs and assessments within the Greenfields Water System service area, it is necessary to create two Zones of Assessment, Zone of Assessment "S" and Zone of Assessment "T", as described in Attachment A attached hereto, and

WHEREAS, the first year cost to the typical single family home in Zone of Assessment S is estimated to be three hundred and twenty-five dollars ($325), and

WHEREAS, the first year cost to the typical undeveloped townhouse parcel in Zone of Assessment T is estimated to be zero dollars ($0.00), and

WHEREAS, this Legislature must create Zones of Assessment "S" and "T" covering the area of the Greenfields Water System described in "Attachment A," and

WHEREAS, this Legislature conducted a public hearing on this proposal on April 13, 2015, and heard all persons interested, and

WHEREAS, the establishment of said Zones of Assessment "S" and "T" will ensure an efficient water system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Zones of Assessment "S" and "T" are benefited thereby and all the property and property owners benefited are included within the proposed Zones of Assessment "S" and "T" and it is in the public interest to create the Zones of Assessment "S" and "T" in the County Water District, and be it further

RESOLVED, that two Zones of Assessment in the County Water District, to be known as Zones of Assessment "S" and "T" (Greenfields Water) in the Town of Hyde Park, more particularly described in "Attachment A" attached hereto, are hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-072-15
CRC/BB/kvh G-1217-N
3/12/15
Fiscal impact: see attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

Dut.pdf

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "S"
Greenfields Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "S" shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6264-02-542510-0000	6264-57-588473-0000	6264-57-568441-0000
6264-02-560508-0000	6264-04-545453-0000	6264-57-609444-0000
6264-01-497502-0000	6264-04-531470-0000	6264-03-473444-0000
6264-02-523511-0000	6264-57-576466-0000	6264-57-604441-0000
6264-01-497513-0000	6264-57-577467-0000	6264-57-570442-0000
6264-04-544484-0000	6264-57-609465-0000	6264-57-562440-0000
6264-04-502480-0000	6264-57-587477-0000	6264-57-564440-0000
6264-03-498490-0000	6264-57-590470-0000	6264-57-554437-0000
6264-02-525501-0000	6264-57-591468-0000	6264-57-600439-0000
6264-04-562494-0000	6264-57-610463-0000	6264-57-578445-0000
6264-04-526490-0000	6264-03-454442-0000	6264-57-587450-0000
6264-04-529480-0000	6264-57-552436-0000	6264-57-589451-0000
6264-04-540495-0000	6264-57-558438-0000	6264-57-582447-0000
6264-57-608467-0000	6264-57-560439-0000	6264-03-443441-0000
6264-04-547473-0000	6264-03-416439-0000	6264-57-574444-0000
6264-04-509463-0000	6264-04-501436-0000	6264-57-605434-0000
6264-57-611461-0000	6264-04-540434-0000	6264-03-464443-0000
6264-57-553454-0000	6264-57-584448-0000	6264-57-611445-0000
6264-57-597455-0000	6264-04-522437-0000	6264-57-549434-0000
6264-57-607469-0000	6264-57-551435-0000	6264-57-556437-0000
6264-04-534452-0000	6264-57-607443-0000	6264-57-566441-0000
6264-57-555453-0000	6264-57-598438-0000	6264-57-560450-0000
6264-57-581468-0000	6264-57-572443-0000	6264-57-587430-0000
6264-57-612460-0000	6264-57-606442-0000	6264-57-612421-0000
6264-04-520449-0000	6264-03-483444-0000	6264-57-590423-0000
6264-04-507472-0000	6264-57-585449-0000	6264-04-547415-0000
6264-57-586478-0000	6264-03-497446-0000	6264-57-579430-0000
6264-57-579468-0000	6264-57-598453-0000	6264-57-586432-0000
6264-57-557452-0000	6264-57-602440-0000	6264-57-590424-0000
6264-57-590452-0000	6264-03-430440-0000	6264-57-585434-0000
6264-57-588475-0000	6264-57-559451-0000	6264-03-407422-0000
6264-57-589471-0000	6264-57-562450-0000	6264-04-505419-0000
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6264-04-567467-0000

APPENDIX "B"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "T"
Greenfields EAST Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "T" shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6264-49-603510-0000	6264-58-626486-0000	6264-57-617449-0000
6264-57-624485-0000	6264-57-583484-0000	6264-58-634448-0000
6264-58-643494-0000	6264-57-574493-0000	6264-58-642439-0000
6264-57-614479-0000	6264-57-596488-0000	6264-57-618447-0000
6264-58-643484-0000	6264-58-644482-0000	6264-58-631453-0000
6264-57-609494-0000	6264-58-630455-0000	6264-58-632451-0000
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6264-57-614497-0000	6264-58-646476-0000	6264-58-635446-0000
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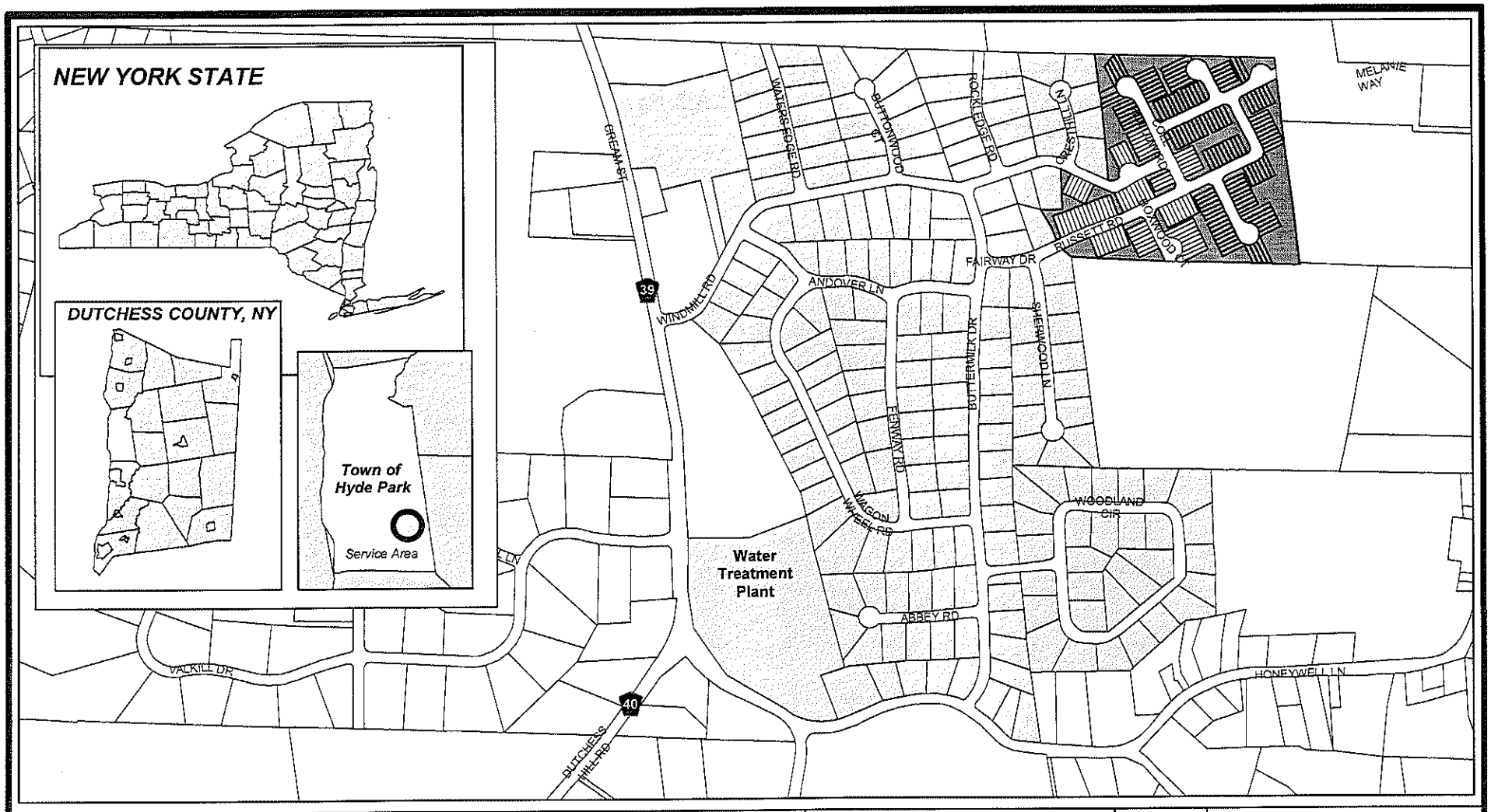

Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T

Greenfields Zone "S"
Greenfields East Zone "T"

0 125 250 500 Feet

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathon Churins, Project Facilitator

Date: February 2015

DUTCHESS COUNTY

Proposed County Water District
Zones of Assessment "S" and "T"

(Greenfields Water System)
Hyde Park, NY

MAP, PLAN AND REPORT

March 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

DUTCHESS COUNTY
WATER AND
WASTEWATER AUTHORITY

March 2015

PROPOSED COUNTY WATER DISTRICT ZONES OF ASSESSMENT "S" and T (GREENFIELDS WATER SYSTEM)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed County Water District Zone of Assessment "S" (Zone S) and Zone of Assessment T (Zone T.) Together Zones S and T include an area of approximately one hundred twenty (120) acres located southeast corner of the Town of Hyde Park and situated near the intersection of County Route 39 (Cream Street) and Windmill road, all part of the Greenfields residential subdivision. All developable parcels within proposed Zone of Assessment S are developed with residences, while all developable parcels within proposed Zone of Assessment T are vacant. It is anticipated that, when developed, properties in Zone of Assessment T will connect to, and receive water service from, the existing Greenfields Water System, however significant system improvements will be required to meet the additional demand. These improvements will be separately funded by Zone of Assessment T.

Upon successful formation of proposed Zone S and Zone T (the "Zones") by the Dutchess County Legislature, ownership and operation of the Greenfields Water System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Town of Hyde Park (Town.) Information provided herein includes the proposed Zone boundaries and a list of the tax parcels that will comprise the future Zones, as well as a description of the current and proposed infrastructure by which potable water will be produced, treated and delivered to customers.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The DCWWA will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the Zones for the purpose of administering the retail sale of water services to all properties within the proposed Zones, with such service to be provided through the water system facilities as described below. The Authority will administer the Zones pursuant to guidelines established by the Service Agreement and collect water revenues. Water service rates will be set annually by the Authority.

HISTORY

The Greenfields Water System was originally constructed in the mid-1960s by a private developer. The water system gained its initial approval from the Dutchess County Health Department in 1967 and was modified in 1974. The Town acquired the Water System from the

private developer in 1977, and established the Greenfields Water District. Wells number 11 and 12 were developed under the Town's ownership. The Engineer's Report for the Formation of the Greenfields Sewer District and Water District (July 1976) detailed that the Water System at that time provided service to one hundred and eighty-six (186) developed house lots, sixty-seven (67) developed townhouse lots, and an additional twelve (12) undeveloped house lots and one hundred thirty (130) undeveloped townhouse lots, for a total of 395 developed or developable lots. [1] At the time of this report, there have been constructed one hundred and ninety-four (194) single family residences, eight (8) two-family residences, and seventy-nine (79) townhouses. The undeveloped portion of the project makes up the majority of what is commonly referred to as Greenfields East, and is comprised of one hundred and eighteen (118) townhouse lots and one common open space parcel.

In 2009 the Town entered into an agreement (Greenfields East Agreement dated June 23, 2009) with the then owner ("Developer") of the one hundred and nineteen remaining vacant parcels in the "Greenfields East" section of the Greenfields subdivision. The Agreement stated in part that, "The infrastructure for water and sewer supply within the proposed Greenfields East development and the connection to the existing Greenfields water and sewer systems, and any capital improvements required in the wastewater treatment plant and water treatment plant to accommodate the new development, shall be installed at the sole cost of the Developer and at no cost to the existing homeowners." As of the date of this report, the 118 lots in proposed Zone of Assessment T remain undeveloped.

In 2011 the Town of Hyde Park was awarded a Local Government Efficiency Grant from the New York State Department of State. The purpose of the grant was to support an independent evaluation of the Greenfields Water System, with a focus on opportunities to streamline and improve the service delivery. The grant provided for an engineering evaluation of the system and consideration of the option to transfer the assets and management of the system to the DCWWA (Engineering Evaluation.) Pursuant to the grant, the Town completed a Reorganization Study and Proposed Dissolution Plan for the Greenfields Water District (February, 2015) and, on February 19, 2015 conducted a public hearing on the Study and Plan. On February 23, 2015 the Town Board passed a resolution of intent to transfer ownership and management of the Town's water and sewer systems, including Greenfields Water, to the DCWWA.

COUNTY WATER DISTRICT ZONE OF ASSESSMENT "S"

The Greenfields Service Area Zone S (Water District Map: Appendix A) consists of two hundred eighty-four (284) properties including one hundred ninety-four (194) detached residential properties, seventy nine (79) attached residential properties, eight (8) two family dwellings, one (1) water treatment plant, one (1) sewage treatment plant, and one (1) undevelopable parcel.

COUNTY WATER DISTRICT ZONE OF ASSESSMENT "T"

The Greenfields Service Area Zone T (Water District Map: Appendix A) consists one hundred and nineteen (119) properties including one hundred eighteen (118) developable vacant lots and one (1) open space lot.

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1 A subsequent purchase agreement noted 129 additional undeveloped townhouse lots, for a total of 394 lots.

PHYSICAL FACILITIES

Water Supply and Treatment System

The Greenfields Water System uses ground water from four functional wells, out of the twelve that have been developed over time. The remaining eight wells have been abandoned due to quality and/or quantity concerns. Sodium tri-polyphosphate is added to the water to sequester iron and manganese. The ground water from the wells is disinfected with sodium hypochlorite, and stored in three buried tanks. Water is again disinfected and then sent to the system on demand using system supply pumps and two hydropneumatic tanks. There are no booster stations within the distribution system.

Transmission and Distribution

The Greenfields Water System distribution system, located solely within proposed Zone of Assessment S, includes approximately 4,300 linear feet of 8-inch asbestos cement (AC) pipe and 15,600 linear feet of 6-inch asbestos cement (AC) pipe. Service laterals include ¾-inch copper to the single family residences and individual condominium units within Greenfields. There are currently eighteen flushing hydrants located in the system. The water system as originally designed and built does not provide fire protection.

SOURCE CAPACITY AND QUALITY EVALUATION

The Greenfields Water System has four active groundwater supply wells – Wells 9, 10, 11, and 12. The System formerly included Wells 1 through 8, which have each been abandoned over the years due to either insufficient yield or poor water quality. The four active wells provide variable quality and production capability.

The System has historically had issues with high iron and manganese levels dating back to 1976, when iron and manganese treatment was first recommended. Violations of manganese as well as total iron/manganese were noted in 2001, 2004, 2006, 2007, 2012, 2013 and 2014. Most manganese samples are greater than the New York State MCL of 0.3 mg/L, and the combined iron and manganese levels are above the MCL of 0.5 mg/L as well. Official correspondence from DCDOH regarding the exceedences began in 2001, when levels of both iron and manganese exceeded the DOH requirement, and DOH required that the System provide an iron and manganese treatment facility.

There is currently no physical removal process for iron and manganese at the facility. However, sodium tri-poly phosphate is used to sequester iron and manganese, with some effectiveness according to historical reports. While the Town Engineer, Morris Associates, maintains that this form of treatment is in accordance with 10 State Standards, DCDOH has continued to issue violation notices, most recently in 2014, for failure to install suitable treatment. The effectiveness of the sequestering agent will need to be monitored moving forward to determine if additional action will be required. Additionally, Morris Associates has noted (in a 2004 report) that bacteria has been a problem in the distribution system, most likely due to iron and manganese reducing chlorine levels in the distribution system.

The installation date and depth of the wells are based on a Well Supply Application and Permit submitted in 1987 several years after the Town took ownership of the System. The following is a summary of the four active wells:

- Well 9 – An 8-inch diameter 265-foot deep bedrock well installed in 1975 with a recent production of 36 gpm (Well completion report in 1975 listed the rated source capacity as 90 gpm.)
- Well 10 – A 200-foot deep bedrock well installed in 1977 with a recent production of 34 gpm (Rated capacity was originally listed as 25 gpm but the well was deepened in 2002 and re-tested and noted as 75 gpm.)
- Well 11 – A 240-foot deep bedrock well installed in 1980 with a recent production of 44 gpm (Estimates of the actual rated capacity were unavailable.)
- Well 12 – A 300-foot deep bedrock well installed in 1984 with a recent production of 34 gpm (The 1984 installation report noted the source capacity as 50 gpm)

There have been no recent pump tests completed to determine the actual yield of the wells, and recent operating information has suggested that the actual yields are much less than the original reported yields.

According to 10 States Standards, the total developed groundwater source capacity shall equal or exceed the design maximum day demand with the largest producing well out of service. Average and maximum day demands for the current customer base (proposed Zone S) were calculated using the most recent consecutive 12-months of data available as of the preparation of the Engineering Evaluation. Average day demand during the period was 42,723 gallons per day (gpd) or 30 gallons per minute (gpm) and the maximum day demand was 70,200 gpd or 49 gpm. With the largest production well out of service (Well 9), the total groundwater source capacity is 112 gpm, which meets the maximum day demand of 49 gpm. However, the Engineering Evaluation notes that, based on a review of historical documentation, there are several additional factors that must be considered as it relates to the adequacy of the Greenfields supply:

1. Recharge of aquifer – A 2005 report by HDR (Greenfields Water District Hydrogeologic Study) indicated that, during periods of drought, the production rate of the wells exceed the recharge rate of the aquifer. This problem was observed in the summer of 1999, when Well 10 reportedly went dry during drought conditions, and again in 2002, when water had to be trucked into the System. Following this time, Well 10 was deepened by 100 feet. In September 2005, a significant reduction in yield from Wells 9 and 11 were reported. Most recently, the System experienced a source capacity issue when both Wells 10 and 11 were experiencing operational problems.

2. Well Capacity over time – As noted previously, prior to Wells 9 through 12, the original System wells (1 through 8) were abandoned due to water quality or production issues that developed over the lifetime of the well. Also, current production rates for the wells versus the original rated capacities suggest that the capacity of the wells may be decreasing over time.

There is limited atmospheric storage provided by three 15,000 gallon water storage tanks, which provides a limited amount of emergency storage. Under maximum day demand, the current storage would provide water for approximately 0.6 days if none of the groundwater wells were operating. Based on the average day demand of 42,723 gpd and the total atmospheric storage volume of 45,000 gallons, the average residence time of the tanks is approximately 1.1 days.

FUTURE DEMAND

All developable parcels within proposed Zone of Assessment S have been developed, and there are no plans to expand Zone S beyond the current service area. There is the potential for the development of 118 parcels, within the "Greenfields East" area, proposed Zone of Assessment T. Based on accepted water demand design standards, the anticipated potential future flows as the result of development of the proposed Zone of Assessment T parcels are 82,000 gpd (57 gpm) average day demand and 135,000 gpd maximum day demand (94 gpm). Based on the capacity related issues of the existing wells, developing the remaining 118 parcels would strain the capacity of the wells beyond an acceptable level, and would potentially exacerbate the existing water quality related issues. In 1985 a Dutchess County Department of Health directive prohibited additional connections to the existing system due to the limit on the available source of supply. The Engineering Evaluation has recommended that additional sources of supply would be required prior to connection of additional services to the existing system. The Engineering Evaluation further recommended that a hydrologic study be completed to determine the current capacity of the groundwater wells.

FUTURE CAPITAL ISSUES

The Engineering Evaluation of the Greenfields Water System, completed as part of the Reorganization Study, and included as Appendix A to the Study, included recommendations for system improvements, organized by priority level.

Source and Treatment Improvements

The Engineering Evaluation identified several mechanical and safety issues that need to be identified immediately. DCWWA proposes to undertake the following improvements during the first year of system ownership, funded by current dollars and system fund balance:

- Install Lockable Well Caps
- Provide Fire Extinguisher
- Provide Eye Wash Station
- Install Screen Vents on Atmospheric Tanks
- Provide Lock on Atmospheric Tank Manhole
- Conduct Iron and Manganese Sampling for Raw Water
- Replace Piping in Building
- Protection for Propane Piping
- Flow Test Wells to Determine Capacity
- Install Level Instruments for Wells
- Replace Flow Meters
- Regrade Around Wells #9, 10 and 11

- Provide Redundant Metering Pump
- Clean and Inspect Atmospheric Tank
- Replace Emergency Light Fixture
- Install Dehumidifier and Sump Pump
- Repair Well #9 Conduit

Total Estimated Expense: $110,000

Further evaluation of water quantity and quality issues will be required to determine the nature and scope of future improvements. As identified above, the DCWWA will install level instruments for wells and undertake flow testing to better quantify the current capacity of the wells. Iron and manganese sampling of raw water will provide additional information to assess necessary actions to address high iron and manganese levels. The effectiveness of the sequestering agent will need to be monitored moving forward to determine if additional action will be required.

The Engineering Evaluation identified additional treatment systems to be made over the next five years, including replacement of the booster pump skid, replacement of the control panel boards, and repairs to the treatment building including replacement of the roof. The estimated cost for these items is approximately two hundred thousand ($200,000.) DCWWA recommends that the replacement of the booster pump skid and electric panel boards, and building repairs and improvements be deferred until a determination is made of the most appropriate response to the iron and manganese issue, as the selection of the option could significantly impact the system's treatment building, pumping capacity and electrical requirements.

Distribution System

While the number and location of hydrants is generally sufficient for flushing purposes, there are five dead ends in the system that lack flushing hydrants. The Engineering Evaluation recommended that over the long term (next twenty years) five additional flushing hydrants be installed.

Improvements for Zone of Assessment T

It is anticipated that, when developed, properties in Zone of Assessment T will connect to, and receive water service from, the existing Greenfields Water System, however significant system improvements will be required to meet the additional demand.

As noted above, potential future demands from the development of the Zone of Assessment T parcels would strain the capacity of the wells beyond an acceptable level and would likely exacerbate the existing water quality related issues. Accordingly, it is recommended that additional sources of supply would need to be developed to support the development of the 118 existing vacant lots. Also, any new townhouse or condominium type construction would be required to be constructed in accordance with current standards, which require adequate fire protection. Accordingly, the storage capacity of the system would also need to be upgraded to supply the potential expansion. Dutchess County Department of Health would be unlikely to

allow expansion of the existing service area without installation of an iron and manganese removal system.

At the time of this report, there are no water distribution facilities within proposed Zone of Assessment T. Water mains, hydrants and other appurtenances, and individual service laterals would need to be constructed to support the development of the 118 existing vacant lots.

A 2007 study ("Cost Evaluation Study for Greenfields Water District Extension to Serve Future Townhouses," Morris Associates, P.S., L.L.C,. October 2007) estimated total source, treatment, storage and distribution system improvements required to provide water service to proposed Zone of Assessment T would be $1,715,000. Applying the ENR construction cost index to update the costs to current (February 2015) values results in a capital cost estimate of approximately $2,150,000.

As there are no current plans before the Town to develop the vacant lots in proposed Zone T estimated capital improvement costs provided are order-of-magnitude only. Actual costs will depend on the timing of the development, type of construction, and consideration of all applicable standards at the time of development.

PROJECTED CAPITAL COSTS AND ALLOCATIONS

The Greenfields Water District currently has no outstanding bonded indebtedness. The initial improvements and water quality and quantity investigations will be funded through system fund balance and current revenues.

It is anticipated that additional capital improvements to the system will be required, the scope of which will depend on the course of action determined to address the iron and manganese issues, and the extent to which additional well improvements must be made. Upon the determination of the scope and cost of the improvements, DCWWA would issue bonds to finance the project.

Further, as discussed above, significant capital improvements to source, treatment, storage and distribution systems will be required to provide capacity for the development of vacant parcels in Zone T. These improvements may be financed by the project developer, by bonds issued by the DCWWA on behalf of Zone of Assessment T, or by a combination of the two.

For any bonds issued by the DCWWA, an annualized capital cost, being the cost to pay debt service and associated administrative charges, will be apportioned between the two Zones of Assessment in a manner proportionate to the benefit to be received by each Zone of Assessment. System improvements to provide for water distribution within Zone T, and to provide additional source, treatment and storage capacity to meet the needs of Zone T, will be apportioned solely to Zone of Assessment T. The capital costs apportioned to each Zone will then be allocated equitably among all parcels within each respective Zone of Assessment through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix C.)

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M Budget Projection is the total cost to the DCWWA to operate the Greenfields Water System; ground water withdrawal, chemicals, electricity, alarms, laboratory fees, labor, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Greenfields Water System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size water systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $91,702. With 281 connected customers, and assuming collection of late fees at historical levels, the cost per a typical single family residential customer would be three hundred and twenty-five dollars per year ($325.)

Should the system ownership be transferred mid-year, the budget would be pro-rated for the portion of the year DCWWA would own the system. All future O&M system budgets, rates, fees and other charges are reviewed annually and subject to change by the DCWWA Board of Directors.

CONNECTION CHARGES

For any properties within the proposed Zones of Assessment that are not connected and receiving water service from the Greenfields Water System at the time that the Authority acquires the Water System, an "Application for Water Service" and a related fee will be required at the time water service is requested. Generally, for a typical residential connection, the costs for the water meter, plan review and/or inspections, and tap on the main are covered by the Water Service Application (tapping fee) fee which is paid by the property owner to the DCWWA at the time of their request for service. As of the date of this report, the application fee for a standard ¾-inch water service connection is $500 per service and is a one-time charge. The cost to install, repair and/or maintain the water service line from the Authority's curb valve to the property owner's house or other structure shall be the sole responsibility of the respective property owner.

Annual Cost per a Typical Property – First Year

The total annual cost for a typical property in a zone is generally a combination of the long-term capital charges (debt service) and water usage charges.

In the proposed Zone of Assessment S a typical property will be a single family dwelling unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling, on less than three (3) whole acres, in County Water District Zone of Assessment S will be three hundred and twenty five dollars ($325.) A system budget based on these rates will build appropriate fund balances to maintain the public water system in good working order.

At this time, as there are no developed parcels within Zone of Assessment T, and no capital charges against the parcels in the Zone, the First Year cost for a typical parcel in Zone T, a vacant residential parcel, is zero ($0.00.)

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APPENDICES

Appendix A – Description of County District Zone of Assessment S and T (Map & Parcel List)

Appendix B – Description of County District Zone of Assessment T (Map & Parcel List)

Appendix C – Proposed Operation & Maintenance Budget

Appendix D - Proposed Benefit Assessment Methodology

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "S"
Greenfields Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "S" shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6264-02-542510-0000	6264-57-590452-0000	6264-57-585449-0000
6264-02-560508-0000	6264-57-588475-0000	6264-03-497446-0000
6264-01-497502-0000	6264-57-589471-0000	6264-57-598453-0000
6264-02-523511-0000	6264-57-596456-0000	6264-57-602440-0000
6264-01-497513-0000	6264-57-588473-0000	6264-03-430440-0000
6264-04-544484-0000	6264-04-545453-0000	6264-57-559451-0000
6264-04-502480-0000	6264-04-531470-0000	6264-57-562450-0000
6264-03-498490-0000	6264-57-576466-0000	6264-57-580446-0000
6264-02-525501-0000	6264-57-577467-0000	6264-57-568441-0000
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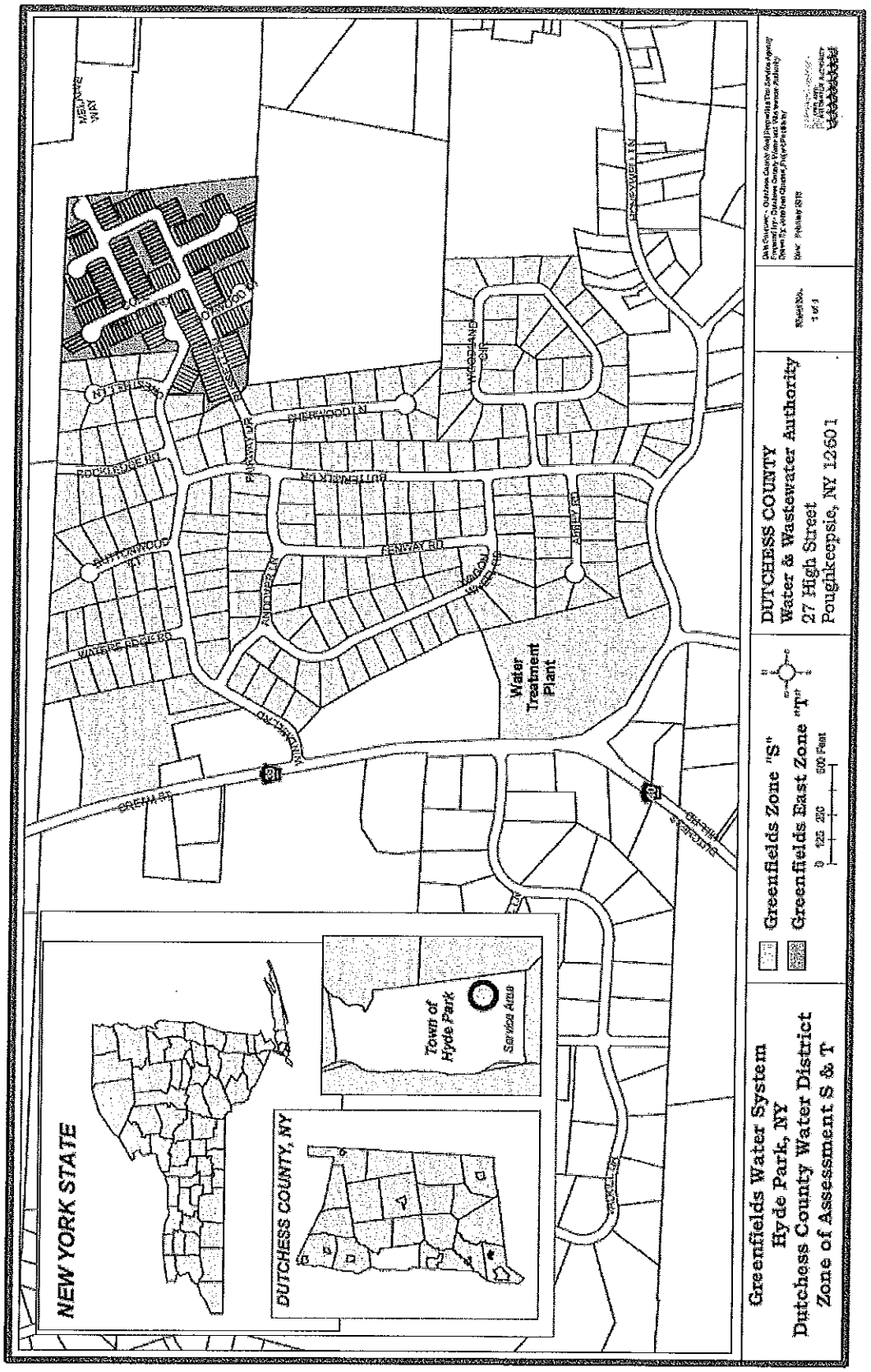
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Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T
Greenfields Zone "S"
Greenfields East Zone "T"
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DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Water Treatment Plant
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
ROCKEFELLER RD
WATERS EDGE RD
SHERWOOD LN
BUTTERMILK LN
FENWAY RD
ABBEY RD
WOODLAND RD
ROCKWELL LN
ROCKWELL DR
PARKWAY DR
ANDOVER LN
WINDSOR RD
GREIG RD
SUNSET HILL RD
ROCKWELL RD

APPENDIX "B"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "T"
Greenfields EAST Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "T" shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6264-49-603510-0000	6264-58-641493-0000	6264-57-606476-0000
6264-57-624485-0000	6264-58-647495-0000	6264-58-645480-0000
6264-58-643494-0000	6264-57-595495-0000	6264-58-639458-0000
6264-57-614479-0000	6264-58-626486-0000	6264-57-604475-0000
6264-58-643484-0000	6264-57-583484-0000	6264-58-649471-0000
6264-57-609494-0000	6264-57-574493-0000	6264-58-645436-0000
6264-57-573495-0000	6264-57-596488-0000	6264-57-617449-0000
6264-57-615480-0000	6264-58-644482-0000	6264-58-634448-0000
6264-57-612479-0000	6264-58-630455-0000	6264-58-642439-0000
6264-57-581488-0000	6264-57-624467-0000	6264-57-618447-0000
6264-58-645495-0000	6264-58-648473-0000	6264-58-631453-0000
6264-57-582486-0000	6264-57-620466-0000	6264-58-632451-0000
6264-57-619482-0000	6264-58-647475-0000	6264-57-623436-0000
6264-57-572497-0000	6264-58-633472-0000	6264-58-644437-0000
6264-57-614497-0000	6264-58-632471-0000	6264-57-621441-0000
6264-57-611495-0000	6264-57-622467-0000	6264-57-620443-0000
6264-57-598489-0000	6264-58-638457-0000	6264-58-637442-0000
6264-57-601491-0000	6264-58-646476-0000	6264-57-622440-0000
6264-57-612496-0000	6264-58-641459-0000	6264-58-633450-0000
6264-57-605493-0000	6264-58-630470-0000	6264-58-640440-0000
6264-57-603492-0000	6264-57-602474-0000	6264-58-635446-0000
6264-58-642485-0000	6264-58-626468-0000	6264-58-636444-0000
6264-57-584482-0000	6264-58-645461-0000	6264-58-647432-0000
6264-58-639492-0000	6264-58-646462-0000	6264-58-628425-0000
6264-57-580489-0000	6264-58-646478-0000	6264-58-640420-0000
6264-57-580491-0000	6264-57-610478-0000	6264-58-627429-0000
6264-57-600490-0000	6264-57-608477-0000	6264-58-644422-0000
6264-57-621483-0000	6264-57-619465-0000	6264-58-638421-0000
6264-58-637491-0000	6264-58-643460-0000	6264-58-642422-0000

6264-57-624432-0000
6264-57-624434-0000
6264-58-626430-0000
6264-58-628427-0000
6264-58-646434-0000
6264-57-619445-0000
6264-49-591502-0000
6264-50-627504-0000
6264-49-592501-0000
6264-49-604504-0000
6264-50-632507-0000
6264-50-627502-0000
6264-50-626505-0000
6264-49-589506-0000
6264-49-624507-0000
6264-49-590504-0000
6264-49-604506-0000
6264-50-634507-0000
6264-49-605502-0000
6264-49-604508-0000
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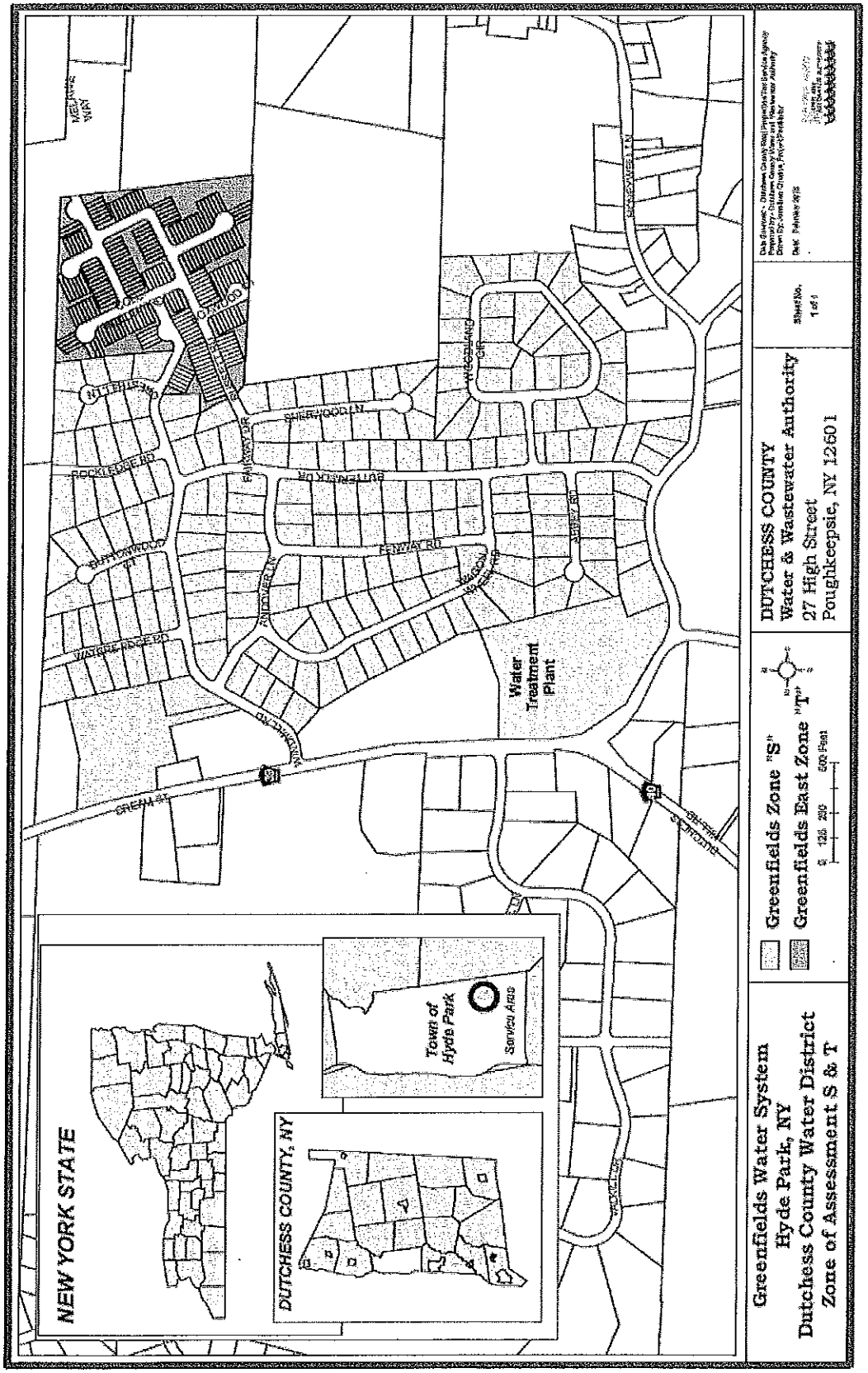
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Water Treatment Plant
GREEN ST
ROCKLEDGE RD
SHERWOOD LN
BUTTERMILK DR
FENWAY RD
WOODLAND CIR
Greenfields Zone "S"
Greenfields East Zone "T"
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T

APPENDIX "C"

Greenfields Water System

Proposed Operation & Maintenance Budget

DCWWA 2015 BUDGET PROJECTION
Greenfields Water District

Beginning Fund Balance	**139,031**
Annual Expenses	**91,702**
Power/Chemicals	18,270
Operations	25,215
ERM	20,500
Lab/Sampling/Permit	5,348
Administration	20,619
Legal/Engineering	750
Insurance	1,000
Annual Revenues	**91,702**
Water Sales/Penalties	91,702
Transfer from Fund Balance	-
Ending Fund Balance	**139,031**

APPENDIX "D"

Greenfields Water System (Dutchess County Water District Zones of Assessment S and T)

Proposed Benefit Assessment Methodology
COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, M, O, P, Q, R, S, T and U (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3, 6 & 7

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015096 ESTABLISHING ZONES "S" AND "T" ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 Yes 0 No

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015096 ESTABLISHING ZONES "S" AND "T" ZONES OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 13, 2015

ENVIRONMENT

RESOLUTION NO. 2015097

RE: ESTABLISHING ZONE "U" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and established the Dutchess County Water District covering all the areas within the boundaries of Dutchess County, and

WHEREAS, the WWA is entering into an Agreement with the Town of Hyde Park, owner of the Quaker Hills Water System, regarding the WWA's acquisition of that system which is located in the Town of Hyde Park, and

WHEREAS, the WWA's ability to close on this acquisition and provide water service to the customers of the Quaker Hills Water System is contingent on the creation of a Water District Zone of Assessment encompassing all properties in the said water system, which will include a total of one hundred and fifteen (115) tax parcels of which one hundred and nine (109) are developed residential properties, one is a vacant residential lot, one is the site of the water treatment facility, and four are undevelopable lots, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish Zone of Assessment "U" for the Quaker Hills Water System, located in the Town of Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, County Water District Zone of Assessment "U" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a Twelfth Restatement of the Amended Service Agreement with Dutchess County (County), on behalf of the proposed Zone of Assessment U whereby the District will provide water service to customers within the Zone at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the Zone of Assessment, describes the infrastructure to be used to provide water service, and provides the estimated annual cost for water service for the typical property in the proposed Zone of Assessment, and

WHEREAS, the first year cost to the typical single family home is estimated to be four hundred and sixty-three dollars ($463), and

WHEREAS, this Legislature must create Zone of Assessment U covering the area of the Quaker Hills Water System described in "Attachment A," and

WHEREAS, this Legislature conducted a public hearing on this proposal on April 13, 2015, and heard all persons interested, and

WHEREAS, the establishment of said Zone of Assessment U will ensure an efficient water system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Zone of Assessment U are benefited thereby and all the property and property owners benefited are included within the proposed Zone of Assessment U and it is in the public interest to create the Zone of Assessment U in the County Water District, and be it further

RESOLVED, that a Zone of Assessment in the County Water District, to be known as Zone of Assessment U in the Town of Hyde Park, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-069-15
CRC/BB/kvh/G-1217-N
3/10/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

Dut.pdf

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "U"
Quaker Hills Water System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "U" shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6266-19-562237-0000	6266-18-442186-0000	6266-19-562175-0000
6266-19-584238-0000	6266-18-492207-0000	6266-18-459230-0000
6266-18-456241-0000	6266-18-463218-0000	6266-18-473173-0000
6266-18-483237-0000	6266-19-536197-0000	6266-18-492176-0000
6266-19-518246-0000	6266-18-466204-0000	6266-19-536216-0000
6266-18-425246-0000	6266-18-445141-0000	6266-19-514219-0000
6266-19-539093-0000	6266-18-447134-0000	6266-19-537235-0000
6266-19-635130-0000	6266-19-621095-0000	6266-19-576077-0000
6266-19-513131-0000	6266-18-470189-0000	6266-18-467048-0000
6266-19-509106-0000	6266-18-476118-0000	6266-19-671024-0000
6266-18-494161-0000	6266-18-476133-0000	6266-19-665045-0000
6266-19-524153-0000	6266-19-604095-0000	6266-19-573095-0000
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6266-18-499142-0000	6266-19-516179-0000	6266-19-594030-0000
6266-18-446149-0000	6266-19-599125-0000	6266-19-573085-0000
6266-18-437207-0000	6266-18-439197-0000	6266-19-668036-0000
6266-19-644105-0000	6266-19-522091-0000	6266-19-654085-0000
6266-18-447122-0000	6266-19-654134-0000	6266-19-592036-0000
6266-18-432219-0000	6266-18-474154-0000	6266-19-531067-0000
6266-19-555216-0000	6266-19-515206-0000	6266-19-659065-0000
6266-18-447100-0000	6266-19-540129-0000	6266-18-480046-0000
6266-19-517166-0000	6266-18-447111-0000	6266-19-506080-0000
6266-19-554122-0000	6266-19-558194-0000	6266-19-630021-0000
6266-19-542155-0000	6266-18-429232-0000	6266-19-590048-0000
6266-19-525122-0000	6266-19-544109-0000	6266-18-487082-0000
6266-19-573110-0000	6266-19-515193-0000	6266-19-665075-0000
6266-19-540178-0000	6266-18-489218-0000	6266-18-451075-0000
6266-18-491191-0000	6266-18-448169-0000	6266-19-583058-0000
6266-18-475094-0000	6266-18-446159-0000	6266-19-621073-0000
6266-18-446178-0000	6266-18-495094-0000	6266-19-545052-0000

6266-19-595023-0000	6266-19-558033-0000	6266-15-541251-0000
6266-19-625046-0000	6266-19-513039-0000	6266-18-500120-0000
6266-19-577066-0000	6266-19-589106-0000	6266-18-495041-0000
6266-19-529040-0000	6266-14-499253-0000	6266-19-619124-0000
6266-19-543070-0000	6266-15-563263-0000	6266-19-561143-0000
6266-19-563025-0000	6266-14-451253-0000	6266-19-565158-0000
6266-19-550042-0000	6266-15-551261-0000	6266-19-573132-0000
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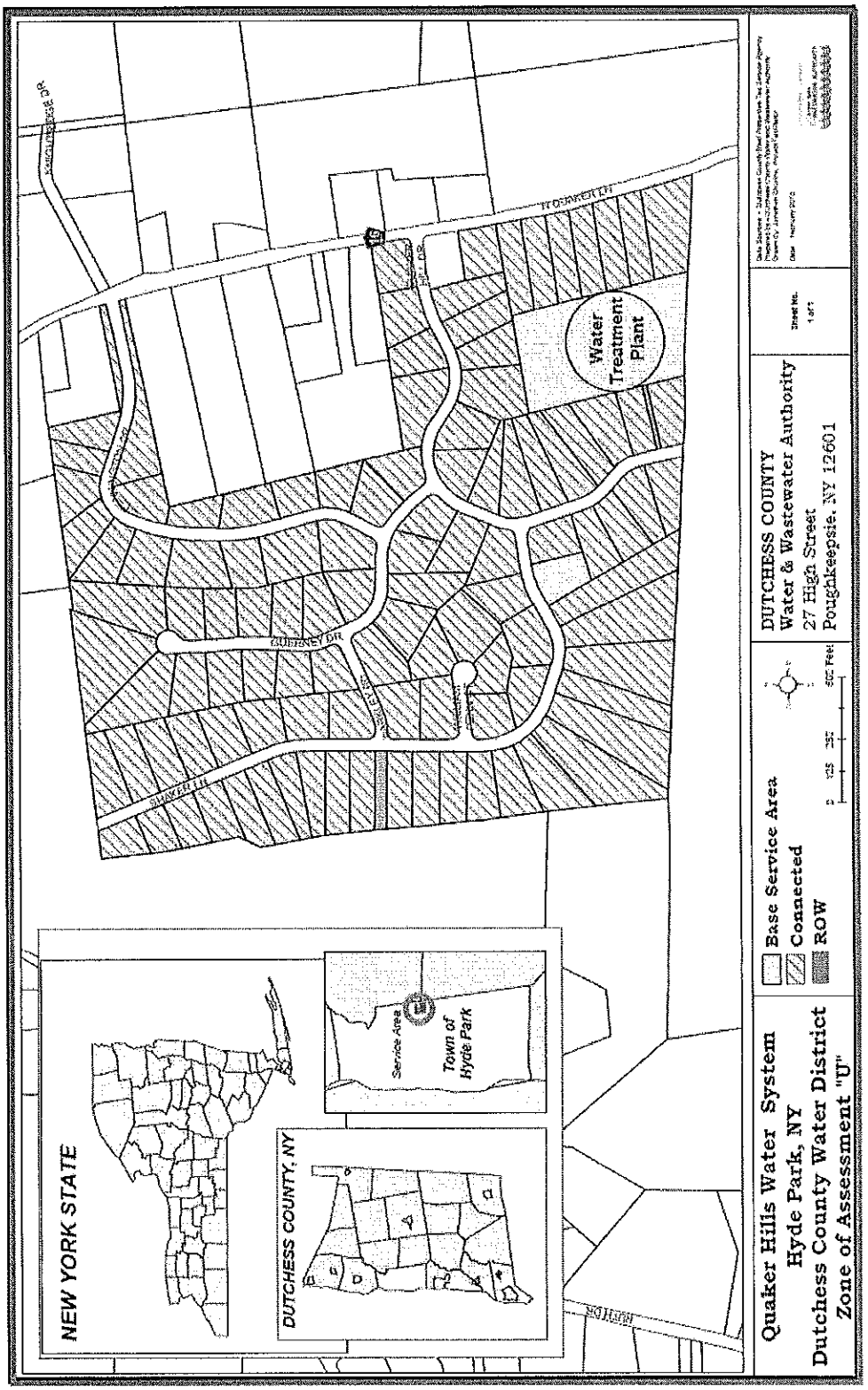

NEW YORK STATE
DUTCHESS COUNTY, NY
Service Area
Town of Hyde Park
Water Treatment Plant
Quaker Hills Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "U"
Base Service Area
Connected
ROW
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

DUTCHESS COUNTY

Proposed County Water District
Zone of Assessment U

(Quaker Hills Water System)
Hyde Park, NY

MAP, PLAN AND REPORT

February 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

February 2015

PROPOSED COUNTY WATER DISTRICT ZONE OF ASSESSMENT U (QUAKER HILLS WATER)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed County Water District Zone of Assessment U, which includes an area of approximately one hundred (100) acres located on the west side of North Quaker Land, one-quarter mile north of Rusky Lane in the Town of Hyde Park, NY.

Upon successful formation of proposed County Water District Zone of Assessment U (the "Zone") by the Dutchess County Legislature, ownership and operation of the Quaker Hills Water System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Town of Hyde Park (Town.) Information provided herein includes the proposed Zone's boundaries and a list of the tax parcels that will comprise the future Zone, as well as a description of the current and proposed infrastructure by which potable water will be produced, treated and delivered to customers.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The Dutchess County Water and Wastewater Authority will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the Zone for the purpose of administering the retail sale of water services to all properties within the proposed Zone, with such service to be provided through the water system facilities as described below. The Authority will administer the Zone pursuant to guidelines established by the Service Agreement and collect water revenues. Water service rates will be set annually by the Authority.

HISTORY

According to available system documentation from the Town of Hyde Park, the Quaker Hill Water Corporation developed the central water system during the period of 1965 to 1970. Due to poor water distribution main installation practices, the water system experienced extensive water main leaks by 1976. By 1978 the Dutchess County Department of Health (DOH) assumed operational control of the system from the Quaker Hill Water Corporation. Circa 1980 the Town acquired the water system, forming the Quaker Hill Water District. The water system's sole hydropneumatic tank was replaced around 1998.

In 2011 the Town of Hyde Park was awarded a Local Government Efficiency Grant from the New York State Department of State. The purpose of the grant was to support an independent evaluation of the Quaker Hills Water System, with a focus on opportunities to streamline and improve the service delivery. The grant provided for an engineering evaluation of the system and consideration of the option to transfer the assets and management of the system to the DCWWA. Pursuant to the grant, the Town completed a Reorganization Study and Proposed Dissolution Plan for the Quaker Hills Water District (February, 2015) and, on February 19, 2015 conducted a public hearing on the Study and Plan. On February 23, 2015 the Town Board passed a resolution of intent to transfer ownership and management of the Town's water and sewer systems, including Quaker Hills Water, to the DCWWA.

COUNTY WATER DISTRICT ZONE OF ASSESSMENT U

The proposed County Water District Zone of Assessment U delineated on the attached map and list of tax parcels (Appendix "A"), presently includes a total of one hundred and fifteen (115) tax parcels of which one hundred and nine (109) are developed residential properties, one is a vacant residential lot, one is the site of the water treatment facility, and four are undevelopable lots. The development, excluding the single vacant lot, is built out and all residences are occupied.

PHYSICAL FACILITIES

As the Quaker Hills Water System is now over forty nine years old, and with minimal reconstruction projects undertaken under the Town's ownership, it is generally recognized that most system components are beyond their typical service life. The 2014 engineering evaluation noted concerns regarding the condition of the treatment building and distribution system, and identified several mechanical and safety issues. While the water supply of the District is of very high quality, the physical assets are outdated and will require some investments in the near future.

Water Supply and Treatment System

The water treatment facilities are located on an approximately seven (7) acre parcel with adjacent access road. The main parcel provides a 200-foot radius of control surrounding the two wells. The ground water from one of two wells at a time is disinfected and stored in a buried hydropneumatic tank. Switching from one well to another is a manual operation. Water is then sent to the system on demand using a system supply pump and the hydropneumatic tank. There are no booster stations within the distribution system. In 2009 the DOH identified the water treatment building as structurally unsound, and has issued repeated violations for the condition of the building. During 2010 the Town engineer issued a report evaluating the treatment building's condition while reviewing options for repair or replacement.

Transmission and Distribution

The distribution system includes approximately 9,500 feet of 6-inch cast iron pipe installed during the 1970's and reputedly located in the center of the roadways, excluding one section of water main reputedly running through back lots. Service laterals include ¾-inch

copper to individual dwellings within the water system. Plastic services have also been reported. Service connections are metered, but meters are original to the system, are reported to be non-functioning and are not being read. There are currently four flushing hydrants located in the system. The water system as originally designed and built does not provide fire protection.

PROPERTY ISSUES

The distribution system water mains are generally located within the right-of-way for the roads in the development. However, one segment of pipe runs through several parcels from Quaker Hill Drive to serve the homes that parallel North Quaker Lane. No easement(s) has been identified for this area and will require future research.

SOURCE CAPACITY AND QUALITY EVALUATION

The District's two wells produce on average of approximately 24,428 gallons per day (gpd), or 17 gallons per minute (gpm.) There are 109 properties presently served with water from the treatment plant with 109 service connections. This indicates the use per residence of 224 gpd which is elevated above typical residential flows ranging between 150-165 gpd. The District appears to have very good water quality, with no major water quality issues.

FUTURE DEMAND

The development is built out and all residences are occupied excluding a single vacant but developable lot. The system has sufficient capacity to serve this additional parcel should it be developed. There are no current or anticipated plans to expand the Water System.

FUTURE CAPITAL ISSUES

An engineering evaluation of the Quaker Hills Water System was completed as part of the Reorganization Study, and is included as Appendix A to the Study. The engineering evaluation included recommendations for system improvements, organized by priority level.

Treatment Building

The water treatment building has been identified as having significant structural issues and is in poor condition. The DOH has issued ongoing violations for failure to exercise care and due diligence in the operation and maintenance of a public water system based on the condition of the treatment plant and building. There is cracking of the mortar joints and concrete masonry. Occupancy of the building during an earthquake or significant wind or flooding event would be unsafe. The asphalt shingle roof is heavily deteriorated and approaching a failed condition. Settlement of the building and floor slab has resulted in misalignments of the piping system and stress on existing piping system joints. Cracks in the floor slab leave the wells vulnerable to contamination. The building has been subjected to flooding, which has also impacted the life expectancy of the structure and its equipment. During flooding in 2011 District representatives stated that flood waters rose to just below the electrical equipment inside the building, and the generator and transfer switch were partially submerged. The evaluating engineer has recommend replacement of the building with a new treatment building.

Distribution System

According to District records, the water main was set directly on shale, with no gravel bedding. This has resulted in a multitude of failures over the years, with major problems from leakage reported as early as 1976 when significant failures resulted in an average daily production of over 240,000 gpd. It has also been noted that in general the water main was not installed to five feet below ground surface, and on average has just over three feet of cover, rendering the piping susceptible to damage from frost penetration. Based on the installation conditions and the history of leaks, the potential exists for additional substantial leaks and major pipe breaks.

Leak detection programs have been conducted in the past but have had minimal success because of the fractured and freely draining nature of the shale. The engineering evaluation recommends that the location and extent of repairs be recorded to better track where the leaks are occurring and identify any "hot spots" for failures. Using this data, in the future the District can proceed with targeted water main replacement projects. Pipe lining, a rehabilitation method that utilizes a cured-in-place liner to renovate pipes without excavation, may be a suitable approach for the District.

The location of the hydrants provides an adequate means of flushing all areas of the system with the exception to the entrance to Quaker Hills Drive.

It was reported by customers that meters in homes on the top of Guerney Drive spin backwards when the system is down, indicating backflow into the system; this is a potential source of contamination in the system.

DCWWA proposes to undertake the following improvements during the first year of system ownership, funded by current dollars and system fund balance:

- Extend Well #2 casing above flood zone
- Install locking cap on Well #2
- Regrade around Well #2
- Provide fire extinguisher
- Provide eye wash station
- Install machine guard for compressor
- Replace broken exterior LB (electrical conduit elbow fitting) conduit fitting

Total Estimated Expense: $5,950

The Quaker Hills Water System has a fund balance of approximately $14,136 as reported by the Town at the end of January 2015.

DCWWA proposes to analyze the history of water main leaks to determine if there are "hot spots" that could be targeted for pre-emptive pipe replacement and/or "trenchless" rehabilitation methods such as pipe lining. Further engineering evaluation is required to determine the most cost-effective solution for the replacement of the treatment building. DCWWA anticipates funding the cost of the engineering work through a short-term bond anticipation note, to be rolled into the long term borrowing to fund the selected construction project. It is recommended that the long term bonding also include the cost of the additional well improvements, installation of

customer backflow preventers, addition of a flushing hydrant at the end of Quaker Hill Road, resolution of any easement issues and priority pipe replacements. DCWWA would seek grant and low-interest loan funding to help reduce the cost impact of the project on the customers.

CAPITAL COSTS AND ALLOCATIONS

DCWWA intends to issue a bond anticipation note (BAN) for an estimated $250,000 to fund the evaluation of options and engineering design for the resolution of the treatment building issues and the additional well improvements, installation of customer backflow preventers, addition of a flushing hydrant at the end of Quaker Hill Road, resolution of any easement issues and priority pipe replacements. Assuming an interest only payment, with the principal to be rolled into a subsequent long-term borrowing, the first year capital cost would be approximately $3,300. The amount of the long term borrowing won't be known until an approach to the building issues has been selected.

Annual debt expenses will be allocated equitably among all parcels within the District through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix C.) All benefit units would be charged at the same rate. The annual benefit assessment would appear on the respective property owner's yearly property tax bill.

Application of the Benefit Assessment Methodology to the current district parcels results in a total of 1,106 benefit units within the proposed Zone of Assessment. Apportionment of the anticipated capital cost of $3,300 across the calculated number of benefit units results in a per benefit unit cost of three dollars ($3.00), or thirty dollars ($30.00) for a typical single family residence. It is anticipated this expense would appear on the 2017 property tax bill (second year of operation.)

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M Budget Projection is the total cost to the DCWWA to operate the Quaker Hills Water System; labor, electricity, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Quaker Hills Water System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size water systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $51,500.00.

The proposed rate structure based on the O & M budget projection includes income from a proposed flat rate fixed amount, assuming one hundred and nine customers, of $463.00 ($115.75 per quarter), and typical annual penalties (estimated at $1,000.00.) Should the system ownership be transferred mid-year, the budget would be pro-rated for the portion of the year DCWWA would own the system. All future O&M system budgets, rates, fees and other charges are reviewed annually and subject to change by the DCWWA Board of Directors.

CONNECTION CHARGES

The Quaker Hills development has reached full build out excluding a single vacant parcel. At the time the Map, Plan and Report was drafted, the typical residential connection charge was $500.

Annual Cost per a Typical Property – First Year: $463

The total annual cost for a typical property in a zone is generally a combination of the long-term capital charges (debt service) and water usage charges. In the proposed Zone a typical property will be a single family dwelling unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling in County Water District Zone of Assessment U will be four hundred and sixty three ($463) dollars for O&M expenses. A capital assessment of $30.00 is projected to appear on the 2017 property tax bill. A system budget based on these rates will build appropriate fund balances to maintain the public water system in good working order.

#####

APPENDICES

Appendix A – Description of County District Zone of Assessment U (Map & Parcel List)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C – Proposed Benefit Assessment Methodology

APPENDIX "A"

DUTCHESS COUNTY WATER DISTRICT
ZONE OF ASSESSMENT "U"
Quaker Hills Water System

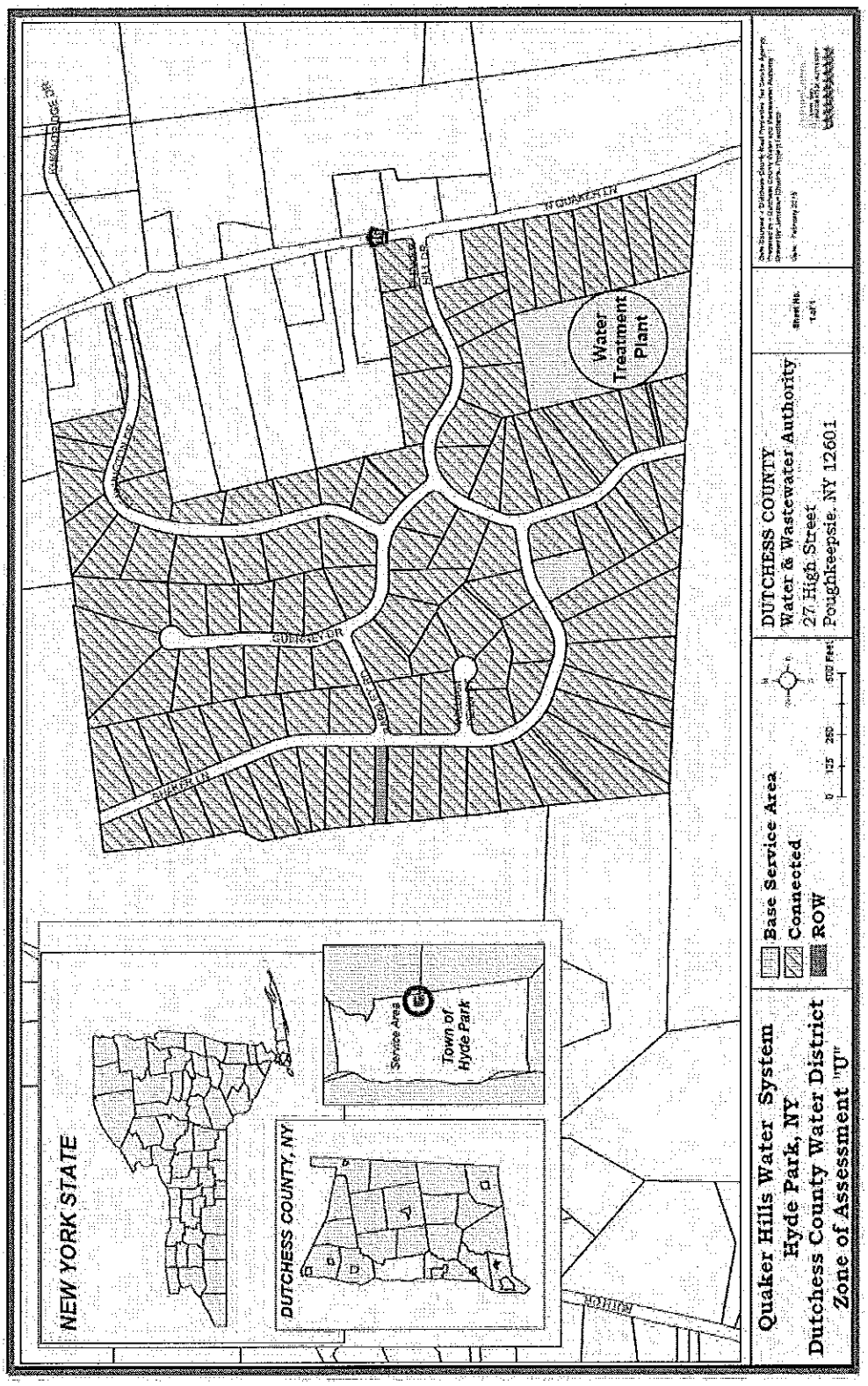
DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Water District Zone of Assessment "U" shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6266-19-562237-0000	6266-18-442186-0000	6266-19-562175-0000
6266-19-584238-0000	6266-18-492207-0000	6266-18-459230-0000
6266-18-456241-0000	6266-18-463218-0000	6266-18-473173-0000
6266-18-483237-0000	6266-19-536197-0000	6266-18-492176-0000
6266-19-518246-0000	6266-18-466204-0000	6266-19-536216-0000
6266-18-425246-0000	6266-18-445141-0000	6266-19-514219-0000
6266-19-539093-0000	6266-18-447134-0000	6266-19-537235-0000
6266-19-635130-0000	6266-19-621095-0000	6266-19-576077-0000
6266-19-513131-0000	6266-18-470189-0000	6266-18-467048-0000
6266-19-509106-0000	6266-18-476118-0000	6266-19-671024-0000
6266-18-494161-0000	6266-18-476133-0000	6266-19-665045-0000
6266-19-524153-0000	6266-19-604095-0000	6266-19-573095-0000
6266-19-660099-0000	6266-19-633100-0000	6266-18-452054-0000
6266-18-499142-0000	6266-19-516179-0000	6266-19-594030-0000
6266-18-446149-0000	6266-19-599125-0000	6266-19-573085-0000
6266-18-437207-0000	6266-18-439197-0000	6266-19-668036-0000
6266-19-644105-0000	6266-19-522091-0000	6266-19-654085-0000
6266-18-447122-0000	6266-19-654134-0000	6266-19-592036-0000
6266-18-432219-0000	6266-18-474154-0000	6266-19-531067-0000
6266-19-555216-0000	6266-19-515206-0000	6266-19-659065-0000
6266-18-447100-0000	6266-19-540129-0000	6266-18-480046-0000
6266-19-517166-0000	6266-18-447111-0000	6266-19-506080-0000
6266-19-554122-0000	6266-19-558194-0000	6266-19-630021-0000
6266-19-542155-0000	6266-18-429232-0000	6266-19-590048-0000
6266-19-525122-0000	6266-19-544109-0000	6266-18-487082-0000
6266-19-573110-0000	6266-19-515193-0000	6266-19-665075-0000
6266-19-540178-0000	6266-18-489218-0000	6266-18-451075-0000
6266-18-491191-0000	6266-18-448169-0000	6266-19-583058-0000
6266-18-475094-0000	6266-18-446159-0000	6266-19-621073-0000
6266-18-446178-0000	6266-18-495094-0000	6266-19-545052-0000

6266-19-595023-0000	6266-19-558033-0000	6266-15-541251-0000
6266-19-625046-0000	6266-19-513039-0000	6266-18-500120-0000
6266-19-577066-0000	6266-19-589106-0000	6266-18-495041-0000
6266-19-529040-0000	6266-14-499253-0000	6266-19-619124-0000
6266-19-543070-0000	6266-15-563263-0000	6266-19-561143-0000
6266-19-563025-0000	6266-14-451253-0000	6266-19-565158-0000
6266-19-550042-0000	6266-15-551261-0000	6266-19-573132-0000
6266-18-449088-0000	6266-15-590258-0000	
6266-19-662055-0000	6266-15-579264-0000	


NEW YORK STATE
DUTCHESS COUNTY, NY
Service Area
Town of Hyde Park
Water Treatment Plant
N QUAKER LN
QUAKER LN
Base Service Area
Connected
ROW
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Quaker Hills Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment "U"

APPENDIX "B"

Proposed

Operation & Maintenance Costs

Illustrative of projected first year O & M expenses, revenues and rates

for customers of

Quaker Hills Water System (County District Zone of Assessment U)

DCWWA 2015 PROPOSED BUDGET
QUAKER HILLS WATER DISTRICT

Beginning Fund Balance	**14,136**
Annual Expenses	**51,489**
Power/Chemicals	11,802
Operations	10,580
ERM	15,100
Lab/Sampling/Permit	2,324
Administration	10,043
Legal/Engineering	500
Insurance	1,139
Annual Revenues	**51,489**
Water Sales/Penalties	51,489
Transfer from Fund Balance	-
Ending Fund Balance	**14,136**

APPENDIX "C"

Quaker Hills Water System (County District Zone of Assessment U)

Proposed Benefit Assessment Methodology

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, M and U (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3 & 6

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015097 ESTABLISHING ZONE "U" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0
Absent: 0 **Motion:** ___ Yes No
Vacant: 0 **Abstentions:** 0

2015097 ESTABLISHING ZONE "U" ZONE OF ASSESSMENT IN THE DUTCHESS COUNTY WATER DISTRICT IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 13, 2015

ENVIRONMENT

RESOLUTION NO. 2015098

RE: ESTABLISHING PART COUNTY SEWER DISTRICT NO. 7
IN THE TOWN OF HYDE PARK

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and

WHEREAS, the WWA is entering into an Agreement, with the Town of Hyde Park, owner of the Pinebrook Sewer System, regarding the WWA's acquisition of that system which is located in the Town of Hyde Park, and

WHEREAS, the WWA's ability to close on this acquisition and provide sewer service to the customers of the Pinebrook Sewer System is contingent on the creation of a Part County Sewer District encompassing all properties in the said sewer system which will include a total of one hundred and thirty-nine (139) tax parcels, consisting of one hundred and thirty-two (132) attached residential properties, one Homeowners Association recreation building, one Homeowners Association open space parcel, one sewage treatment plant parcel, one sewer main parcel, one water treatment plant parcel and two well parcels, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish a Part County Sewer District #7 for the Pinebrook Sewer System, located in the Town of Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, Part County Sewer District No. 7" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a service agreement with Dutchess County (County), on behalf of the proposed Part County Sewer District No. 7 (District) whereby the District will provide sewer service to customers within the District at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the sewer district, describes the infrastructure to be used to provide sewer service, and provides the estimated annual cost for sewer service for the typical property in the proposed sewer district, and

WHEREAS, the first year cost to the typical one family home is estimated to be six hundred and thirty-four ($634), and

WHEREAS, this Legislature must create Part County Sewer District No. 7 covering the area of the Pinebrook Sewer System described in "Attachment A," and

WHEREAS, this Legislature conducted a public hearing on this proposal on April 13, 2015, and heard all persons interested, and

WHEREAS, the establishment of said Part County Sewer District No. 7 will ensure an efficient sewer system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Part County Sewer District No. 7 are benefited thereby and all the property and property owners benefited are included within the proposed Part County Sewer District No. 7 and it is in the public interest to create the Part County Sewer District No. 7, and be it further

RESOLVED, that a Part County Sewer District, to be known as Part County Sewer District No. 7 in the Town of Hyde Park, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-067-15
CRC/BB/G-1217-N
3/10/15
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

DuLpdf

APPENDIX "A"

DUTCHESS COUNTY
PART COUNTY SEWER DISTRICT #7
Pinebrook Sewer System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Part County District Sewer District #7 shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-06-435927	6163-06-424926	6163-06-335864	6163-06-348825
6163-06-415922	6163-06-441906	6163-06-388838	6163-06-429828
6163-06-444927	6163-06-433927	6163-06-421899	6163-06-445820
6163-06-399914	6163-06-450905	6163-06-369898	6163-06-342835
6163-06-422924	6163-06-412897	6163-06-396840	6163-06-414836
6163-06-446905	6163-06-334853	6163-06-359844	6163-06-367814
6163-06-413921	6163-06-373900	6163-06-417898	6163-06-379812
6163-06-448906	6163-06-406892	6163-06-440871	6163-06-374812
6163-06-447927	6163-06-428902	6163-06-397888	6163-06-422801
6163-06-400916	6163-06-403891	6163-06-440873	6163-06-366838
6163-06-390909	6163-06-395886	6163-06-393885	6163-06-433825
6163-06-442927	6163-06-361843	6163-06-393840	6163-06-438823
6163-06-411920	6163-06-407894	6163-06-404861	6163-06-418810
6163-06-449927	6163-06-400841	6163-06-335862	6163-06-412814
6163-06-438906	6163-06-375901	6163-06-391839	6163-06-393815
6163-06-392911	6163-06-440867	6163-06-401889	6163-06-384812
6163-06-439927	6163-06-399840	6163-06-339840	6163-06-436824
6163-06-443907	6163-06-367897	6163-06-440869	6163-06-343833
6163-06-394912	6163-06-365840	6163-06-419899	6163-06-464791
6163-06-434905	6163-06-363842	6163-06-399889	6163-06-365815
6163-06-396913	6163-06-424900	6163-06-403840	6163-06-389814
6163-06-379903	6163-06-334858	6163-06-391814	6163-06-370835
6163-06-420924	6163-06-371899	6163-06-371812	6163-06-347827
6163-06-408919	6163-06-334850	6163-06-358818	6163-06-409814
6163-06-402917	6163-06-334855	6163-06-420809	6163-06-386813
6163-06-417923	6163-06-335860	6163-06-369837	6163-06-416811
6163-06-438927	6163-06-426900	6163-06-382812	6163-06-442821
6163-06-389908	6163-06-386838	6163-06-424830	6163-06-422831
6163-06-436905	6163-06-364896	6163-06-396815	6163-06-409838
6163-06-377902	6163-06-414897	6163-06-363816	6163-06-346829

6163-06-431826	6163-06-416834	6163-06-360817	6163-06-352888
6163-06-373834	6163-06-418833	6163-06-344831	6163-06-322904
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6163-06-420832	6163-06-405817	6163-06-438788	6163-06-386865
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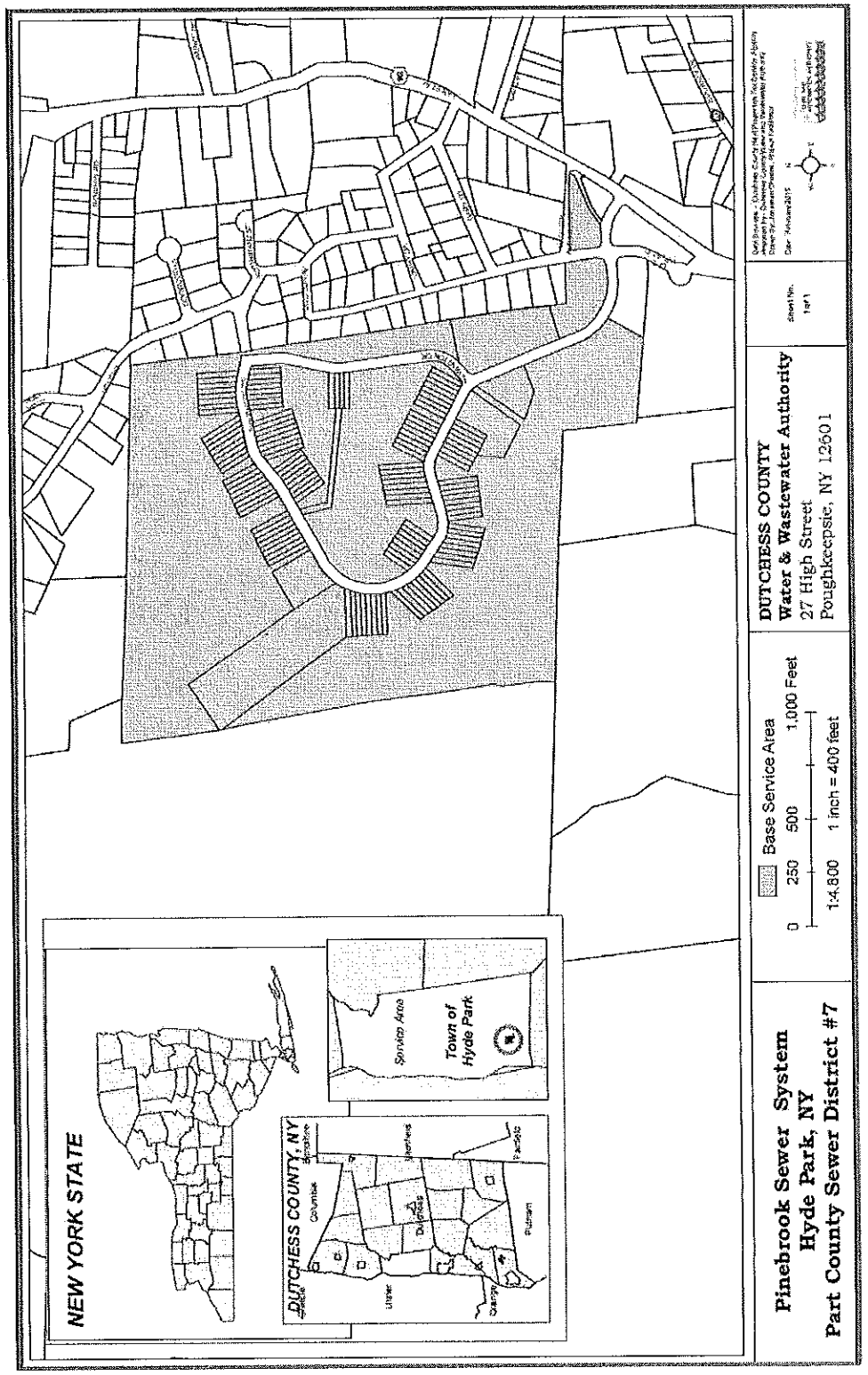

NEW YORK STATE
DUTCHESS COUNTY, NY
Service Area
Town of Hyde Park
Base Service Area
0 250 500 1,000 Feet
1:4,800 1 inch = 400 feet
Pinebrook Sewer System
Hyde Park, NY
Part County Sewer District #7
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1

DUTCHESS COUNTY

Proposed Part County Sewer District #7

(Pinebrook Sewer System)
Hyde Park, NY

MAP, PLAN AND REPORT

February 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

February 2015

PROPOSED PART COUNTY SEWER DISTRICT #7
(PINEBROOK SEWER SYSTEM)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed Part County Sewer District #7, which includes an area of approximately eighty (80) acres located in the southern half of the Town of Hyde Park on Pinebrook Drive. The Pinebrook Service Area (Sewer District Maps: Appendix A) consists of one hundred thirty nine (139) properties including one hundred thirty-two (132) attached residential properties, one (1) Homeowners Association (HOA) recreation building, one (1) HOA open space parcel, one (1) sewage treatment plant, one (1) sewage main parcel, one (1) water treatment plant and two (2) ground water production well parcels.

Upon successful formation of proposed Part County Sewer District #7 (the "District") by the Dutchess County Legislature, ownership and operation of the Pinebrook Sewer System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Town of Hyde Park (Town). Information provided herein includes the proposed District boundaries and a list of the tax parcels that will comprise the future District, as well as a description of the current and proposed infrastructure by which sewage will be conveyed, treated and discharged.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The Dutchess County Water and Wastewater Authority will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the District for the purpose of administering the retail sale of sewer services to all properties within the proposed District, with such service to be provided through the sewer system facilities as described below. The Authority will administer the District pursuant to guidelines established by the Service Agreement and collect sewer revenues. Sewer service rates will be set annually by the Authority.

HISTORY

The Pinebrook Estates Sewer System was originally constructed in the mid-1980s by a private developer. When that developer abandoned the project (after constructing 24 units), the Home Owners Association, by necessity, took over operation of the system. A new developer purchased the project in 2001, took over the operation of the sewer system,

and ultimately built out the remainder of the planned development. At the request of the developer, the Town acquired the Pinebrook Sewer System in 2010, and established the Pinebrook Estates Sewer District.

In 2011 the Town of Hyde Park was awarded a Local Government Efficiency Grant from the New York State Department of State. The purpose of the grant was to support an independent evaluation of the Pinebrook Sewer System, with a focus on opportunities to streamline and improve the service delivery. The grant provided for an engineering evaluation of the system and consideration of the option to transfer the assets and management of the system to the DCWWA. Pursuant to the grant, the Town completed a Reorganization Study and Proposed Dissolution Plan for the Pinebrook Sewer District (February, 2015) and, on February 19, 2015 conducted a public hearing on the Study and Plan. On February 23, 2015 the Town Board passed a resolution of intent to transfer ownership and management of the Town's water and sewer systems, including Pinebrook Sewer, to the DCWWA.

PART COUNTY SEWER DISTRICT #7

The proposed Part County Sewer District #7 delineated on the attached map and list of tax parcels (Appendix "A"), presently includes a total of one hundred thirty nine (139) properties consisting of one hundred thirty-two (132) attached residential properties, one (1) HOA recreation building, one (1) HOA open space parcel, one (1) sewage treatment plant, one (1) sewage main parcel, one (1) water treatment plant and two (2) ground water production well parcels.

PHYSICAL FACILITIES

Collection System

The Pinebrook collection system consists of 8-inch pipe installed within the public right of way, easements or system owned property. There are currently thirteen manholes located in the system. The collection network was built in two parts.

Sewage Treatment System

The Pinebrook Estates Wastewater Treatment Facility receives raw sewage from a single influent lift station feeding a steel equalization tank. The balance of the facility is two identical treatment trains. Wastewater then flows to the primary clarifier and then to the rotating biological contactor (RBC) that discharges to the secondary clarifier. The secondary clarifier effluent is then passed through a sand filter which then flows to the chlorine contact and post aeration chambers before discharge into the Maritje Kill draining to the Hudson River. The wastewater treatment system is in poor condition requiring attention to urgent concerns with treatment capacity replaced within the next three to five years.

TREATMENT CAPACITY AND FACILITY EVALUATION

An engineering study completed during 2014 includes an evaluation of the existing infrastructure and the identification of short term and long term capital improvements.

The consulting engineer identified serious and significant structural, operational and safety deficiencies. In specific, several steel tanks appear to be exfoliating and heavily deteriorated. The observed damage is so extensive as to prevent sequential replacement of individual system components while keeping the treatment system operational. Mechanical components, such as blowers, airlifts, RBCs, pumps, controls, electrical panels, filters and generator have all surpassed their service life, are no longer functioning as intended, and require frequent and costly repairs to maintain minimally acceptable treatment levels.

Systemic failure throughout the facility has at times impacted downstream treatment modules and resulting in SPDES permit exceedances for ammonia (NH3), biological oxygen demand (BOD) and Total Suspended Solids (TSS). The original wood frame structure enclosing the treatment system is inappropriate considering the moist and corrosive environment. Although the structure was not determined to be subject to imminent collapse, it was identified as a serious safety concern that requires regular evaluation due to the structure's age and aggressive environment. Numerous worker safety concerns identified include trip hazards combined with lack of railings near open tanks, poor lighting, lack of alternative building egress, open atmosphere tanks without fences, electrical hazards, failed catwalks over treatment tanks, falling ceiling tiles and unguarded moving mechanical equipment.

In conclusion, the consulting engineer has determined the Pinebrook Wastewater Treatment Plant is not salvageable and should be replaced immediately. The report identified two alternatives for plant replacement; a connection to the Town of Poughkeepsie wastewater collection system, or construction of a new wastewater treatment plant. A capital project of this order of magnitude requires a minimum of three years from start to finish including such efforts as conceptual planning, financing, request for proposal, design, permit approval, bidding, construction and construction inspection and facility start up.

FUTURE DEMAND

The Pinebrook development is built out and all residences are occupied. There are no current or anticipated plans to expand the sewer system customer base.

FUTURE CAPITAL ISSUES

An engineering evaluation of the Pinebrook Sewer System was completed as part of the Reorganization Study, and is included as Appendix A to the Study. The engineering evaluation included recommendations for system improvements, organized by priority level.

Collection System

The Pinebrook collection system consists of 8-inch pipe installed within the public right of way, easements or system owned property. There are currently thirteen manholes located in the system. The collection network was built in two parts. Overall, the collection system of the District is in fair to good condition, and there are a few items that will need to be

addressed to ensure continued success. While no inspection of collection piping was completed, residents and wastewater operators have indicated that the section of piping between the WWTP and the recreational building may have deficiencies, which may include a belly or depression, reverse slope or a very flat/no slope section. There have been debris and clogs in this pipe section in the past, which are believed to have contributed to sewage back-ups into the Recreation Center building.

There were no Urgent Improvements recommended for the Collection System.

Recommended Short Term Improvements, to be addressed within 5 years, included;

- Repair and seal manholes
- Install manhole insert shells on all manholes
- Video inspection of suspect pipe section

Estimated Cost: $10,600

In the event insufficient funds are available to address the identified Short Term collection system repairs, the cost of these items should be included in the borrowing for the WWTP replacement project, as discussed below.

Recommended Long Term Improvements (to be addressed in years 6-20) included:

- Sealing of additional manholes
- Repair of manhole frames
- Replace suspect section of pipe if deficiency confirmed by video inspection

Estimated Cost: $37,400

Treatment Plant

The consulting engineer has determined the Pinebrook Wastewater Treatment Plant is not salvageable and should be replaced immediately. The report identified two alternatives for plant replacement; a connection to the Town of Poughkeepsie wastewater collection system, or construction of a new wastewater treatment plant. A capital project of this order of magnitude requires a minimum of three years from start to finish including such efforts as conceptual planning, financing, request for proposal, design, permit approval, bidding, construction and construction inspection and facility start up.

Additionally the Engineering Evaluation Report noted that, due to the age of the plant or deferred maintenance, there were a number of improvements, primarily related to safety, that were recommended to be undertaken immediately, even given the planned replacement of the facility. As of this writing, several of the noted items have been addressed. Urgent Items still to be resolved include:

- Install Eye Wash Station
- Repair/Remove Walkways
- Replace Electrical Panel
- Repair Building Ceiling
- Install Ventilation Equipment

DCWWA estimates the expense of the unresolved open issues to be approximately $50,000, and proposes to complete this work through current funds and system fund balance.

The single Short Term Item (to be undertaken within 5 years) identified is the replacement of the wastewater treatment facility, at an estimated capital cost of $3.4 million.

PROJECTED CAPITAL COSTS AND ALLOCATIONS

The Pinebrook Sewer System currently has no outstanding bonded indebtedness. The single Short Term Item (to be undertaken within 5 years) identified is the replacement of the wastewater treatment facility, at an estimated capital cost of $3.4 million. It has been deemed unaffordable to fund this item through current system revenues.

DCWWA intends to issue a bond anticipation note (BAN) for an estimated $400,000 to fund the evaluation of options and initial engineering design to either a connection to the Town/City Poughkeepsie Sewer System or build a new sewage treatment plant. Assuming an interest only payment, with the principal to be rolled into a subsequent long-term borrowing, the first year capital cost would be approximately five thousand seven hundred and ten dollars ($5,710.00.)

The actual amount of the long term borrowing won't be known until a treatment approach has been selected. However, using the engineering evaluation's estimate of $3.4 million to construct a replacement treatment plant, and assuming a thirty (30) year borrowing at 4.5% interest, annual debt service would be approximately $218,000.

Annual debt expenses will be allocated equitably among all parcels within the District through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix C.) Application of the Benefit Assessment Methodology to the current district parcels results in a total of 1,340 benefit units within the proposed Zone of Assessment. All benefit units would be charged at the same rate. The annual benefit assessment would appear on the respective property owner's yearly property tax bill.

Apportionment of the anticipated first year capital cost of $5,710.00 (interest payment only on the BAN) across the calculated number of benefit units results in a per benefit unit cost of four dollars and thirty cents ($4.30), or forty-three dollars ($43.00) for a typical single family residence. It is anticipated this expense would appear on the 2016 property tax bill.

In subsequent years, apportionment of the estimated capital cost of $218,000 (principal and interest payment on the long term bond) across the calculated number of benefit units would result in a per benefit unit cost of about $1,630 charged to each parcel in the Sewer District through the yearly property tax bill. DCWWA will seek grant and low-interest loan funding to help reduce the cost impact of the project on the customers. Through the efforts

of the DCWWA, the Pinebrook Sewer WWTP Improvement Project has been included on the NYS Clean Water Sewer Revolving Fund Annual Project Priority List, and is eligible for subsidized interest financing, depending on total program funds available.

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M Budget Projection is the total cost to the DCWWA to operate the Pinebrook Sewer System; pump sewage, chemicals, electricity, alarms, laboratory fees, labor, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Pinebrook Sewer System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size sewer systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at about $80,000.00.

DCWWA proposes that sewer rates be charges as a flat rate quarterly charge of $147.75, or $591 annually.

Should the system ownership be transferred mid-year, the budget would be pro-rated for the portion of the year DCWWA would own the system. All future O&M system budgets, rates, fees and other charges are reviewed annually and subject to change by the DCWWA Board of Directors.

CONNECTION CHARGES

The Pinebrook Development has reached full build out and no additional sewer connections are anticipated.

For any future connections to the Pinebrook Sewer, an "Application for Sewer Service" and a related fee will be required at the time DCWWA sewer service is requested. Generally, the costs for the plan review and/or inspections, and tap on the main are covered by the Sewer Service Application (tapping fee) fee which is paid by the property owner to the DCWWA at the time of their request for service. As of the date of this report, the application fee for a typical residential sewer service connection in the District is $500 per service and is a one-time charge. The cost to install, repair and/or maintain the sewer service line from the property line to the owner's house or other structure shall be the sole responsibility of the respective property owner.

Annual Cost per a Typical Property – First Year: $591.00 + $43.00 = $634

The total annual cost for a typical property in a District is generally a combination of the long-term capital charges (debt service) and water usage charges. In the proposed District a typical property will be a single family dwelling unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling, on less than three (3) whole acres, in Part County Sewer District #7 will include a sewer usage charge of five hundred ninety-one dollars ($591.00) plus a capital assessment of forty-three dollars ($43.00) charged through the property tax bill, for a total of six

hundred and thirty four dollars ($634.) A system budget based on these rates will build appropriate fund balances to maintain the public sewer system in good working order.

#####

APPENDICES

Appendix A – Description of Part County Sewer District #7 (Map & Parcel List)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C - Proposed Benefit Assessment Methodology

APPENDIX "A"

DUTCHESS COUNTY
PART COUNTY SEWER DISTRICT #7
Pinebrook Sewer System

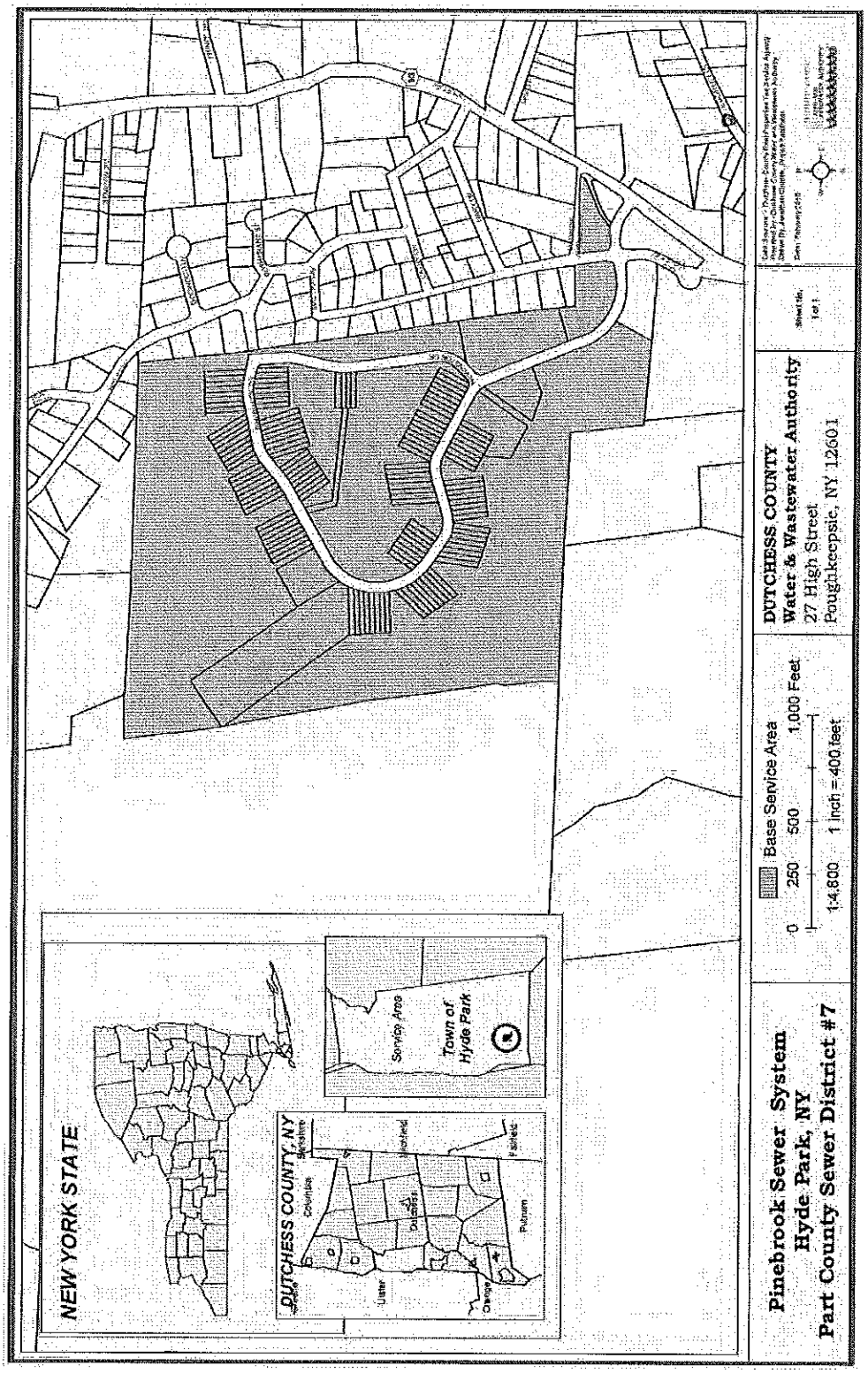
DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Part County District Sewer District #7 shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6163-06-435927	6163-06-424926	6163-06-335864	6163-06-348825
6163-06-415922	6163-06-441906	6163-06-388838	6163-06-429828
6163-06-444927	6163-06-433927	6163-06-421899	6163-06-445820
6163-06-399914	6163-06-450905	6163-06-369898	6163-06-342835
6163-06-422924	6163-06-412897	6163-06-396840	6163-06-414836
6163-06-446905	6163-06-334853	6163-06-359844	6163-06-367814
6163-06-413921	6163-06-373900	6163-06-417898	6163-06-379812
6163-06-448906	6163-06-406892	6163-06-440871	6163-06-374812
6163-06-447927	6163-06-428902	6163-06-397888	6163-06-422801
6163-06-400916	6163-06-403891	6163-06-440873	6163-06-366838
6163-06-390909	6163-06-395886	6163-06-393885	6163-06-433825
6163-06-442927	6163-06-361843	6163-06-393840	6163-06-438823
6163-06-411920	6163-06-407894	6163-06-404861	6163-06-418810
6163-06-449927	6163-06-400841	6163-06-335862	6163-06-412814
6163-06-438906	6163-06-375901	6163-06-391839	6163-06-393815
6163-06-392911	6163-06-440867	6163-06-401889	6163-06-384812
6163-06-439927	6163-06-399840	6163-06-339840	6163-06-436824
6163-06-443907	6163-06-367897	6163-06-440869	6163-06-343833
6163-06-394912	6163-06-365840	6163-06-419899	6163-06-464791
6163-06-434905	6163-06-363842	6163-06-399889	6163-06-365815
6163-06-396913	6163-06-424900	6163-06-403840	6163-06-389814
6163-06-379903	6163-06-334858	6163-06-391814	6163-06-370835
6163-06-420924	6163-06-371899	6163-06-371812	6163-06-347827
6163-06-408919	6163-06-334850	6163-06-358818	6163-06-409814
6163-06-402917	6163-06-334855	6163-06-420809	6163-06-386813
6163-06-417923	6163-06-335860	6163-06-369837	6163-06-416811
6163-06-438927	6163-06-426900	6163-06-382812	6163-06-442821
6163-06-389908	6163-06-386838	6163-06-424830	6163-06-422831
6163-06-436905	6163-06-364896	6163-06-396815	6163-06-409838
6163-06-377902	6163-06-414897	6163-06-363816	6163-06-346829

6163-06-431826	6163-06-416834	6163-06-360817	6163-06-352888
6163-06-373834	6163-06-418833	6163-06-344831	6163-06-322904
6163-06-369813	6163-06-414812	6163-06-407816	6163-06-340837
6163-06-420832	6163-06-405817	6163-06-438788	6163-06-386865
6163-06-440822	6163-06-412837	6163-06-335867	


NEW YORK STATE
DUTCHESS COUNTY, NY
Service Area
Town of Hyde Park
Base Service Area
0 250 500 1,000 Feet
1:4,800 1 inch = 400 feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Pinebrook Sewer System
Hyde Park, NY
Part County Sewer District #7

APPENDIX "B"

Proposed

Operation & Maintenance Costs

Illustrative of projected first year O & M expenses, revenues and rates

for customers of

Pinebrook Sewer System (Part County Sewer District #7)

DCWWA 2015 PROPOSED OPERATION & MAINTENANCE BUDGET
PINEBROOK SEWER SYSTEM

Beginning Fund Balance	**60,172**
Annual Expenses	**79,665**
Power/Chemicals	7,919
Operations	20,691
ERM	19,500
Sludge Hauling	9,000
Lab/Sampling/Permit	2,603
Administration	14,701
Legal/Engineering	3,250
Insurance	1,000
Operations Contingency	1,000
Annual Revenues	**79,665**
Sewer Sales/Penalties	79,665
Property Taxes	
Other	
Transfer from Fund Balance	-
Ending Fund Balance	**60,172**

APPENDIX "C"

Pinebrook Sewer System (Part County Sewer District #7)

Proposed Benefit Assessment Methodology

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, M, O, P, Q, R and U (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3, 6 & 7

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____ **Abstentions:** 0

Vacant: 0

2015098 ESTABLISHING PART COUNTY SEWER DISTRICT NO. 7 IN THE TOWN OF HYDE PARK

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015098 ESTABLISHING PART COUNTY SEWER DISTRICT NO. 7 IN THE TOWN OF HYDE PARK

Date: April 13, 2015

Environment

RESOLUTION NO. 2015099

RE: ESTABLISHING PART COUNTY SEWER DISTRICT NO. 8 AND ZONES OF ASSESSMENT 8A AND 8B IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and

WHEREAS, the WWA is entering into an Agreement, with the Town of Hyde Park, owner of the Greenfields Sewer System, regarding the WWA's acquisition of that system which is located in the Town of Hyde Park; and

WHEREAS, the WWA's ability to close on this acquisition and provide sewer service to the customers of the Greenfields Sewer System is contingent on the creation of a Part County Sewer District encompassing all properties in the said sewer system, which will include a total of four hundred and three parcels, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish a Part County Sewer District #8 for the Greenfields Sewer System, located in the Town of Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, Part County Sewer District No. 8 which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a service agreement with Dutchess County (County), on behalf of the proposed Part County Sewer District No. 8 (District) whereby the District will provide sewer service to customers within the District at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the sewer district, describes the infrastructure to be used to provide sewer service, and provides the estimated annual cost for sewer service for the typical property in the proposed sewer district, and

WHEREAS, a portion of the Greenfields Sewer System service area, to be designated as Zone 8A, includes a total of two hundred and eighty-four parcels, consisting of one hundred ninety-four (194) single family residential properties, seventy-nine (79) townhouse properties, eight (8) two-family residences, one water plant parcel, one sewer plant parcel, and one undevelopable vacant parcel, and

WHEREAS, a portion of the Greenfields Sewer System service area, to be designated as Zone 8B, includes a total of one hundred and nineteen (119) parcels, consisting of one hundred and eighteen (118) vacant townhouse lots and one vacant open space parcel, and

WHEREAS, in order to properly allocate the capital costs and assessments within Part County Sewer District #8, it is necessary to create Zones of Assessment 8A and 8B, described in Attachment A attached hereto, and

WHEREAS, the first year cost to the typical one family home in Zone of Assessment 8A is estimated to be seven hundred and seventy-five dollars ($775), and

WHEREAS, the first year cost to the typical undeveloped townhouse lot in Zone of Assessment 8B is estimated to be eight dollars ($8.00), and

WHEREAS, this Legislature must create Part County Sewer District No. 8 and Zones of Assessment 8A and 8B covering the area of the Greenfields Sewer System described in "Attachment A," and

WHEREAS, this Legislature conducted a public hearing on this proposal on April 13, 2015, and heard all persons interested, and

WHEREAS, the establishment of said Part County Sewer District No. 8 will ensure an efficient sewer system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Part County Sewer District No. 8 are benefited thereby and all the property and property owners benefited are included within the proposed Part County Sewer District No. 8 and it is in the public interest to create the Part County Sewer District No. 8, and be it further

RESOLVED, that a Part County Sewer District, to be known as Part County Sewer District No. 8 in the Town of Hyde Park, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that Zones of Assessment 8A and 8B within Part County Sewer District #8, which Zones of Assessment are more particularly described in Attachment A are hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-074-15
CRC/BB/kvh G-1217-N
3/12/15
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA Prepared On: 03/09/15

DuLpdf

APPENDIX "A"

Dutchess County Sewer District 8 – Zone of Assessment 8-A
Greenfields Sewer System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Sewer District 8 – Zone of Assessment 8-A shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6264-02-542510-0000	6264-57-588473-0000	6264-57-568441-0000
6264-02-560508-0000	6264-04-545453-0000	6264-57-609444-0000
6264-01-497502-0000	6264-04-531470-0000	6264-03-473444-0000
6264-02-523511-0000	6264-57-576466-0000	6264-57-604441-0000
6264-01-497513-0000	6264-57-577467-0000	6264-57-570442-0000
6264-04-544484-0000	6264-57-609465-0000	6264-57-562440-0000
6264-04-502480-0000	6264-57-587477-0000	6264-57-564440-0000
6264-03-498490-0000	6264-57-590470-0000	6264-57-554437-0000
6264-02-525501-0000	6264-57-591468-0000	6264-57-600439-0000
6264-04-562494-0000	6264-57-610463-0000	6264-57-578445-0000
6264-04-526490-0000	6264-03-454442-0000	6264-57-587450-0000
6264-04-529480-0000	6264-57-552436-0000	6264-57-589451-0000
6264-04-540495-0000	6264-57-558438-0000	6264-57-582447-0000
6264-57-608467-0000	6264-57-560439-0000	6264-03-443441-0000
6264-04-547473-0000	6264-03-416439-0000	6264-57-574444-0000
6264-04-509463-0000	6264-04-501436-0000	6264-57-605434-0000
6264-57-611461-0000	6264-04-540434-0000	6264-03-464443-0000
6264-57-553454-0000	6264-57-584448-0000	6264-57-611445-0000
6264-57-597455-0000	6264-04-522437-0000	6264-57-549434-0000
6264-57-607469-0000	6264-57-551435-0000	6264-57-556437-0000
6264-04-534452-0000	6264-57-607443-0000	6264-57-566441-0000
6264-57-555453-0000	6264-57-598438-0000	6264-57-560450-0000
6264-57-581468-0000	6264-57-572443-0000	6264-57-587430-0000
6264-57-612460-0000	6264-57-606442-0000	6264-57-612421-0000
6264-04-520449-0000	6264-03-483444-0000	6264-57-590423-0000
6264-04-507472-0000	6264-57-585449-0000	6264-04-547415-0000
6264-57-586478-0000	6264-03-497446-0000	6264-57-579430-0000
6264-57-579468-0000	6264-57-598453-0000	6264-57-586432-0000
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6264-04-567467-0000

APPENDIX "B"

Dutchess County Sewer District 8 – Zone of Assessment 8-B
Greenfields EAST Sewer System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Sewer District 8 – Zone of Assessment 8-B shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6264-49-603510-0000	6264-57-574493-0000	6264-58-631453-0000
6264-57-624485-0000	6264-57-596488-0000	6264-58-632451-0000
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6264-57-573495-0000	6264-57-620466-0000	6264-58-637442-0000
6264-57-615480-0000	6264-58-647475-0000	6264-57-622440-0000
6264-57-612479-0000	6264-58-633472-0000	6264-58-633450-0000
6264-57-581488-0000	6264-58-632471-0000	6264-58-640440-0000
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6264-58-639492-0000	6264-58-643460-0000	6264-58-646434-0000
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6264-58-637491-0000	6264-58-649471-0000	6264-49-604504-0000
6264-58-641493-0000	6264-58-645436-0000	6264-50-632507-0000
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6264-57-595495-0000	6264-58-634448-0000	6264-50-626505-0000
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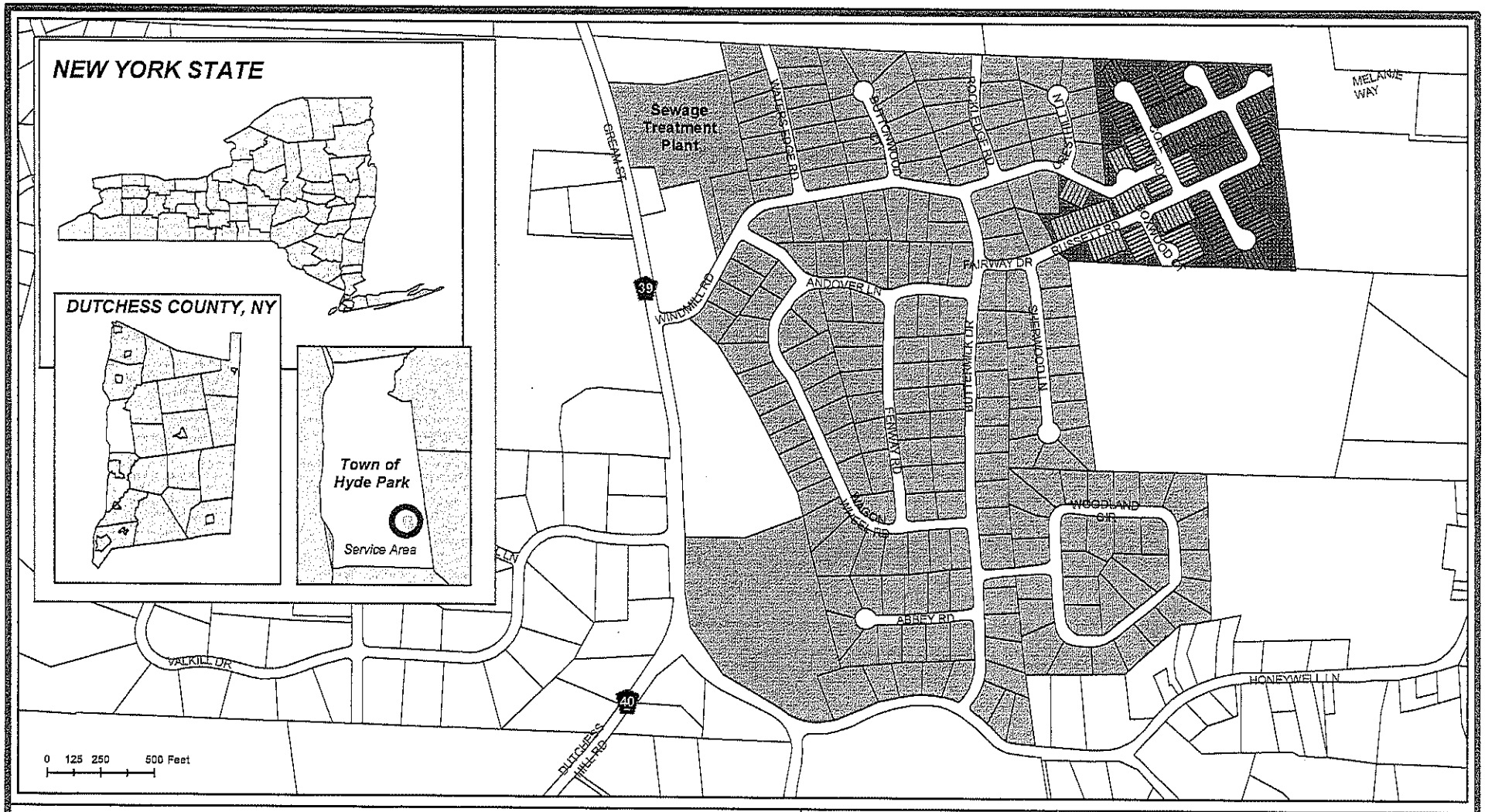

Greenfields Sewer System
Hyde Park, NY
Dutchess County Sewer District 8 – Zone of Assessment 8-A
Dutchess County Sewer District 8 – Zone of Assessment 8-B

DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

Sheet No.
1 of 1

Data Sources: - Dutchess County Real Properties Tax Service Agency
Prepared by - Dutchess County Water and Wastewater Authority
Drawn By: Jonathan Churjns, Project Facilitator

Date: February 2015

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DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY

DUTCHESS COUNTY

Proposed Part County Sewer District #8

(Greenfields Sewer System)
Hyde Park, NY

MAP, PLAN AND REPORT

March 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

DUTCHESS COUNTY
WATER AND
WASTEWATER AUTHORITY

March 2015

PROPOSED PART COUNTY SEWER DISTRICT #8
(GREENFIELDS SEWER SYSTEM)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed Part County Sewer District #8. Part County Sewer District #8 is located along the southeast quadrant of the Town of the Town of Hyde Park. The District has 403 individual properties and 281 connected customers. In order to allow for the proper allocation of capital costs, the District will be further subdivided into two Zones of Assessment; Zone of Assessment 8-A and Zone of Assessment 8-B. Proposed Zone of Assessment 8-A includes two hundred and eighty-four (284) parcels, and is comprised of one hundred and ninety-four (194) detached single family developed lots, seventy-nine (79) attached single family dwellings, eight two-family dwellings, one water treatment plant parcel, one sewage treatment plant parcel, and one open-space parcel. Proposed Zone of Assessment 8-B is comprised of one hundred and nineteen (119) undeveloped lots. All developable parcels within proposed Zone of Assessment 8-A are developed with residences, while all developable parcels within proposed Zone of Assessment 8-B are vacant. It is anticipated that, when developed, properties in Zone of Assessment 8-B will connect to, and receive sewer service from, the existing Greenfields Sewer System, however significant system improvements will be required to meet the additional demand. These improvements will be separately funded by Zone of Assessment 8-B.

Upon successful formation of proposed Part County Sewer District #8 ("the District") by the Dutchess County Legislature, ownership and operation of the Greenfields Sewer System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Town of Hyde Park (Town.) Information provided herein includes the proposed District boundaries and a list of the tax parcels that will comprise each of the future Zones of Assessment, as well as a description of the current and proposed infrastructure by which sewer service will be provided to customers.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The DCWWA will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the District for the purpose of administering the provision of sewer services to all properties within the proposed Zones, with such service to be provided through the sewer system facilities as described below. The Authority will administer the District and Zones pursuant to guidelines established by the Service Agreement and collect sewer revenues. Sewer service rates will be set annually by the Authority.

HISTORY

The Greenfields Sewer System was originally constructed in the mid-1960s by a private developer. The sewer system gained its initial approval from the Dutchess County Health Department in 1967. The Town acquired the Sewer System from the private developer in 1977, and established the Greenfields Sewer District. The Engineer's Report for the Formation of the Greenfields Sewer District and Water District (July 1976) detailed that the Sewer System at that time provided service to one hundred and eighty-six (186) developed house lots, sixty-seven (67) developed townhouse lots, and an additional twelve (12) undeveloped house lots and one hundred thirty (130) undeveloped townhouse lots, for a total of 395 developed or developable lots. [1] At the time of this report, there have been constructed one hundred and ninety-four (194) single family residences, eight (8) two-family residences, and seventy-nine (79) townhouses. The undeveloped portion of the project makes up the majority of what is commonly referred to as Greenfields East, and is comprised of one hundred and eighteen (118) townhouse lots and one common open space parcel.

In 2009 the Town entered into an agreement (Greenfields East Agreement dated June 23, 2009) with the then owner ("Developer") of the one hundred and nineteen remaining vacant parcels in the "Greenfields East" section of the Greenfields subdivision. The Agreement stated in part that, "The infrastructure for water and sewer supply within the proposed Greenfields East development and the connection to the existing Greenfields water and sewer systems, and any capital improvements required in the wastewater treatment plant and water treatment plant to accommodate the new development, shall be installed at the sole cost of the Developer and at no cost to the existing homeowners." As of the date of this report, the 118 lots in proposed Zone of Assessment 8-B remain undeveloped.

In 2011 the Town of Hyde Park was awarded a Local Government Efficiency Grant from the New York State Department of State. The purpose of the grant was to support an independent evaluation of the Greenfields Sewer System, with a focus on opportunities to streamline and improve the service delivery. The grant provided for an engineering evaluation of the system and consideration of the option to transfer the assets and management of the system to the DCWWA (Engineering Evaluation.) Pursuant to the grant, the Town completed a Reorganization Study and Proposed Dissolution Plan for the Greenfields Sewer District (February, 2015) and, on February 19, 2015 conducted a public hearing on the Study and Plan. On February 23, 2015 the Town Board passed a resolution of intent to transfer ownership and management of the Town's water and sewer systems, including Greenfields Sewer, to the DCWWA.

PART COUNTY SEWER DISTRICT #8 AND ZONES OF ASSESSMENT 8-A AND 8-B

The Greenfields Sewer Service Area Zone 8-A (Sewer District Map: Appendix A) consists of two hundred eighty-four (284) properties including one hundred ninety-four (194) detached residential properties, seventy nine (79) attached residential properties, eight (8) two family dwellings, one water treatment plant, one sewage treatment plant, and one undevelopable parcel. The Greenfields Service Area Zone of Assessment 8-B (Sewer District Map: Appendix A) consists of one hundred eighteen (118) developable vacant lots and one open space lot.

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1 A subsequent purchase agreement noted 129 additional undeveloped townhouse lots, for a total of 394 lots.

PHYSICAL FACILITIES

Wastewater Treatment System

The Greenfields Wastewater Treatment System uses screening, primary clarification, rotating biological contactors, secondary clarification, sand filtration, chlorine contact chamber, post aeration and outfall to discharge a permitted flow to a tributary of the Fall Kill Creek before draining to the Hudson River. A generator provides power in the event of a power failure. The plant's SPDES permit flow limit is 132,000 GPD.

Sewer Collection System

The Greenfields Sewer District collection system is a network of gravity mains and manholes with three main trunks lines converging at the wastewater treatment plant, installed between 1950 and 1970. The collection system is located solely within proposed Zone of Assessment 8-A. At this time there are no sewer collection mains or house service laterals within proposed Zone of Assessment 8-B.

SYSTEM CAPACITY EVALUATION

The wastewater treatment plant is permitted for a monthly average flow of 132,000 gpd. The NYSDEC calculated flow for the developed area of Greenfields is 91,325 (based on 281 developed residential units, an average of 2.5 bedrooms per unit, and a design standard flow of 130 gpd per bedroom.) The 2013 average daily flow to the Greenfields WWTP was 70,000 gpd, versus an average daily demand in the co-terminus Water District of 42,700 gpd. The evaluating engineer determined peak flow to the plant is expected to be 194,000 gpd. However, due to very high levels of infiltration and inflow (I&I) entering the collection system, the plant has seen flows as high as 407,000 gpd. During these peak flows, the evaluating engineer estimated the portion of inflow to be in the amount of 334,000 gpd. As a result of the high levels of I&I, the facility's permit limit for average flow has been exceeded several times.

The capacity evaluation of individual components of the wastewater treatment facility is discussed below under Future Capital Improvements.

FUTURE DEMAND

All developable parcels within proposed Zone of Assessment 8-A have been developed, and there are no plans to expand Zone 8-A beyond the current service area. There is the potential for the development of 118 parcels, within the "Greenfields East" area, proposed Zone of Assessment 8-B. Based on accepted wastewater demand design standards (130 gpd per bedroom) and assuming an average of 2.5 bedrooms per unit, the anticipated potential future flow as the result of development of the proposed Zone of Assessment 8-B parcels are 38,350 gpd average day demand and 105,500 gpd maximum day demand.

FUTURE CAPITAL ISSUES

The Engineering Evaluation of the Greenfields Sewer System, completed as part of the Reorganization Study, and included as Appendix A to the Study, included recommendations for

system improvements, organized by priority level.

The Engineering Evaluation noted that most system components are beyond their typical service life, and significant plant improvements are needed.

Several treatment modules that, although functional, are undersized per modern standards (Ten State Standards.) The concrete tanks, while generally in good condition, require patching and protective coating to extend their life span. Components of the primary clarifier and sludge handling system require updates. The sand filter dosing pumps, their controls and distribution boxes require maintenance or replacement. The existing blowers and air distribution piping need to be replaced. The RBC room is in serious disrepair and may create a hazardous environment. The underground oil storage tank has served beyond its useful life and should be replaced. The Engineering Evaluation notes that the secondary clarifiers should be replaced. It is anticipated that the arrangement and design of the facility is adequate to allow sequential replacement of individual components while maintaining operations.

As noted above, the WWTP experiences significant inflow and infiltration during storm events. These elevated flows from the collection system place undue pressure and wear on the treatment modules while presenting a serious risk of bypass occurring at several points in the WWTP.

As part of the Engineering Evaluation manholes were inspected for condition and susceptibility to infiltration and inflow, and were generally found to be in good condition, with minimal indications of inflow and infiltration. Based on observed flows during the manhole inspection, a targeted video inspection was completed of the collection main in proximity to two ponds and along Wagon Wheel Road. The inspection indicated significant groundwater flow within this area and, in general, the largest flow appeared to be from service laterals. This presents several difficulties in approaching remediation. Typically, the lateral within the sewer right-of-way is maintained by the system owner, while the remaining portion of the lateral is owned and maintained by the private property owner; this may take the repair out of the hands of the DCWWA. Additionally, sump pumps may be responsible for a significant portion of the lateral flow. While it is not permissible to connect sump pumps to sewer lines, it is nevertheless common and very difficult to identify connections and enforce removals.

The Engineering Evaluation recommends addressing the inflow and infiltration through a comprehensive collection system inspection and repair program.

DCWWA proposes to undertake the following urgent improvements upon acquisition, funded by system fund balance and current revenues;

- Install Safety Signage
- Provide Eye Wash Stations
- Construct Tank Railings
- Install Machine Safety Guards
- Install Influent Grinder Disconnect Switch
- Install Adequate Exterior Lighting

- Replace Secondary Clarifier Walkway
- Replace Dosing Tank Control Panel and Motor Starters
- Provide Secondary Egress from RBC Building
- Repair Air Piping System and Valves
- Repair the Secondary Clarifier
- Replace Air System Blower Units

The cost of the above improvements is estimated at about $42,100.

The Engineering Evaluation identified approximately $1.2 million in short term improvements required over the next five years, as listed below;

- Obtain Collection System Easements
- Conduct Inflow and Infiltration Evaluation
- Repair Sagging Pipe and Known Manhole Leaks
- Obtain WWTP Easement
- Replace the Primary Clarifier
- Replace the Secondary Clarifier
- Replace the Air Lift System

Improvements for Zone of Assessment 8-B

It is anticipated that, when developed, properties in Zone of Assessment 8-B will connect to, and receive sewer service from, the existing Greenfields Sewer System, however significant system improvements will be required to meet the additional demand.

While the anticipated dry weather flow from the development of properties in Zone of Assessment 8-B should be able to be accepted by the treatment plant, assuming the correction of the deficiencies noted above, the on-going I&I issue makes acceptance of additional flow sources ill-advised until I&I flows to the plant can be significantly reduced. It is unlikely the NYS Department of Environmental Conservation would allow additional connections to the wastewater treatment plant until the I&I issues are adequately addressed.

At the time of this report, there are no sewage collection facilities within proposed Zone of Assessment 8-B. Sewer mains and appurtenances, and individual service laterals would need to be constructed to support the development of the 118 existing vacant lots.

A 2007 study ("Cost Evaluation Study for Greenfields Sewer District Extension to Serve Future Townhouses," Morris Associates, P.S., L.L.C,. October 2007) estimated the construction cost for the collection system for the properties within Zone of Assessment 8-B at $1,241,000. This estimate included 2,200 linear feet of 8" collection piping, a pumping station and a four hundred linear foot force main. It did not appear to include the service laterals. Applying the ENR construction cost index to update the costs to current (February 2015) values results in a capital cost estimate of approximately $1,554,000. This cost estimate does not include the necessary repairs to the existing sewer collection system in order to reduce I&I to an acceptable level that would allow for additional flow to be accepted by the wastewater treatment facility, nor for other

upgrades to the treatment facility that may be required.

As there are no current plans before the Town to develop the vacant lots in proposed Zone 8-B estimated capital improvement costs provided are order-of-magnitude only. Actual costs will depend on the timing of the development, type of construction, and consideration of all applicable standards at the time of development.

PROJECTED CAPITAL COSTS AND ALLOCATIONS

As discussed above, the initial collection system and treatment plant improvements will be funded through system fund balance and current revenues.

The engineering evaluation has identified approximately $1.2 million in short term capital improvement needs to be accomplished over the next five years, also as discussed above. It would be the DCWWA's intent to finance the next level of engineering analysis and design through a one year bond anticipation note, which would ultimately be rolled into the long term bonding once the final scope of the construction project is determined. Assuming a thirty year bond borrowed at 4.5% interest the annual debt service expense would be about $78,000.

Further, as discussed above, significant capital improvements will be required to provide capacity for the development of vacant parcels in Zone of Assessment 8-B. These improvements may be financed by the project developer, by bonds issued by the DCWWA on behalf of Zone of Assessment 8-B, or by a combination of the two.

For any bonds issued by the DCWWA, an annualized capital cost, being the cost to pay debt service and associated administrative charges, will be apportioned between the two Zones of Assessment in a manner proportionate to the benefit to be received by each Zone of Assessment. Initially, ninety-nine percent (99%) of the annualized capital cost for the short term improvements identified above will be allocated to Zone of Assessment 8-A. The remaining one percent (1%) of the annualized capital cost will be allocated to Zone of Assessment 8-B. This allocation is consistent with, and based upon, the current allocation of the annual debt service on the outstanding Town of Hyde Park Greenfields Sewer District bonds (discussed further below.) Any subsequent system improvements to provide for sewage collection within Zone 8-B, and any additional improvements required solely to meet the treatment capacity needs of Zone 8-B, will be apportioned solely to Zone of Assessment 8-B.

The capital costs apportioned to each Zone will then be allocated equitably among all parcels within each respective Zone of Assessment through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix C.)

Assuming a total of 2,874 benefit units in Zone of Assessment 8-A, and a total annual debt service of $77,200, the rate per benefit unit will be approximately $26.90 for Year One under Authority Ownership. In accordance with the attached Benefit Assessment Methodology, a single family dwelling on less than 3 whole acres (the "typical property") will be assigned ten

(10) benefit units and could generally expect to pay an annual benefit assessment of two hundred and sixty-nine ($269) for the first year under Authority ownership.

Assuming a total of 994 benefit units in Zone of Assessment 8-B, and a total annual debt service of $780, the rate per benefit unit will be approximately $0.83 for Year One under Authority Ownership. In accordance with the attached Benefit Assessment Methodology, a vacant parcel of less than three (3) whole acres (the "typical property") will be assigned eight (8) benefit units and could generally expect to pay an annual benefit assessment of six dollars and sixty-one cents ($6.61) for the first year under Authority ownership.

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M Budget Projection is the total cost to the DCWWA to operate the Greenfields Sewer System; ground water withdrawal, chemicals, electricity, alarms, laboratory fees, labor, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Greenfields Sewer System under DCWWA ownership, based on the DCWWA's prior operating expenses and history for comparable size sewer systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $147,927. With 281 connected customers, and assuming collection of late fees at historical levels, the cost per a typical single family residential customer would be four hundred forty-six dollars ($446) per year.

Should the system ownership be transferred mid-year, the budget would be pro-rated for the portion of the year DCWWA would own the system. All future O&M system budgets, rates, fees and other charges are reviewed annually and subject to change by the DCWWA Board of Directors.

CONNECTION CHARGES

For any properties within the proposed District that are not connected and receiving sewer service from the Greenfields Sewer System at the time that the DCWWA acquires the Sewer System, an "Application for Sewer Service" and a related fee will be required at the time service is requested. Generally, for a typical residential connection, the costs for the plan review and/or inspections, and tap on the main are covered by the Sewer Service Application (tapping fee) fee which is paid by the property owner to the DCWWA at the time of their request for service. As of the date of this report, the application fee for a standard residential sewer service connection is $500 per service and is a one-time charge. The cost to install, repair and/or maintain the sewer lateral from the property line (edge of public road right of way) to the property owner's house or other structure shall be the sole responsibility of the respective property owner.

PAST TOWN SEWER DISTRICT CAPITAL EXPENSES

The Greenfields Sewer District currently has outstanding bonded indebtedness, relating to collection system improvements made during the early 2000's and a sludge holding tank installed circa 2009. As of January 1, 2015 the amount of bonds outstanding was $239,492. The maturity date of the bonds is July, 2031.

The Town of Hyde Park currently collects revenues to pay the annual debt service through an assessment on all parcels within the Town's District. In 2015, given the annual debt service expense of $19,000, the cost assessed by the Town for a typical single family residence within proposed County Sewer District Zone of Assessment 8-A is sixty-seven dollars ($67.00.) In 2015

the cost assessed by the Town for a typical vacant residential parcel within proposed County Sewer District Zone of Assessment 8-B is two dollars ($2.00.)

Annual Cost per a Typical Property

The total annual cost for a typical property in a zone is generally a combination of the long-term capital charges (debt service) and Sewer usage charges.

In the proposed Zone of Assessment 8-A a typical property will be a single family dwelling unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling, on less than three (3) whole acres in County Sewer District Zone of Assessment 8-A will be seven hundred and eighty-two dollars ($782.00), of which $446 will be the first year O&M charge; $269 will be the DCWWA capital assessment and $67 will be the Town District capital assessment.

In the proposed Zone of Assessment 8-B a typical property will be a vacant residential parcel. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical vacant parcel of less than three (3) whole acres in County Sewer District Zone of Assessment 8-B will be eight dollars and sixty-one cents ($8.61), of which $6.61 will be the DCWWA capital assessment and $2 will be the Town District capital assessment.

#####

APPENDICES

Appendix A – Description of Part County Sewer District 8 - Zone of Assessment A (Parcel List and Map)

Appendix B – Description of Part County Sewer District 8 - Zone of Assessment B (Parcel List and Map)

Appendix C - Proposed Operation & Maintenance Budget

Appendix D – Proposed Benefit Assessment Methodology

APPENDIX "A"

Dutchess County Sewer District 8 – Zone of Assessment 8-A
Greenfields Sewer System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Sewer District 8 – Zone of Assessment 8-A shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6264-02-542510	6264-57-596456	6264-57-562450
6264-02-560508	6264-57-588473	6264-57-580446
6264-01-497502	6264-04-545453	6264-57-568441
6264-02-523511	6264-04-531470	6264-57-609444
6264-01-497513	6264-57-576466	6264-03-473444
6264-04-544484	6264-57-577467	6264-57-604441
6264-04-502480	6264-57-609465	6264-57-570442
6264-03-498490	6264-57-587477	6264-57-562440
6264-02-525501	6264-57-590470	6264-57-564440
6264-04-562494	6264-57-591468	6264-57-554437
6264-04-526490	6264-57-610463	6264-57-600439
6264-04-529480	6264-03-454442	6264-57-578445
6264-04-540495	6264-57-552436	6264-57-587450
6264-57-608467	6264-57-558438	6264-57-589451
6264-04-547473	6264-57-560439	6264-57-582447
6264-04-509463	6264-03-416439	6264-03-443441
6264-57-611461	6264-04-501436	6264-57-574444
6264-57-553454	6264-04-540434	6264-57-605434
6264-57-597455	6264-57-584448	6264-03-464443
6264-57-607469	6264-04-522437	6264-57-611445
6264-04-534452	6264-57-551435	6264-57-549434
6264-57-555453	6264-57-607443	6264-57-556437
6264-57-581468	6264-57-598438	6264-57-566441
6264-57-612460	6264-57-572443	6264-57-560450
6264-04-520449	6264-57-606442	6264-57-587430
6264-04-507472	6264-03-483444	6264-57-612421
6264-57-586478	6264-57-585449	6264-57-590423
6264-57-579468	6264-03-497446	6264-04-547415
6264-57-557452	6264-57-598453	6264-57-579430
6264-57-590452	6264-57-602440	6264-57-586432
6264-57-588475	6264-03-430440	6264-57-590424
6264-57-589471	6264-57-559451	6264-57-585434

6264-03-407422
6264-04-505419
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6264-03-400413
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6264-03-494420
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6264-04-548330
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6264-04-581314
6264-04-594314
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6264-04-553361
6264-03-415358
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6264-03-499319
6264-04-594293
6264-04-521287
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6264-04-525227
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6264-03-483243	6264-03-468224	6264-01-463514
6264-03-480225	6264-04-563254	6264-01-432508
6264-04-594252	6264-04-524274	6264-03-459474
6264-04-503243	6264-04-533373	6264-03-397453
6264-04-523209	6264-03-408494	6264-01-406505
6264-03-471243	6264-03-481485	6264-03-410486
6264-04-605259	6264-03-453495	6264-03-457484
6264-03-453220	6264-03-434491	6264-03-461464
6264-03-493243	6264-03-436481	6264-03-484474
6264-04-540256	6264-03-489464	6264-03-476495
6264-04-531206	6264-01-403516	6264-03-412476
6264-03-449247	6264-03-431499	6264-03-415456
6264-04-585243	6264-03-441461	6264-01-448509
6264-04-561267	6264-03-373480	6264-03-413466
6264-03-460242	6264-01-473507	6264-04-567467
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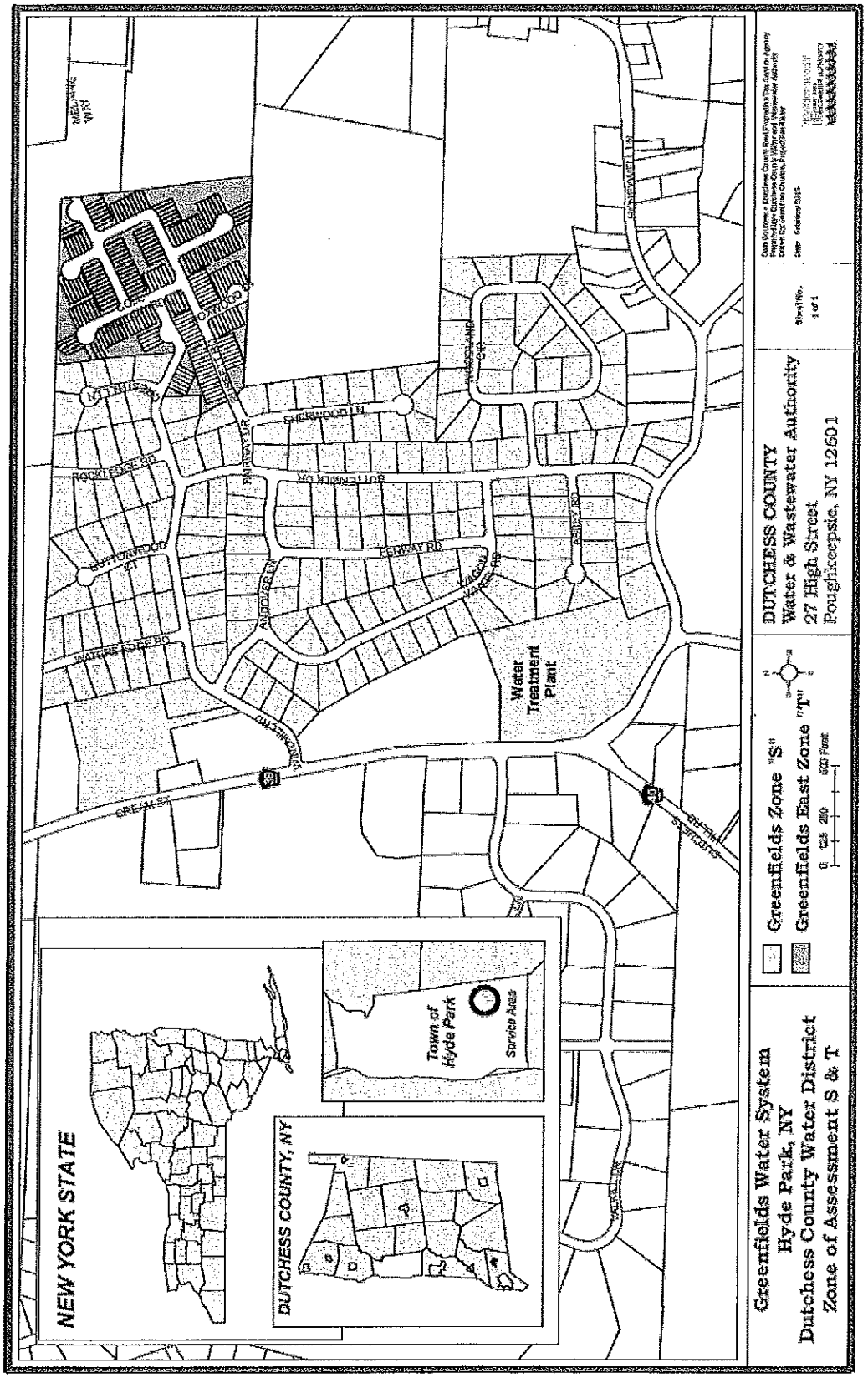
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Water Treatment Plant
GREEN ST
ROCKLEDGE RD
WATERSEDGE RD
FAIRWAY DR
CEDAR LN
Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T
Greenfields Zone "S"
Greenfields East Zone "T"
0 125 250 500 Feet
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

APPENDIX "B"

Dutchess County Sewer District 8 – Zone of Assessment 8-B
Greenfields EAST Sewer System

DESCRIPTION OF ZONE

(map and parcel listing)

The Dutchess County Sewer District 8 – Zone of Assessment 8-B shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6264-49-603510	6264-58-637491	6264-57-619465
6264-57-624485	6264-58-641493	6264-58-643460
6264-58-643494	6264-58-647495	6264-57-606476
6264-57-614479	6264-57-595495	6264-58-645480
6264-58-643484	6264-58-626486	6264-58-639458
6264-57-609494	6264-57-583484	6264-57-604475
6264-57-573495	6264-57-574493	6264-58-649471
6264-57-615480	6264-57-596488	6264-58-645436
6264-57-612479	6264-58-644482	6264-57-617449
6264-57-581488	6264-58-630455	6264-58-634448
6264-58-645495	6264-57-624467	6264-58-642439
6264-57-582486	6264-58-648473	6264-57-618447
6264-57-619482	6264-57-620466	6264-58-631453
6264-57-572497	6264-58-647475	6264-58-632451
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6264-57-611495	6264-58-632471	6264-58-644437
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6264-57-601491	6264-58-638457	6264-57-620443
6264-57-612496	6264-58-646476	6264-58-637442
6264-57-605493	6264-58-641459	6264-57-622440
6264-57-603492	6264-58-630470	6264-58-633450
6264-58-642485	6264-57-602474	6264-58-640440
6264-57-584482	6264-58-626468	6264-58-635446
6264-58-639492	6264-58-645461	6264-58-636444
6264-57-580489	6264-58-646462	6264-58-647432
6264-57-580491	6264-58-646478	6264-58-628425
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6264-50-632507
6264-50-627502
6264-50-626505
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6264-49-604506
6264-50-634507
6264-49-605502
6264-49-604508
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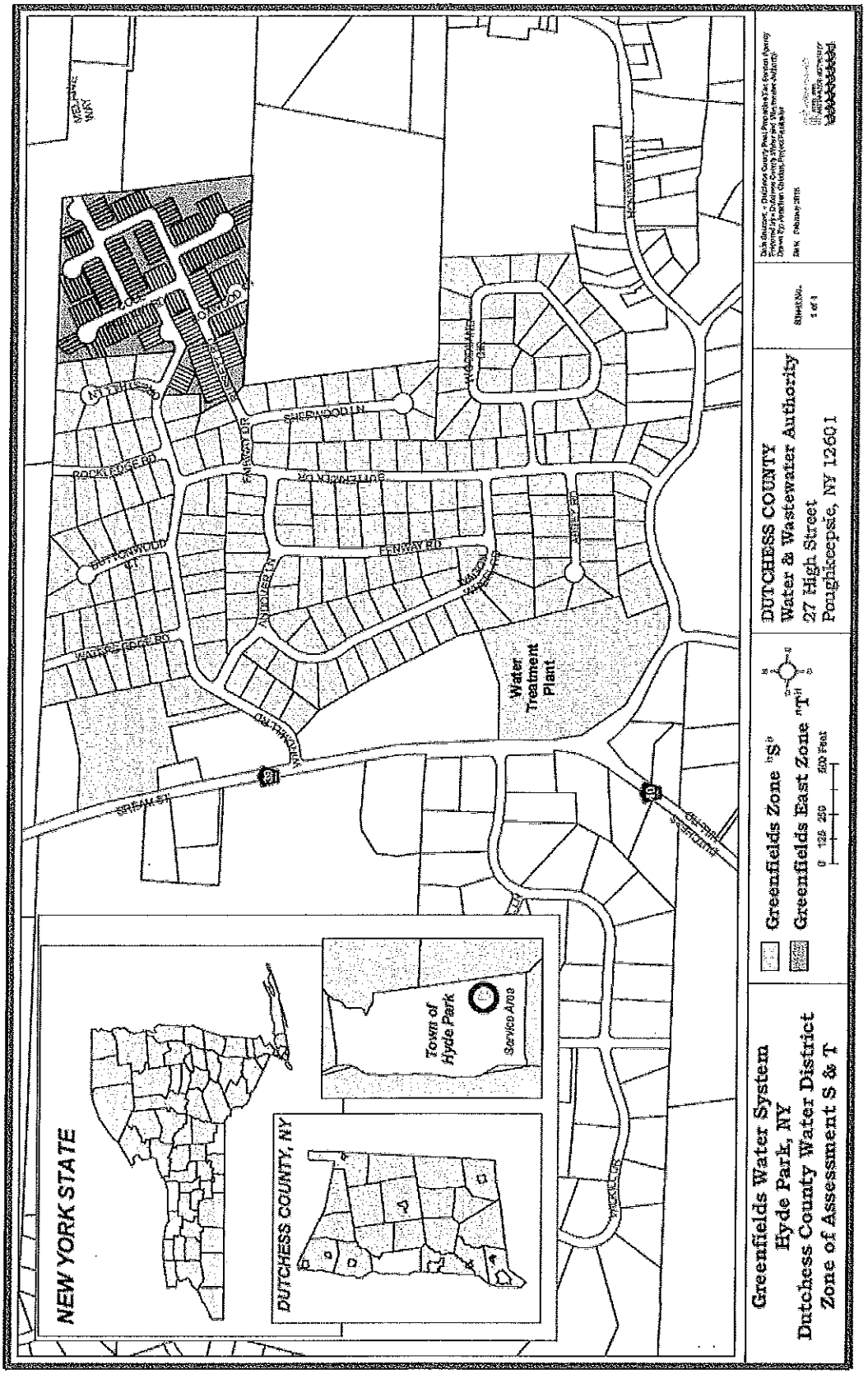
NEW YORK STATE
DUTCHESS COUNTY, NY
Town of Hyde Park
Service Area
Water Treatment Plant
Greenfields Water System
Hyde Park, NY
Dutchess County Water District
Zone of Assessment S & T
Greenfields Zone "S"
Greenfields East Zone "T"
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601

APPENDIX "C"

Greenfields Sewer System
Proposed Operation & Maintenance Budget

DCWWA 2015 BUDGET PROTECTION
Greenfields Sewer District

Beginning Fund Balance	**37,627**
Annual Expenses	**147,927**
Power/Chemicals	18,379
Operations	47,475
ERM	10,000
Sludge Hauling	17,000
Lab/Sampling/Permit	3,855
Administration	22,270
Legal/Engineering	2,250
Insurance	2,278
Operations Improvement Items	24,420
Debt Service	-
Annual Revenues	**147,927**
Sewer Sales/Penalties	127,927
Property Taxes	-
Other	-
Transfer from Fund Balance	20,000
Ending Fund Balance	**17,627**

APPENDIX "D"

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, M, O, P, Q, R, S, T and U (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3, 6, 7 and 8

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____ **Abstentions:** 0

Vacant: 0

2015099 ESTABLISHING PART COUNTY SEWER DISTRICT NO. 8 AND ZONES OF ASSESSMENT 8A AND 8B IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015099 ESTABLISHING PART COUNTY SEWER DISTRICT NO. 8 AND ZONES OF ASSESSMENT 8A AND 8B IN THE TOWN OF HYDE PARK, DUTCHESS COUNTY

Date: April 13, 2015

Environment

RESOLUTION NO. 2015100

RE: APPROVING AN AMENDED AND TWELFTH RESTATEMENT OF THE SERVICE AGREEMENTS BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR VARIOUS ZONES OF ASSESSMENT

Legislators MICCIO, SAGLIANO, PERKINS, FARLEY, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, this Legislature has before it resolutions for the establishment of Zones O, P, Q, R, S and T, and U - Zones of Assessment, covering the Arbors Water System, Violet Avenue Water System, Greenbush Water System, Pinebrook Water System, Greenfields Water System, and Quaker Hills Water System, in the Town of Hyde Park, and

WHEREAS, this Legislature has previously approved the Service Agreements, dated as of June 1, 1998, between the County of Dutchess ("County"), for and on behalf of the Dutchess County Water District and the Dutchess County Water and Wastewater Authority ("WWA"), which said Agreement has been amended and restated to cover Zones of Assessment "A," "B," "C," "D," "E," "F," "G," "H," "Valley Dale," "I," "J", "K", "L" and "M", and

WHEREAS, this Legislature has under consideration an Amended and Twelfth Restatement of the Service Agreements by and between the County for and on behalf of the Dutchess County Water District and WWA, by the terms of which WWA will produce and sell water to the County on behalf of the above referenced zones (O, P, Q, R, S and T, and U) Zones of Assessment and the County will levy benefit assessments to pay for the capital costs of the existing water systems and provide for the enforcement of delinquent water bills within the boundaries of the said Zones, and

WHEREAS, this Legislature, by separate Resolution has confirmed the findings of the WWA made the 18th day of March, 2015, that the establishment of the said Zones of Assessments will have no significant effect on the environment, and

WHEREAS, the approval of the Twelfth Restatement of the Service Agreement is in the best interests of the citizens of Dutchess County, now, therefore, be it

RESOLVED, that the Amended and Twelfth Restatement of the Service Agreements between the County of Dutchess on behalf of the said Zones of Assessment is approved and the County Executive is authorized and empowered to execute said Agreement on behalf of the County in substantially the same form as on file in the Office of the Legislative Clerk

CA-064-15
BB/CRC/ca/ G-1217-N 3/10/15
Fiscal Impact: See statement attached

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 9/20/2017

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

DuLpdf

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 6 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015100 APPROVING AN AMENDED AND TWELFTH RESTATEMENT OF THE SERVICE AGREEMENTS BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR VARIOUS ZONES OF ASSESSMENT

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015100 APPROVING AN AMENDED AND TWELFTH RESTATEMENT OF THE SERVICE AGREEMENTS BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR VARIOUS ZONES OF ASSESSMENT

Date: April 13, 2015

RESOLUTION NO. 2015101

RE: APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 6

Legislators MICCIO, SAGLIANO, PERKINS, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, this Legislature has before it a Resolution establishing Part County Sewer District No. 6 in the Town of Red Hook, and

WHEREAS, in addition, this Legislature, in connection with the establishment of Part County Sewer District No. 6, must approve a Service Agreement between Dutchess County (County) and the Dutchess County Water and Wastewater Authority (WWA), by the terms of which WWA will collect and process the sewerage in the area of the Part County Sewer District No. 6, and the County will levy benefit assessments to pay for the capital costs of the sewerage system and provide for the enforcement of delinquent sewer bills within the boundaries of the Part County Sewer District No. 6, and

WHEREAS, this Legislature, by separate Resolution, has confirmed the findings of WWA made the 18th day of March, 2015, that the establishment of Part County Sewer District No. 6 will leave no significant effect on the environment, and

WHEREAS, the approval of the Service Agreement between the County and WWA for Part County Sewer District No. 6 is in the best interests of the citizens of Dutchess County, now, therefore, be it

RESOLVED, that the Service Agreement between the Dutchess County and the Dutchess County Water and Wastewater Authority is hereby approved and the County Executive is authorized to execute said agreement on behalf of the County is substantially the same form as on file in the Office of the Clerk of the Legislature.

CA-062-15
CRC/kvh/G-1217-M
3/10/15
Fiscal impact: See Statement attached to Resolution establishing the part county sewer district

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

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Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 6 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015101 APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 6

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015101 APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 6

Date: April 13, 2015

RESOLUTION NO. 2015102

RE: APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 7

Legislators MICCIO, SAGLIANO, PERKINS, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, this Legislature has before it a Resolution establishing Part County Sewer District No. 7 in the Town of Hyde Park, and

WHEREAS, in addition, this Legislature, in connection with the establishment of Part County Sewer District No. 7, must approve a Service Agreement between Dutchess County (County) and the Dutchess County Water and Wastewater Authority (WWA), by the terms of which WWA will collect and process the sewerage in the area of the Part County Sewer District No. 7, and the County will levy benefit assessments to pay for the capital costs of the sewerage system and provide for the enforcement of delinquent sewer bills within the boundaries of the Part County Sewer District No. 7, and

WHEREAS, this Legislature, by separate Resolution, has confirmed the findings of WWA made the 18th day of March, 2015, that the establishment of Part County Sewer District No. 7 will have no significant effect on the environment, and

WHEREAS, the approval of the Service Agreement between the County and WWA for Part County Sewer District No. 7 is in the best interests of the citizens of Dutchess County, now, therefore, be it

RESOLVED, that the Service Agreement between the Dutchess County and the Dutchess County Water and Wastewater Authority is hereby approved and the County Executive is authorized to execute said agreement on behalf of the County in substantially the same form as on file in the Office of the Clerk of the Legislature.

CA-065-15
CRC/BB/kvh/G-1217-N
03/10/15
Fiscal impact: See Statement attached to Resolution establishing the part county sewer district

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

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Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015102 APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 7

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015102 APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 7

Date: April 13, 2015

RESOLUTION NO. 2015103

RE: APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 8

Legislators MICCIO, SAGLIANO, PERKINS, IGNAFFO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, this Legislature has before it a Resolution establishing Part County Sewer District No. 8 (Greenfields) in the Town of Hyde Park, and

WHEREAS, in addition, this Legislature, in connection with the establishment of Part County Sewer District No. 8, must approve a Service Agreement between Dutchess County (County) and the Dutchess County Water and Wastewater Authority (WWA), by the terms of which WWA will collect and process the sewerage in the area of the Part County Sewer District No. 8, and the County will levy benefit assessments to pay for the capital costs of the sewerage system and provide for the enforcement of delinquent sewer bills within the boundaries of the Part County Sewer District No. 8, and

WHEREAS, this Legislature, by separate Resolution, has confirmed the findings of WWA made the 18th day of March, 2015, that the establishment of Part County Sewer District No. 7 will have no significant effect on the environment, and

WHEREAS, the approval of the Service Agreement between the County and WWA for Part County Sewer District No. 8 is in the best interests of the citizens of Dutchess County, now, therefore, be it

RESOLVED, that the Service Agreement between the Dutchess County and the Dutchess County Water and Wastewater Authority is hereby approved and the County Executive is authorized to execute said agreement on behalf of the County in substantially the same form as on file in the Office of the Clerk of the Legislature.

CA-066-15
CRC/BB/kvh/G-1217-N
03/10/15
Fiscal impact: See Statement attached to Resolution establishing the part county sewer district

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

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Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015103 APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 8

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015103 APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 8

Date: April 13, 2015

RESOLUTION NO. 2015104

RE: ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF PART COUNTY SEWER DISTRICT NO. 6 IN THE TOWN OF RED HOOK

Legislators MICCIO, BOLNER, BORCHERT, SAGLIANO, FARLEY, STRAWINSKI, and PERKINS offer the following and move its adoption:

WHEREAS, this Legislature has before it a resolution together with a map, plan and report, all prepared by or on behalf of the Dutchess County Water and Wastewater Authority ("WWA") in support of the creation of Part County Sewer District No. 6, in the Town of Red Hook by the County of Dutchess ("County") to facilitate the payment of the costs of improvements to the facilities and the more efficient payment of those costs through the levy of benefit assessments, and

WHEREAS, as part of its review of the proposed actions the WWA prepared a Short Environmental Assessment Form and Negative Declaration dated March 18, 2015, on file with the Clerk of the Legislature, which concludes that the proposed project constitutes an unlisted action pursuant to Part 617 of the New York Code of Rules and Regulations (SEQR), and that the actions will not have a significant effect on the environment, and

WHEREAS, it appears that WWA made a careful review of the proposed action and this Legislature should confirm those findings, now, therefore, it is hereby

RESOLVED, that this Legislature adopts and confirms the findings of the WWA as set forth in the Short Environmental Assessment Form and Negative Declaration concluding that the proposed action will not have a significant effect on the environment.

CA-060-15
CRC/ca/G-1217-M
3/10/15

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA Prepared On: 03/09/15

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Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
Acquisition of Fairways Sewer System - SPDES Permit # NY - 0248193

Project Location (describe, and attach a location map):
The Fairways Sewer System is located along the southeast portion of the Town of Hyde Park along Creme Street. See attached map.

Brief Description of Proposed Action:
1) Acquisition of land, easements, facilities and all other assets of the Fairways Sewer System from the T. of Hyde Park; 2) Creation of Part County Sewer District 6 ; 3) Establishment of the Service Agreement between DCWWA and Dutchess County; 4) Provision of sewer service to all properties within Part County Sewer District 6.

Name of Applicant or Sponsor:	Telephone: 845-486-3601
Dutchess County Water and Wastewater Authority (DCWWA)	E-Mail: dcwwa@dutchessny.gov

Address:
27 High Street

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12601

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County (Part County Sewer District and Service Agreement); NYS DEC (transfer of SPDES Permit)	☐	☑

3.a. Total acreage of the site of the proposed action? _____ acres
b. Total acreage to be physically disturbed? _____ acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	✓
b. Consistent with the adopted comprehensive plan?	☐	✓	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	✓

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify:	✓	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	✓	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	✓
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	✓	☐

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A	☐	☐

	NO	YES
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: N/A	☐	☐

	NO	YES
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A	☐	☐

	NO	YES
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	✓	☐
b. Is the proposed action located in an archeological sensitive area?	✓	☐

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	✓
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:	✓	☐

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	✓	☐

	NO	YES
16. Is the project site located in the 100 year flood plain?	✓	☐

	NO	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	✓	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Bridget Barclay, Executive Director Date: March 13, 2015

Signature: Bridget Barclay

PRINT FORM

Agency Use Only [If applicable]

Project: Acquisition of Fairways Sewer System

Date: March 13, 2015

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	✓	
2. Will the proposed action result in a change in the use or intensity of use of land?	✓	
3. Will the proposed action impair the character or quality of the existing community?	✓	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	✓	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	✓	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	✓	
7. Will the proposed action impact existing: a. public / private water supplies?	✓	
b. public / private wastewater treatment utilities?	✓	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	✓	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	✓	
11. Will the proposed action create a hazard to environmental resources or human health?	✓	

PRINT FORM

Agency Use Only [If applicable]

Project:	Acquisition of Fairways Sewer System
Date:	March 13, 2015

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project involves a change in ownership of the water system and the establishment of a County Water District Zone of Assessment. The project involves no physical change to the facilities, and no physical change to the service area for the water system.

The project involves a change in ownership of the sewer system and the establishment of a County Sewer District. Whereas this is a transfer only of the infrastructure and does not involve a change in the service area or infrastructure there are no negative impacts associated with this action.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

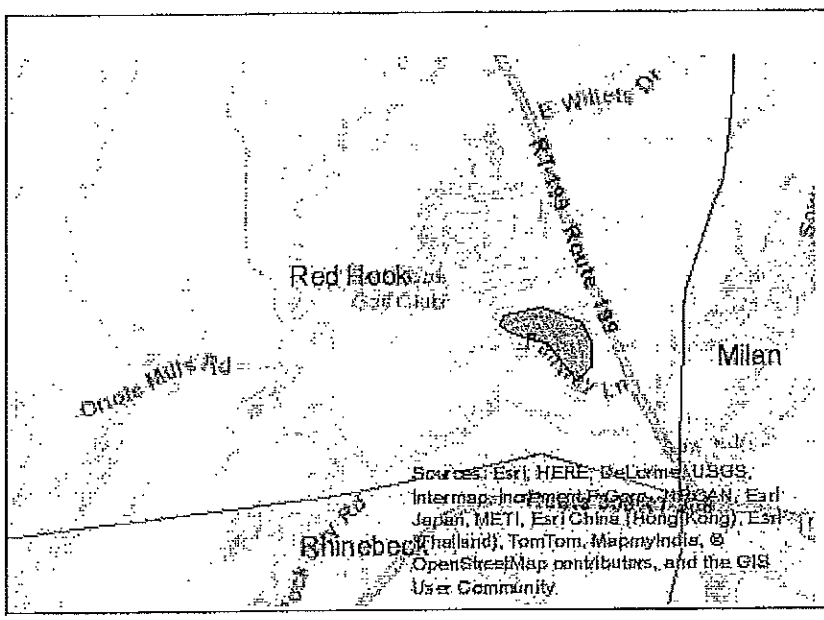
☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Dutchess County Water & Wastewater Authority	March 13, 2015
Name of Lead Agency	Date
Bridget Barclay	Executive Director
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

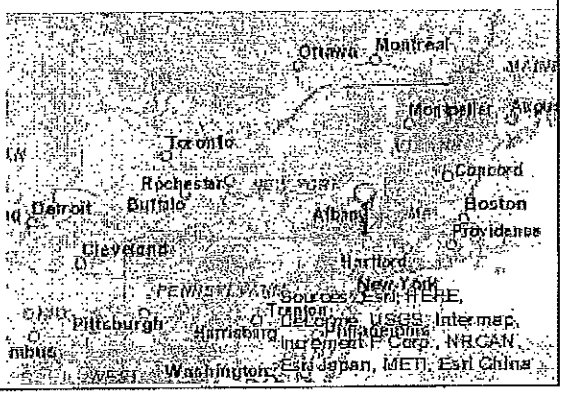
PRINT FORM

EAF Mapper Summary Report

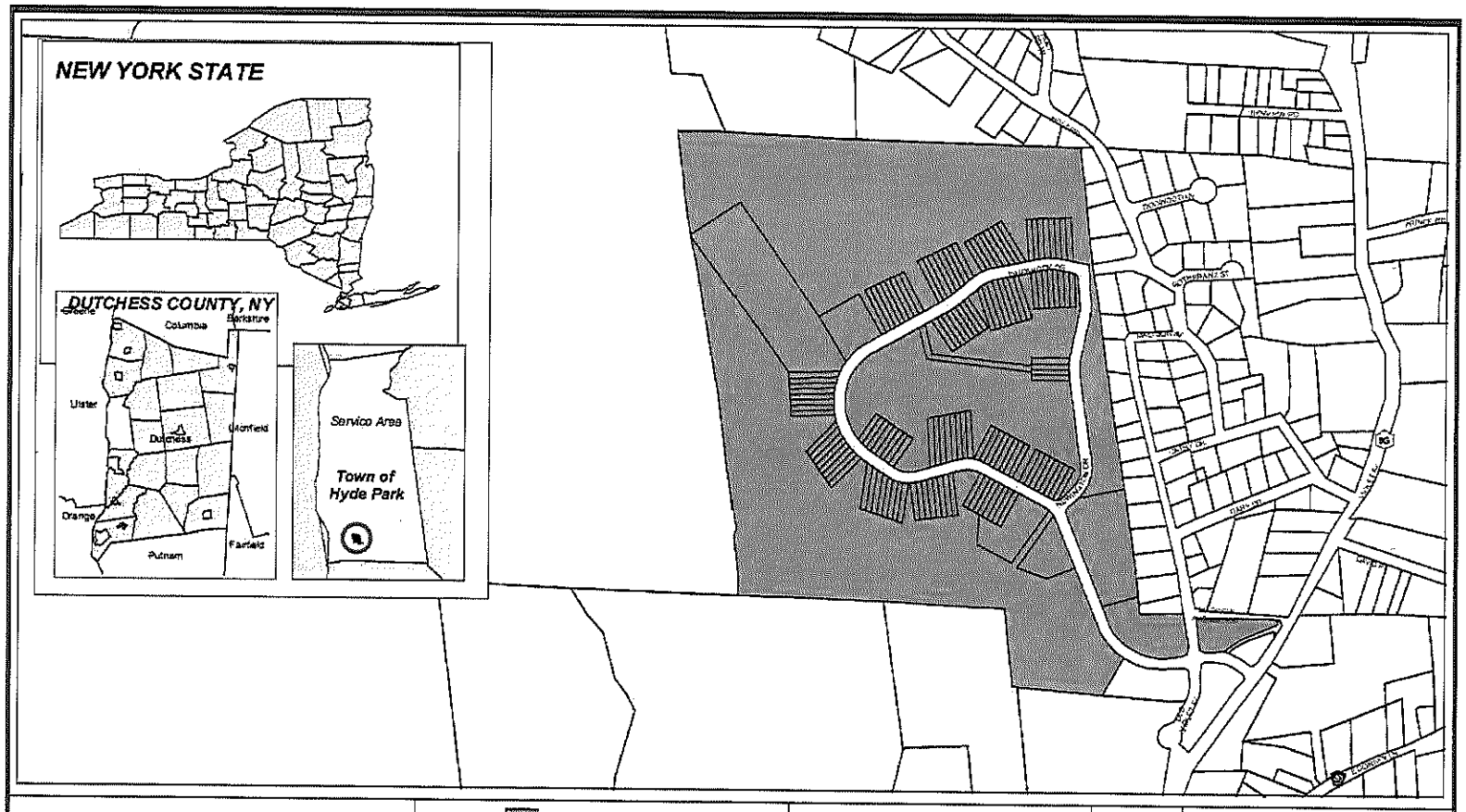
Friday, March 13, 2015 2:27 PM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No


NEW YORK STATE
DUTCHESS COUNTY, NY
Greene
Columbia
Berkshire
Ulster
Dutchess
Litchfield
Orange
Putnam
Fairfield
Service Area
Town of Hyde Park
Base Service Area
0 250 500 1,000 Feet
1:4,800 1 inch = 400 feet
Pinebrook Sewer System
Hyde Park, NY
Part County Sewer District #7
DUTCHESS COUNTY
Water & Wastewater Authority
27 High Street
Poughkeepsie, NY 12601
Sheet No.
1 of 1

DUTCHESS COUNTY

Part County Sewer District #6

(Fairways Sewer System)
Red Hook, NY

MAP, PLAN AND REPORT

February 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

DUTCHESS COUNTY
WATER AND
WASTEWATER AUTHORITY

February 2015

DUTCHESS COUNTY PART COUNTY SEWER DISTRICT #6
(Fairways Sewer System)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed Dutchess County Part County Sewer District #6, which includes an area of approximately 10 acres located along Tee Lane off Farm Lane in the Town of Red Hook, NY.

Upon successful formation of Part County Sewer District #6 (the "District") by the Dutchess County Legislature, ownership and operation of the Fairways Sewer System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Fairways Homeowner's Association (HOA.) Information provided herein includes the proposed District boundaries and a list of the tax parcels that will comprise the future District, as well as a description of the current and proposed infrastructure by which sewage will be conveyed, treated and discharged.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The Dutchess County Water and Wastewater Authority will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the Part County Sewer District for the purpose of administering the retail sale of sewage services to all properties within the proposed District, with such service to be provided through the sewer system facilities as described below. The Authority will administer the District pursuant to guidelines established by the Service Agreement and collect sewer revenues. Sewer service rates will be set annually by the Authority.

HISTORY

Red Hook Fairways applied to the NYS Department of Environmental Conservation (DEC) for a State Pollution Discharge Elimination System (SPDES) Permit for the three subsurface disposal systems.

Dutchess County Department of Health (DC DOH) approved subdivision on 10/22/1993.

Fairways at Red Hook, LLC filed an Application for Permit Transfer on 10/1/1998 for SPDES Permit 3-1348-00055/00005-0 which was effective 1/7/93.

DEC issued SPDES Permit Renewal to Fairways at Red Hook, LLC on 10/23/02.

The Town Homes served by the Fairways Sewer System were constructed circa 2002.

DEC modifies SPDES Permit to Fairways at Red Hook, LLC on May 26, 2004 to delete Part II General conditions and adds language to require compliance to 6 NYCCR 750-2.

The wastewater collection, treatment and disposal system is currently owned by the HOA per the HOA offering plan.

Upon system transfer, the Authority will make application to the DEC to transfer the current SPDES Permit from the currently listed name to the DCWWA.

PART COUNTY SEWER DISTRICT #6

The proposed Part County Sewer District delineated on the attached map and list of tax parcels (Appendix "A"), presently includes a total of 36 tax parcels. The proposed District is comprised of six buildings, each with six adjoining townhomes (total of 36 units.). Each townhome is owned fee simple with the common property owned by a homeowner's association. The development is built out and all residences are occupied. The boundaries of Part County Sewer District #6 will be coterminous with those of the Fairways Sewer System service area.

PHYSICAL FACILITIES

The current Fairways Sewer Systems are comprised of the following components:

The Fairways residential development consists of twelve single family residences on individual lots and six buildings, each with six adjoining townhomes (total of 36 townhomes.). The twelve single family residences use individual subsurface wastewater disposal systems and are not a part of the proposed Sewer District. Each townhome is owned fee simple with the common property owned by a homeowner's association. The development is built out and all residences are occupied based upon discussions with the HOA President.

There are three separate wastewater collection and treatment systems. Each system services two sets of adjoining townhouses of six townhouses each (twelve townhouses total per system.)

Each of the three treatment systems consist of the following:

1. A 10,000 gallon septic tank.
2. A 6,500 pump chamber with duplex pumps.
3. A distribution valve box.
4. A subsurface disposal field.

Backup power to operate the pumps is provided by a portable generator. This allows the pump tanks to be emptied in case of a loss of utility power by evacuating a system's tank and then moving on to the next system, etc.

PROPERTY ISSUES

The area of the existing wastewater treatment systems and the space for additional subsurface disposal is extensive and encompasses most of the HOA commonly held space. Pursuant to the Transfer Agreement between the DCWWA and the HOA, the HOA will retain ownership of the property, with DCWWA being provided easements for the area of the collection, treatment and subsurface disposal areas, including the area required to be reserved for future disposal beds, allowing all necessary access for the operation, maintenance and repair of the wastewater treatment systems.

The sewage collection piping, once it leaves the individual town home properties and the disposal system lies within the common property of the HOA. Easements will also be granted by the HOA to DCWWA for the collection system.

FUTURE DEMAND

The development is built out and all residences are occupied. There are no current or anticipated plans to expand the Fairways Sewer System.

OPERATIONAL ISSUES

The Fairways Sewer System has identified no operational issues at the time of this report.

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M budget projection is the total cost to the DCWWA to operate the Fairways Sewer System; labor, electricity, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Fairways Sewer System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size sewer systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $14,326.00.

The proposed rate structure based on the O & M budget projection includes income from annual penalties (~$70) and a proposed flat rate fixed amount, assuming thirty-six customers, of $396.00 ($99.00 per quarter.) Sewer charges would be added to the Fairways Water Bill, sent four times per year.

Should the system ownership be transferred mid-year, the budget would be pro-rated for the portion of the year DCWWA would own the system. All future O&M system budgets, rates, fees and other charges are reviewed annually and subject to change by the DCWWA Board of Directors.

TRANSFER AND CAPITAL IMPROVEMENT COSTS AND ALLOCATIONS

The Transfer and Capital Improvement Budget (see Appendix C) is the total estimated cost of the property survey, legal and related costs to transfer ownership of the Sewer System, and to complete recommended capital improvements. Total transfer costs are estimated at $17,300. Four of the six sewage lift pumps are original operating beyond their typical lifespan and are recommended for near term replacement. The current acquisition budget includes the expense of replacing all four pumps under normal operating conditions. Said repair is planned to occur following acquisition within the first year assuming said action does not occur prior to the transfer. The total cost of projected capital improvements, including the pump replacements, is $9,700. The Fairways Sewer System currently has a fund balance of approximately $30,000. Pursuant to the agreement between the HOA and the DCWWA, the current system fund balance will be utilized to cover cost of the transfer and identified capital improvements. Accordingly, there are no capital improvements to be funded through the issuance of bonds.

Should the Authority, in the future, issue bonds for capital improvements, annual debt expenses will be allocated equitably among all parcels within the District through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix D.) All benefit units would be charged at the same rate. The annual benefit assessment would appear on the respective property owner's yearly property tax bill.

CONNECTION CHARGES

The Red Hook at Fairways Townhome portion of the development has reached full build out and therefore no additional system connections are anticipated.

Annual Cost per a Typical Property – First Year: $396

The total annual cost for a typical property in a sewer district is generally a combination of the long-term capital charges (debt service) and sewer usage charges. In the proposed District a typical property will be a single family dwelling (townhouse) unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling in Part County Sewer District #6 will be three hundred and ninety-six ($396) dollars. A system budget based on these rates will build appropriate fund balances to maintain the public sewer system in good working order and help offset future capital improvements.

#####

APPENDICES

Appendix A – Description of Part County Sewer District #6 (Map & Parcel List)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C - Proposed Transfer and Capital Improvement Budget

Appendix D – Proposed Benefit Assessment Methodology

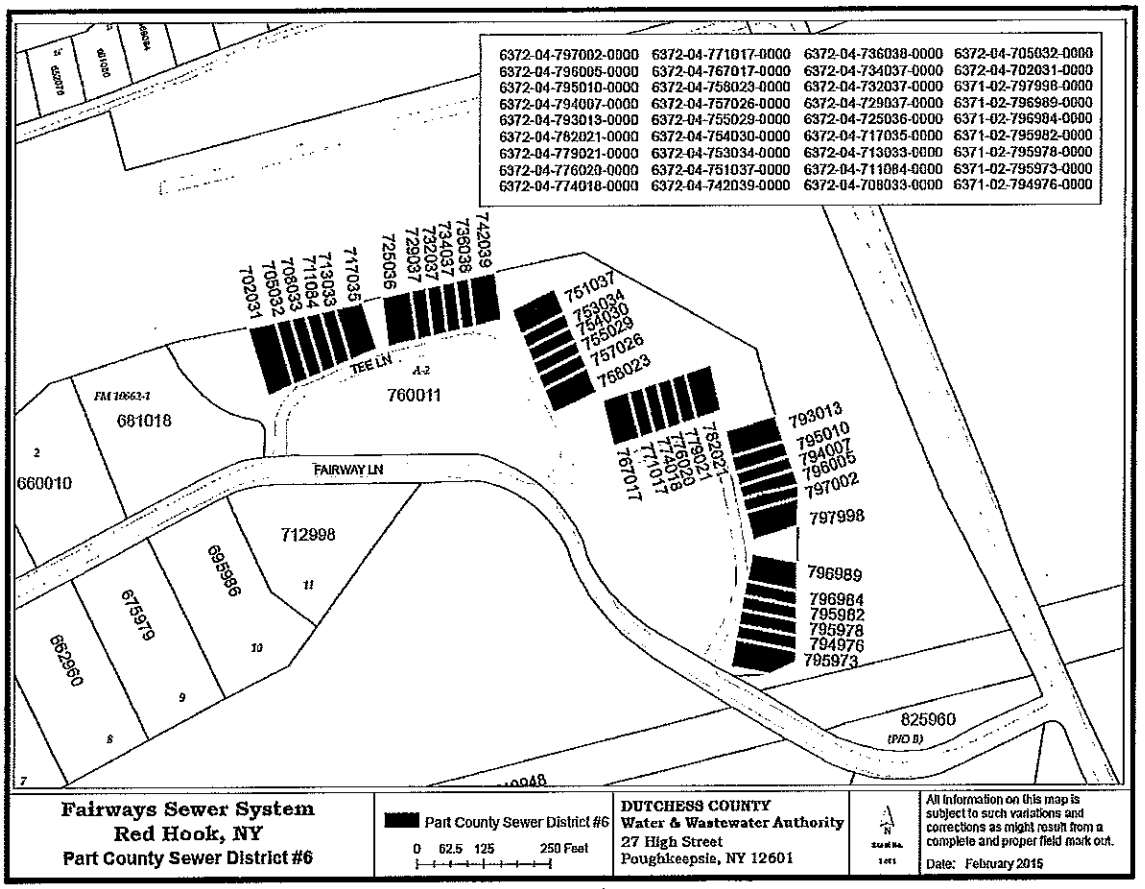
APPENDIX "A"

Part County Sewer District #6

Map and Parcel List

The Dutchess County Part County Sewer District #6 shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6372-04-797002-0000	6372-04-771017-0000	6372-04-736038-0000	6372-04-705032-0000
6372-04-796005-0000	6372-04-767017-0000	6372-04-734037-0000	6372-04-702031-0000
6372-04-795010-0000	6372-04-758023-0000	6372-04-732037-0000	6371-02-797998-0000
6372-04-794007-0000	6372-04-757026-0000	6372-04-729037-0000	6371-02-796989-0000
6372-04-793013-0000	6372-04-755029-0000	6372-04-725036-0000	6371-02-796984-0000
6372-04-782021-0000	6372-04-754030-0000	6372-04-717035-0000	6371-02-795982-0000
6372-04-779021-0000	6372-04-753034-0000	6372-04-713033-0000	6371-02-795978-0000
6372-04-776020-0000	6372-04-751037-0000	6372-04-711084-0000	6371-02-795973-0000
6372-04-774018-0000	6372-04-742039-0000	6372-04-708033-0000	6371-02-794976-0000



APPENDIX "B"

Proposed

Operation & Maintenance Costs

Illustrative of projected first year O & M expenses, revenues and rates

for customers of

Fairways Sewer System (Part County Sewer District #6)

DUTCHESS COUNTY
WATER AND WASTEWATER AUTHORITY

Fairways Sewer System (FAS)

Preliminary Operations Budget
Sunday, February 22, 2015

EXPENSES

			2015
Item	OPERATION		
	LINE ITEMS	% of budget	Budget
1	Accounting	0.5%	65.00
2	Billing	6.9%	862.58
3	Bookkeeping	8.9%	1,119.10
4	Buildings & Grounds	3.2%	400.00
5	Chemicals	0.0%	0.00
6	Computer Equipment/Technical Support	0.4%	50.00
7	Electric	11.3%	1,420.08
8	Engineering	0.8%	100.00
9	Equipment Repair & Maintenance	10.5%	1,310.00
10	Insurance	4.8%	600.00
11	Lab Costs	0.0%	0.00
12	Legal	0.8%	100.00
13	Meter/Collection	0.0%	0.00
14	Operation	22.8%	2,850.00
15	Operation Support	4.6%	577.00
16	Permit Fees	3.0%	375.00
17	Postage	0.4%	52.80
18	Sanitation	0.0%	0.00
19	STP Sludge Hauling	9.6%	1,200.00
20	Supplies (Buildings)	0.2%	25.00
21	Supplies (Office)	0.2%	25.00
22	Radio Alarm - Remote Monitoring + Burne MSG	11.1%	1,392.00
23	Testing Chemicals/Flow Meter Calibration	0.0%	0.00
24	Water	0.0%	0.00
	SUB TOTAL		12,523.54
25	Operation Contingency		500.00
26	Administration		1,302.35
27	Debt Service		0.00
28	Capital Items & Transfer / Fund Balance Wash		0.00
29	Capital Contingency		0.00
30	OPERATION TOTALS		14,325.89

INCOME

31	Sewer Payments		14,256.00
32	Sewer Penalties		70.00
33	Debt Service		0.00
34	TOTAL INCOME		14,326.00
	Proposed Sewer Rates		
35	TOTAL INCOME		14,256.00
36	Customer Count	36	
37	Annual Cost Per Household		396.00
38	Quarterly Flat Rate Fixed Charge**	4	99.00

**Transfer and capital costs will be covered by fund balance*
***Sewer Charges added to water bill mailed every three months (4x/yr.)*

APPENDIX "C"

Proposed

Transfer and Capital Improvement Budget

Fairways Sewer System (Part County Sewer District #6)

DUTCHESS COUNTY
WATER AND WASTEWATER AUTHORITY

Fairways Sewer System (FAS)

Preliminary Transfer and Capital Budget
Sunday, February 22, 2015

TRANSFER COSTS

12,000.00	Property Boundary Survey of three treatment parcels and sewer line easements on HOA property and easement mapping and descriptions
1,000.00	Title Search and Insurance
1,000.00	Attorney's Fees - Memo of Understanding
1,000.00	Attorney's Fees - Easements
1,500.00	Attorney's Fees - Property Transfer
500.00	Misc. filling fees
0.00	Property taxes remain with HOA Parcel
300.00	Transfer of SPDES Permit Fee

17,300.00	TRANSFER TOTALS

CAPITAL ITEMS

7,550.00	Purchase 4 lift pumps year one. Install 2 year one.
250.00	Control Panel Locks
900.00	Valve box tamper proof hasp and pad lock (Total 3)
100.00	Add foam insulation as needed to valve boxes and other infrastructure.
600.00	Add light and receptacles to each control panel (Total 3)
300.00	Install ownership identification signs

9,700.00	CAPITAL TOTALS

27,000.00	Transfer and Capital Total
30,000.00	Available Fund Balance
3,000.00	Subttotal After Application of Fund Balance

APPENDIX "D"

Part County Sewer District #6

Proposed Benefit Assessment Methodology

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, and M (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3 & 6

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

RESOLUTION NO. 2015.03.I/09 **Authority Board – DCWWA**
March 18, 2015 meeting

Fairways Sewer System Acquisition – Adoption of SEQR Determination

Rudy Vavra offers the following resolution and moves its adoption:

WHEREAS, the Authority proposes to enter into an Agreement with the Fairways at Red Hook Homeowners Association (HOA) regarding the acquisition by the Authority of the Fairways at Red Hook Sewer System (Fairways Sewer), currently owned by the HOA, and;

WHEREAS, upon acquisition of the Fairways Sewer System, the Authority will continue to serve the wastewater treatment needs of the current customers of the Fairways Sewer System in accordance with the terms of the Agreement with the HOA; and

WHEREAS, the County of Dutchess must create a Part County Sewer District encompassing the proposed sewer service area and execute a corresponding Service Agreement with the Authority in order for the Authority to provide sewer services within this framework; and

WHEREAS, it would be in the public interest for the Authority to acquire the Fairways Sewer System and for the County to establish the Part County Sewer District and execute the Service Agreement; and

WHEREAS, in accordance with the requirements of the SEQR, the Authority must make a determination as to the Environmental Impact of this proposed action; and

WHEREAS, this action has been classified as "Unlisted" and a Short Environmental Assessment Form has been completed and submitted to this Board; and

WHEREAS, the service area of the Fairways Sewer System is described in the map and tax parcel list attached to and made a part of the Short Environmental Assessment Form, and

NOW, THEREFORE BE IT RESOLVED, that the Authority Board declares itself as Lead Agency for this action, and

BE IT FURTHER RESOLVED, that the Authority Board does hereby determine that this action will not have a significant impact on the environment and hereby adopts the attached Negative Declaration with respect to this matter.

Seconded by Vince DiMaso

Record of Vote:	**Aye**	**Nay**
Thomas LeGrand	✓	
Vincent DiMaso	✓	
Larry Knapp		Absent
Rudy Vavra	✓	
Amanda Baxter-Dingee		Absent

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015104 ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF PART COUNTY SEWER DISTRICT NO. 6 IN THE TOWN OF RED HOOK

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015104 ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF PART COUNTY SEWER DISTRICT NO. 6 IN THE TOWN OF RED HOOK

Date: April 13, 2015

Environment

RESOLUTION NO. 2015105

RE: ESTABLISHING PART COUNTY SEWER DISTRICT NO. 6
IN THE TOWN OF RED HOOK

Legislators MICCIO, BOLNER, BORCHERT, SAGLIANO, FARLEY, STRAWINSKI, and PERKINS offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and

WHEREAS, the WWA is entering into an Agreement, with the Fairways at Red Hook Homeowners Association regarding the WWA's acquisition of that system which is located in the Town of Red Hook; and

WHEREAS, the WWA's ability to close on this acquisition and provide sewer service to the customers of the Fairways is contingent on the creation of a Part County Sewer District encompassing all properties in the said sewer system which will include a total of thirty-six (36) tax parcels, consisting of thirty-six (36) townhouses, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish A Part County Sewer District #6 for the Fairways at Red Hook, located in the Town of Red Hook, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, Part County Sewer District No. 6" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a service agreement with Dutchess County (County), on behalf of the proposed Part County Sewer District No. 6 (District) whereby the District will provide sewer service to customers within the District at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the sewer district, describes the infrastructure to be constructed in order to provide sewer service, and provides the estimated annual cost for sewer service for the typical property in the proposed sewer district, and

WHEREAS, the first year cost to the typical one family home is estimated to be three hundred and ninety six ($396.00) dollars, and

WHEREAS, this Legislature must create Part County Sewer District No. 6 covering the area of Fairways at Red Hook Sewer System described in "Attachment A," and

WHEREAS, this Legislature will conduct a public hearing on this proposal on April 13, 2015, and hear all persons interested, and

WHEREAS, the establishment of said Part County Sewer District No. 6 will ensure an efficient sewer system for all properties within the service area, now, therefore, be it

RESOLVED that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Part County Sewer District No. 6 are benefited thereby and all the property and property owners benefited are included within the proposed Part County Sewer District No. 6and it is in the public interest to create the Part County Sewer District No. 6, and be it further

RESOLVED, that a Part County Sewer District, to be known as Part County Sewer District No. 6 in the Town of Red Hook, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-061-15
CRC/ca/G-1217-M
3/10/15
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Bridget Barclay, DCWWA

Prepared On: 03/09/15

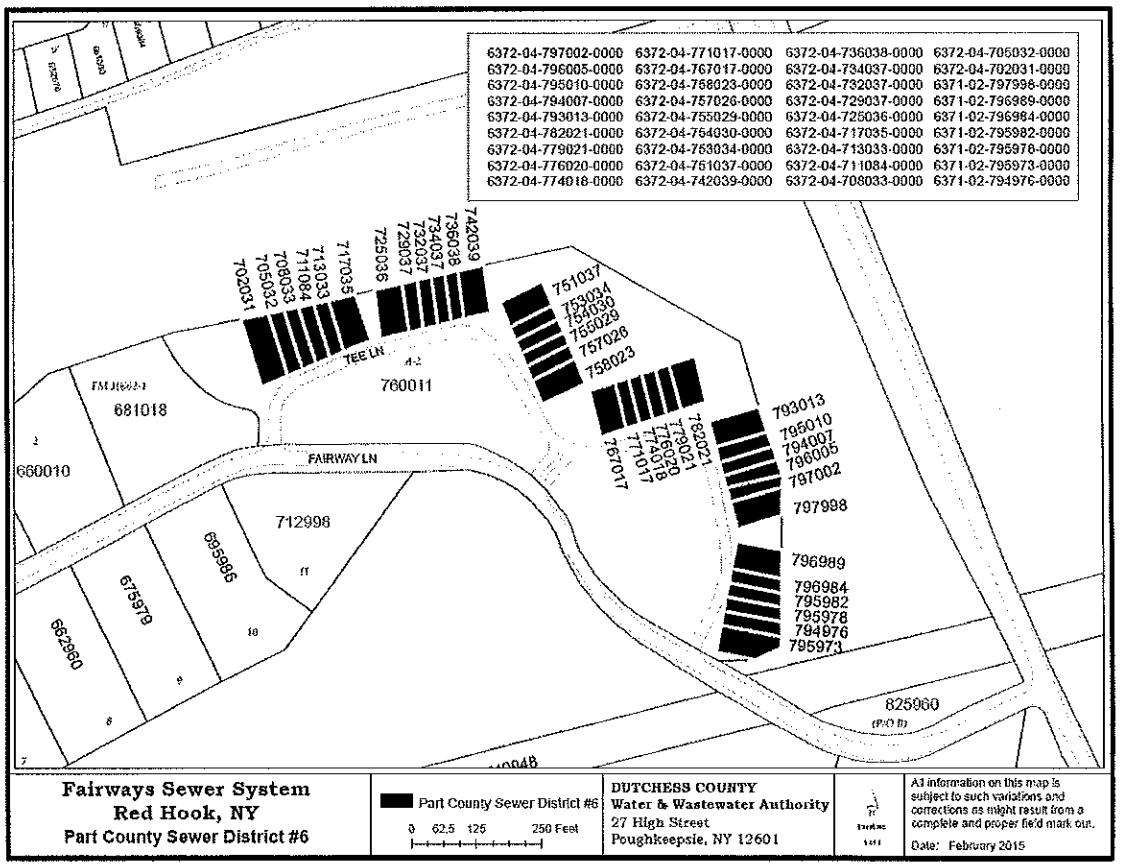
APPENDIX "A"

Part County Sewer District #6

Map and Parcel List

The Dutchess County Part County Sewer District #6 shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6372-04-797002-0000	6372-04-771017-0000	6372-04-736038-0000	6372-04-705032-0000
6372-04-796005-0000	6372-04-767017-0000	6372-04-734037-0000	6372-04-702031-0000
6372-04-795010-0000	6372-04-758023-0000	6372-04-732037-0000	6371-02-797998-0000
6372-04-794007-0000	6372-04-757026-0000	6372-04-729037-0000	6371-02-796989-0000
6372-04-793013-0000	6372-04-755029-0000	6372-04-725036-0000	6371-02-796984-0000
6372-04-782021-0000	6372-04-754030-0000	6372-04-717035-0000	6371-02-795982-0000
6372-04-779021-0000	6372-04-753034-0000	6372-04-713033-0000	6371-02-795978-0000
6372-04-776020-0000	6372-04-751037-0000	6372-04-711084-0000	6371-02-795973-0000
6372-04-774018-0000	6372-04-742039-0000	6372-04-708033-0000	6371-02-794976-0000



DUTCHESS COUNTY

Part County Sewer District #6

(Fairways Sewer System)
Red Hook, NY

MAP, PLAN AND REPORT

February 2015

Dutchess County Water and Wastewater Authority
Poughkeepsie, NY

DUTCHESS COUNTY
WATER AND
WASTEWATER AUTHORITY

February 2015

DUTCHESS COUNTY PART COUNTY SEWER DISTRICT #6
(Fairways Sewer System)

MAP, PLAN AND REPORT

INTRODUCTION

This Map, Plan and Report contains the information required for the formation of the proposed Dutchess County Part County Sewer District #6, which includes an area of approximately 10 acres located along Tee Lane off Farm Lane in the Town of Red Hook, NY.

Upon successful formation of Part County Sewer District #6 (the "District") by the Dutchess County Legislature, ownership and operation of the Fairways Sewer System will transfer to the Dutchess County Water and Wastewater Authority ("DCWWA", "Authority") in accordance with the terms and conditions set forth in an agreement between the Authority and the Fairways Homeowner's Association (HOA.) Information provided herein includes the proposed District boundaries and a list of the tax parcels that will comprise the future District, as well as a description of the current and proposed infrastructure by which sewage will be conveyed, treated and discharged.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

The Dutchess County Water and Wastewater Authority will enter into a contract (the "Service Agreement") with Dutchess County on behalf of the Part County Sewer District for the purpose of administering the retail sale of sewage services to all properties within the proposed District, with such service to be provided through the sewer system facilities as described below. The Authority will administer the District pursuant to guidelines established by the Service Agreement and collect sewer revenues. Sewer service rates will be set annually by the Authority.

HISTORY

Red Hook Fairways applied to the NYS Department of Environmental Conservation (DEC) for a State Pollution Discharge Elimination System (SPDES) Permit for the three subsurface disposal systems.

Dutchess County Department of Health (DC DOH) approved subdivision on 10/22/1993.

Fairways at Red Hook, LLC filed an Application for Permit Transfer on 10/1/1998 for SPDES Permit 3-1348-00055/00005-0 which was effective 1/7/93.

DEC issued SPDES Permit Renewal to Fairways at Red Hook, LLC on 10/23/02.

The Town Homes served by the Fairways Sewer System were constructed circa 2002.

DEC modifies SPDES Permit to Fairways at Red Hook, LLC on May 26, 2004 to delete Part II General conditions and adds language to require compliance to 6 NYCCR 750-2.

The wastewater collection, treatment and disposal system is currently owned by the HOA per the HOA offering plan.

Upon system transfer, the Authority will make application to the DEC to transfer the current SPDES Permit from the currently listed name to the DCWWA.

PART COUNTY SEWER DISTRICT #6

The proposed Part County Sewer District delineated on the attached map and list of tax parcels (Appendix "A"), presently includes a total of 36 tax parcels. The proposed District is comprised of six buildings, each with six adjoining townhomes (total of 36 units.). Each townhome is owned fee simple with the common property owned by a homeowner's association. The development is built out and all residences are occupied. The boundaries of Part County Sewer District #6 will be coterminous with those of the Fairways Sewer System service area.

PHYSICAL FACILITIES

The current Fairways Sewer Systems are comprised of the following components:

The Fairways residential development consists of twelve single family residences on individual lots and six buildings, each with six adjoining townhomes (total of 36 townhomes.). The twelve single family residences use individual subsurface wastewater disposal systems and are not a part of the proposed Sewer District. Each townhome is owned fee simple with the common property owned by a homeowner's association. The development is built out and all residences are occupied based upon discussions with the HOA President.

There are three separate wastewater collection and treatment systems. Each system services two sets of adjoining townhouses of six townhouses each (twelve townhouses total per system.)

Each of the three treatment systems consist of the following:

1. A 10,000 gallon septic tank.
2. A 6,500 pump chamber with duplex pumps.
3. A distribution valve box.
4. A subsurface disposal field.

Backup power to operate the pumps is provided by a portable generator. This allows the pump tanks to be emptied in case of a loss of utility power by evacuating a system's tank and then moving on to the next system, etc.

PROPERTY ISSUES

The area of the existing wastewater treatment systems and the space for additional subsurface disposal is extensive and encompasses most of the HOA commonly held space. Pursuant to the Transfer Agreement between the DCWWA and the HOA, the HOA will retain ownership of the property, with DCWWA being provided easements for the area of the collection, treatment and subsurface disposal areas, including the area required to be reserved for future disposal beds, allowing all necessary access for the operation, maintenance and repair of the wastewater treatment systems.

The sewage collection piping, once it leaves the individual town home properties and the disposal system lies within the common property of the HOA. Easements will also be granted by the HOA to DCWWA for the collection system.

FUTURE DEMAND

The development is built out and all residences are occupied. There are no current or anticipated plans to expand the Fairways Sewer System.

OPERATIONAL ISSUES

The Fairways Sewer System has identified no operational issues at the time of this report.

OPERATION AND MAINTENANCE (O&M) COSTS

The O&M budget projection is the total cost to the DCWWA to operate the Fairways Sewer System; labor, electricity, insurance, typical repairs and other ongoing costs. The DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Fairways Sewer System under Authority ownership, based on the Authority's prior operating expenses and history for comparable size sewer systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at $14,326.00.

The proposed rate structure based on the O & M budget projection includes income from annual penalties (~$70) and a proposed flat rate fixed amount, assuming thirty-six customers, of $396.00 ($99.00 per quarter.) Sewer charges would be added to the Fairways Water Bill, sent four times per year.

Should the system ownership be transferred mid-year, the budget would be pro-rated for the portion of the year DCWWA would own the system. All future O&M system budgets, rates, fees and other charges are reviewed annually and subject to change by the DCWWA Board of Directors.

TRANSFER AND CAPITAL IMPROVEMENT COSTS AND ALLOCATIONS

The Transfer and Capital Improvement Budget (see Appendix C) is the total estimated cost of the property survey, legal and related costs to transfer ownership of the Sewer System, and to complete recommended capital improvements. Total transfer costs are estimated at $17,300. Four of the six sewage lift pumps are original operating beyond their typical lifespan and are recommended for near term replacement. The current acquisition budget includes the expense of replacing all four pumps under normal operating conditions. Said repair is planned to occur following acquisition within the first year assuming said action does not occur prior to the transfer. The total cost of projected capital improvements, including the pump replacements, is $9,700. The Fairways Sewer System currently has a fund balance of approximately $30,000. Pursuant to the agreement between the HOA and the DCWWA, the current system fund balance will be utilized to cover cost of the transfer and identified capital improvements. Accordingly, there are no capital improvements to be funded through the issuance of bonds.

Should the Authority, in the future, issue bonds for capital improvements, annual debt expenses will be allocated equitably among all parcels within the District through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix D.) All benefit units would be charged at the same rate. The annual benefit assessment would appear on the respective property owner's yearly property tax bill.

CONNECTION CHARGES

The Red Hook at Fairways Townhome portion of the development has reached full build out and therefore no additional system connections are anticipated.

Annual Cost per a Typical Property – First Year: $396

The total annual cost for a typical property in a sewer district is generally a combination of the long-term capital charges (debt service) and sewer usage charges. In the proposed District a typical property will be a single family dwelling (townhouse) unit. Given the assumptions and estimates described above, the projected "First Year" total cost for a typical single family dwelling in Part County Sewer District #6 will be three hundred and ninety-six ($396) dollars. A system budget based on these rates will build appropriate fund balances to maintain the public sewer system in good working order and help offset future capital improvements.

#####

APPENDICES

Appendix A – Description of Part County Sewer District #6 (Map & Parcel List)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C - Proposed Transfer and Capital Improvement Budget

Appendix D – Proposed Benefit Assessment Methodology

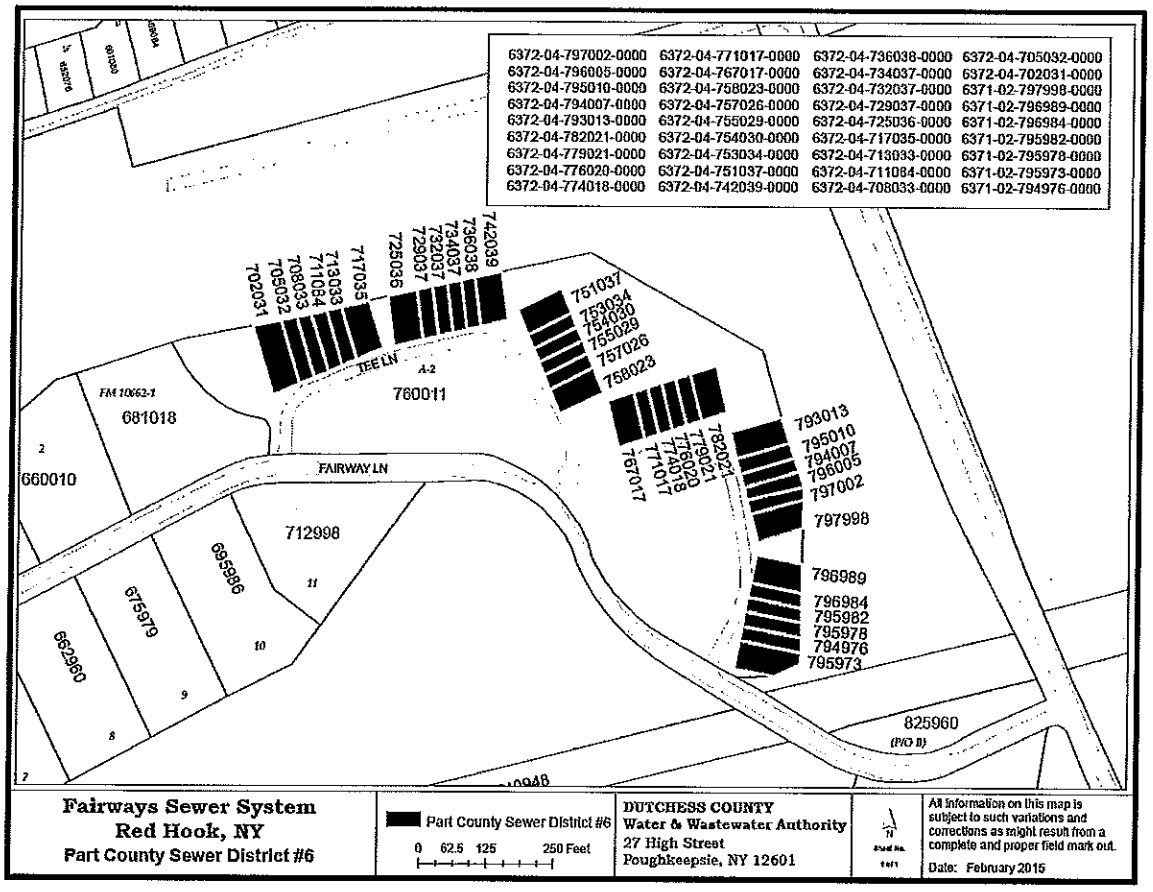
APPENDIX "A"

Part County Sewer District #6

Map and Parcel List

The Dutchess County Part County Sewer District #6 shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

6372-04-797002-0000	6372-04-771017-0000	6372-04-736038-0000	6372-04-705032-0000
6372-04-796005-0000	6372-04-767017-0000	6372-04-734037-0000	6372-04-702031-0000
6372-04-795010-0000	6372-04-758023-0000	6372-04-732037-0000	6371-02-797998-0000
6372-04-794007-0000	6372-04-757026-0000	6372-04-729037-0000	6371-02-796989-0000
6372-04-793013-0000	6372-04-755029-0000	6372-04-725036-0000	6371-02-796984-0000
6372-04-782021-0000	6372-04-754030-0000	6372-04-717035-0000	6371-02-795982-0000
6372-04-779021-0000	6372-04-753034-0000	6372-04-713033-0000	6371-02-795978-0000
6372-04-776020-0000	6372-04-751037-0000	6372-04-711084-0000	6371-02-795973-0000
6372-04-774018-0000	6372-04-742039-0000	6372-04-708033-0000	6371-02-794976-0000



APPENDIX "B"

Proposed

Operation & Maintenance Costs

Illustrative of projected first year O & M expenses, revenues and rates

for customers of

Fairways Sewer System (Part County Sewer District #6)

DUTCHESS COUNTY
WATER AND WASTEWATER AUTHORITY

Fairways Sewer System (FAS)

Preliminary Operations Budget
Sunday, February 22, 2015

EXPENSES

Item	OPERATION		2016
	LINE ITEMS	% of budget	Budget
1	Accounting	0.5%	65.00
2	Billing	6.9%	862.56
3	Bookkeeping	8.9%	1,119.10
4	Buildings & Grounds	3.2%	400.00
5	Chemicals	0.0%	0.00
6	Computer Equipment/Technical Support	0.4%	50.00
7	Electric	11.3%	1,420.08
8	Engineering	0.8%	100.00
9	Equipment Repair & Maintenance	10.5%	1,310.00
10	Insurance	4.8%	600.00
11	Lab Costs	0.0%	0.00
12	Legal	0.8%	100.00
13	Meter/Collection	0.0%	0.00
14	Operation	22.8%	2,850.00
15	Operation Support	4.6%	577.00
16	Permit Fees	3.0%	375.00
17	Postage	0.4%	52.80
18	Sanitation	0.0%	0.00
19	STP Sludge Hauling	9.6%	1,200.00
20	Supplies (Buildings)	0.2%	25.00
21	Supplies (Office)	0.2%	25.00
22	Radio Alarm - Remote Monitoring + Burne MSG	11.1%	1,392.00
23	Testing Chemicals/Flow Meter Calibration	0.0%	0.00
24	Water	0.0%	0.00
	SUB TOTAL		12,523.54
25	Operation Contingency		500.00
26	Administration		1,302.35
27	Debt Service		0.00
28	Capital Items & Transfer / Fund Balance Wash		0.00
29	Capital Contingency		0.00
30	OPERATION TOTALS		14,325.89

INCOME

31	Sewer Payments		14,256.00
32	Sewer Penalties		70.00
33	Debt Service		0.00
34	TOTAL INCOME		14,326.00
	Proposed Sewer Rates		
35	TOTAL INCOME		14,256.00
36	Customer Count	*36*	
37	Annual Cost Per Household		396.00
38	Quarterly Flat Rate Fixed Charge**	*4*	*99.00*

**Transfer and capital costs will be covered by fund balance*
***Sewer Charges added to water bill mailed every three months (4x/yr.)*

APPENDIX "C"

Proposed

Transfer and Capital Improvement Budget

Fairways Sewer System (Part County Sewer District #6)

DUTCHESS COUNTY
WATER AND WASTEWATER AUTHORITY

Fairways Sewer System (FAS)

Preliminary Transfer and Capital Budget
Sunday, February 22, 2015

TRANSFER COSTS

12,000.00	Property Boundary Survey of three treatment parcels and sewer line easements on HOA property and easement mapping and descriptions
1,000.00	Title Search and Insurance
1,000.00	Attorney's Fees - Memo of Understanding
1,000.00	Attorney's Fees - Easements
1,500.00	Attorney's Fees - Property Transfer
500.00	Misc. filling fees
0.00	Property taxes remain with HOA Parcel
300.00	Transfer of SPDES Permit Fee

17,300.00	TRANSFER TOTALS

CAPITAL ITEMS

7,550.00	Purchase 4 lift pumps year one. Install 2 year one.
250.00	Control Panel Locks
900.00	Valve box tamper proof hasp and pad lock (Total 3)
100.00	Add foam insulation as needed to valve boxes and other infrastructure.
600.00	Add light and receptacles to each control panel (Total 3)
300.00	Install ownership identification signs

9,700.00	CAPITAL TOTALS

27,000.00	Transfer and Capital Total
30,000.00	Available Fund Balance
3,000.00	Subttotal After Application of Fund Balance

APPENDIX "D"

Part County Sewer District #6

Proposed Benefit Assessment Methodology

COUNTY WATER DISTRICT
ZONES OF ASSESSMENT C, D, H, and M (Not J or K)

PART COUNTY SEWER DISTRICT #1, 2, 3 & 6

BENEFIT ASSESSMENT METHODOLOGY

DEVELOPED LAND (Use the higher of either LAND USE/WATER USE or ACREAGE)

LAND USE/WATER USE

RESIDENTIAL	
FIRST DWELLING UNIT	**10**
EACH ADDITIONAL DWELLING UNIT	**8**
COMMERCIAL/INSTITUTIONAL:	
FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

ACREAGE

FIRST 2 ACRES	**10**
EACH ADDITIONAL WHOLE ACRE	**2**

UNDEVELOPED LAND

FIRST 2 ACRES	**8**
EACH ADDITIONAL WHOLE ACRE	**2**

STATE PARK LANDS

FIRST 500 GPD WATER USAGE	**20**
EACH ADDITIONAL 100 GPD	**4**

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 12 **Resolution:** ✓ **Total :** 12 Yes 0 No

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015105 ESTABLISHING PART COUNTY SEWER DISTRICT NO. 6 IN THE TOWN OF RED HOOK

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015105 ESTABLISHING PART COUNTY SEWER DISTRICT NO. 6 IN THE TOWN OF RED HOOK

Date: April 13, 2015

ENVIRONMENT
TABLED IN ENVIRONMENT 4-9-13
AMENDED IN COMMITTEE 5/7/15

RESOLUTION NO. 2015106

RE: REQUESTING THAT DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS, PARKS DIVISION, WORK TO MOVE DUTCHESS STADIUM AND ALL COUNTY PARKS TOWARDS WASTE PREVENTION AND RESOURCE CONSERVATION

Legislators TYNER, FLESLAND, JETER-JACKSON, MAC AVERY, WEISS, STRAWINSKI, FARLEY, and IGNAFFO offer the following and move its adoption:

WHEREAS, according to the EPA, recycling one ton of paper saves more than three cubic yards of landfill space and reduces energy and water consumption, saving 7,000 gallons of water and enough energy to power an average home for six months; and

WHEREAS, recycling and reuse practices help to encourage strong growth and resilient communities; and

WHEREAS, in 2011 Marist College's Tenney Stadium was recognized as having the highest organics-reduction rate in the country; and

WHEREAS, Dutchess County's Local Solid Waste Management Plan (LSWMP), adopted in 2013, has exceeded projections related to recycling, initiated an ongoing waste-management effort in two county parks, Bowdoin and Wilcox, and set a goal of achieving a 60 percent recycling rate by 2022 by utilizing existing source-separation methods and increasing education and promotion; and

WHEREAS, commitments to waste prevention and conservation in the county's current LSWMP can be deepened and extended by expanding involvement of our county parks, including encouraging targets set forth by the LSWMP, decreasing solid waste, and taking more waste out of the waste stream through composting of organics; and

WHEREAS, these expanded practices, along with reaffirming the county's 2022 recycling target, can best be achieved through the compliance-inspector position now in effect and duties set forth in Local Law No. 3 of 2014; and therefore be it

RESOLVED, that the Dutchess County Legislature, in an effort to strengthen and support the Local Solid Waste Management Plan, requests that our county's Division of Parks continue to take meaningful steps towards waste prevention and resource conservation at Dutchess Stadium and within the county parks system, and be it further

RESOLVED, a copy of this resolution be sent to the Dutchess County Executive, the Division of Parks within our county's Department of Public Works, Hudson Valley Renegades, and our county's Solid Waste Commissioner.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

5/15/2015
Date

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 11th day of May 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 11th day of May 2015.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

REQUESTING THAT DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS, PARKS DIVISION, WORK TOWARDS MOVING DUTCHESS STADIUM TO ZERO WASTE

☒ No Fiscal Impact

FISCAL IMPACT STATEMENT

APPROPRIATION RESOLUTIONS

Total Current Year Cost $ 0

Total Current Year Revenue and Source: $ 0

Source of County Funds (check one): Existing Appropriations
Contingency
Transfer of Existing Appropriations
Additional Appropriations
Other (explain)

Identify Line Item (s):
Related Expenses:

Nature of Expenses:

Anticipated Savings to County:

Net county Cost (this year): $ 0

(over five years): $

Additional Comments:

ramping up recycling/composting saves tax dollars!

Resolution No. 2015106 was tabled at the Environment Committee on April 9, 2015, and considered at the May 11, 2015, Board Meeting.

Roll call vote on the foregoing resolution resulted as follows:

AYES:	23	Bolner, Borchert, Farley, Flesland, Horton, Hutchings, Ignaffo, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Nesbitt, Perkins, Pulver, Rolison, Roman, Sagliano, Strawinski, Surman, Thomes, Tyner, Weiss
NAYS:	0	
ABSENT:	2	Johnson and Amparo

Resolution adopted.

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*	✓	
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson*	✓	
District 16 - Town of Fishkill and City of Beacon	MacAvery*	✓	
District 3 - Town of LaGrange	Borchert	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner		✓
District 14 - Town of Wappinger	Amparo	✓	
District 17 - Town and Village of Fishkill	Miccio (C)	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)	✓	
District 24 - Towns of Dover and Union Vale	Surman	✓	
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey	✓	

Present: ____ **Resolution:** ____ **Total :** 11 (Yes) 1 (No)

Absent: ____ **Motion:** ____

Vacant: ____ **Abstentions:** 0

AF / Motion to table
D Bolner

2015106 REQUESTING THAT DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS PARKS DIVISION WORK TOWARDS MOVING DUTCHESS STADIUM TO ZERO WASTE

Date: April 9, 2015

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey	absent	

Present: 10
Absent: 2
Vacant: 0

Resolution: ___
Motion: ✓

Total : 10 Yes, 0 No
Abstentions: 0

AF/DB

2015106

MOTION TO MOVE FROM TABLE

Resolution No. 2015106

Date: May 7, 2015

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	1	
District 6 - Town of Poughkeepsie	Flesland*	2	
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	3	
District 10 - City of Poughkeepsie	Jeter-Jackson*	4	
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert	5	
District 11 - Towns of Rhinebeck and Clinton	Tyner	6	
District 14 - Town of Wappinger	Amparo	7	
District 17 - Town and Village of Fishkill	Miccio (C)	8	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)	9	
District 24 - Towns of Dover and Union Vale	Surman	10	
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey	11 ~~absent~~	

Present: 10 11 **Resolution:** ___ **Total :** 11 (Yes) 0 (No)

Absent: ~~11~~ 0 **Motion:** ✓

Vacant: 0 **Abstentions:** 0

AF/DB

Moved to amend 2015106 by replacing with attached resolution

2015106

5/7/15

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ____ **Total :** ____ ____

Absent: 1 **Motion:** ✓ **Yes** **No**

Vacant: 0 **Abstentions:** ____

JT

Legislative Counsel ruled out of order because it was not germane to resolution

Moved to amend by adding a

Resolved that the DCL requests that DCRRA evaluate the cost and feasibility of implementing a food-waste composting program and compost-bin sale program similar to Ulster County, and of facilitating with local municipalities creation of food-waste composting infrastructure towards curbside collection of →

2015106
5.7.15

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11 **Resolution:** ✓ **Total :** 11 (Yes) 0 (No)

Absent: 1 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015106 REQUESTING THAT DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS, PARKS DIVISION, WORK TO MOVE DUTCHESS STADIUM AND ALL COUNTY PARKS TOWARDS WASTE PREVENTION AND RESOURCE CONSERVATION

Date: May 7, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo	absent	
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 23 **Resolution:** ✓ **Total :** 23 (Yes) 0 (No)

Absent: 2 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015106 REQUESTING THAT DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS, PARKS DIVISION, WORK TO MOVE DUTCHESS STADIUM AND ALL COUNTY PARKS TOWARDS WASTE PREVENTION AND RESOURCE CONSERVATION

Date: May 11, 2015

ENVIRONMENT

RESOLUTION NO. 2015107

RE: REQUEST OF THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) TO COMPLETE A FULL ENVIRONMENTAL IMPACT STUDY, EXAMINE THE POTENTIAL IMPACTS OF A CRUDE OIL SPILL IN OR NEAR THE HUDSON RIVER

LEGISLATORS ROLISON, FLESLAND, BOLNER, BORCHERT, HORTON, PULVER, SAGLIANO, SURMAN, WEISS, JETER-JACKSON, MAC AVERY, FARLEY, TYNER, JOHNSON, NESBITT, AMPARO, STRAWINSKI, and PERKINS offer the following and moves its adoption:

WHEREAS, Global Company LLC has recently proposed to expand their Albany terminal to handle Tar Sands crude oil; and

WHEREAS, as a result of the presence of terminals, such as Global Company LLC's in Albany, New York, crude oil is increasingly being transported via trains and barges to refineries by way of the Hudson River, including from the heavy tar sands oil fields of Alberta, Canada; and

WHEREAS, heavy, sinking oils from tar sands formations have been found to be much more viscous than typical crude oils, making the protection of our safety and environmental health, as well as spill response and mediation, more difficult and dangerous; and

WHEREAS, approximately two (2) crude oil trains per day travel through neighboring Ulster County and one (1) barge per day carrying in excess of four million (4,000,000) gallons of oil passes between Ulster and Dutchess counties by way of the Hudson River; and

WHEREAS, these practices have not existed without incident in our area, since December 2013 there have been at least four (4) oil train derailments in New York State, one of which was in the Town of Ulster, which neighbors Dutchess County just across the Hudson River; and

WHEREAS, oil train derailments throughout the United States and Canada have cost lives, severely damaged property, and hurt the economy and environment in the area of the incidents; and

WHEREAS, Global Partners LP, through its subsidiary Global Companies LLC, has proposed expanding its oil terminals in the Town of New Windsor which will increase its capacity by between 1.3 billion and 1.8 billion gallons of crude oil per year, and the expanded facility could double the number of trains and barges carrying crude oil that pass near Dutchess County; and

WHEREAS, Dutchess County's shoreline has a great number of private residences, businesses, and parks – which are home to both people and wildlife – that would be put in danger in the event of an oil spill; and

WHEREAS, it must be the chief concern of Dutchess County regarding these practices and the proposal to expand local terminals to make sure that the environment, economy, and way of life in Dutchess County is not adversely affected by further accidents; so now, therefore be it

RESOLVED, that the Dutchess County Legislature finds the transport of crude oils by rail and barge in our region to pose a significant risk to the people and environment of Dutchess County requiring additional resources be allocated for training and emergency planning related to a potential crude oil spill; and be it further

RESOLVED, that the Dutchess County Legislature requests that the New York State Department of Environmental Conservation (DEC) complete a full environmental impact study, examine the potential impacts of a crude oil spill in or near the Hudson River to our local property and resources, and take appropriate and necessary precautions to prevent a crude oil spill from a train or barge accident along or in the Hudson River that could do serious, long-lasting damage to our environment and water supply putting lives and property at risk before Global Company LLC's proposed expansion of crude oil terminals in Albany and New Windsor takes place; and be it further

RESOLVED, that a copy of this resolution be forwarded to Governor Andrew Cuomo, Department of Environmental Conservation Commissioner Joseph Martens, New York State Senators Sue Serino and Terrence Murphy, and New York State Assembly Members Didi Barrett, Kevin Cahill, Kieran Lalor, and Frank Skartados.

CA-083-15
3/19/15 G-0179
Fiscal Impact: Statement Attached.

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency,
☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☑ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): $0
Over Five Years: $0

Additional Comments/Explanation:

New York State Department of Environmental Conservation (DEC) must conduct a full environmental impact study and take appropriate/necessary precautions to prevent a viscous crude oil spill from a train or barge accident along or in the Hudson River that could do serious, long-lasting damage to our environment and water supply putting lives and property at risk. Failure to do so will mandate county and local governments in the vicinity of these transportation modes to appropriate even more funds for training and emergency preparedness to deal with the potential disaster. We estimate that such training and preparedness efforts could cost the County over $25,000 and local governments $100,000 just for essential staff to attend a three hour training on crude oil material response and clean-up. It is likely that additional, more advanced training will be needed beyond this three hour training session driving up this cost estimate.

Prepared by: Laurie Colgan, Department of Emergency Response

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Eoin Wrafter Prepared On: 02/11/2015

Dlt.pdf

COUNTY OF DUTCHESS

MARCUS J. MOLINARO
COUNTY EXECUTIVE

MEMORANDUM

To: All County Legislators

From: Marcus J. Molinaro, County Executive

Copy: Paul Gallay, Hudson Riverkeeper

Date: April 23, 2015

Re: **Resolution 2015107: REQUEST OF THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) TO COMPLETE A FULL ENVIRONMENTAL IMPACT STUDY, EXAMINE THE POTENTIAL IMPACTS OF CRUDE OIL SPILL IN OR NEAR THE HUDSON RIVER**

It is estimated that trains and barges carry over four million gallons of crude oil a day along the Hudson River between Dutchess and Ulster counties. With the proposal to expand crude oil facilities in the region, the amount of crude oil shipped along the Hudson River will likely increase significantly. It is our responsibility, as members of Dutchess County Government, to be concerned about the risk shipment of crude oil poses to our communities. Thus your actions to call on the state Department of Environmental Conservation (DEC) to complete a full Environmental Impact Study (EIS) with public input that explores the potential spill impact to local property and resources is commendable. With your unanimous support, Dutchess County Government will continue to work with organizations like Hudson Riverkeeper to call for DEC to do its due diligence.

I hereby return resolution 2015107 signed.

Thank You for Your Leadership!

22 Market Street, Poughkeepsie New York 12601 • (845) 486-2000 • Fax: (845) 486-2021
www.dutchessny.gov

Discussion on Resolution No. 2015107

Legislator Tyner moved, which was seconded and carried by Legislator Perkins, to add a third Resolved, as follows:

Resolved, that the Dutchess County Legislature requests that the United States Department of Transportation phase out DOT 111 train cars as soon as possible as Canada decided to do last April, and, be it further

Roll call on the foregoing motion resulted as follows:

AYES:	8	Ignaffo, Perkins, Tyner, Weiss, Amparo, Farley, Strawinski, Horton
NAYS:	17	
ABSENT:	0	

Motion defeated.

The foregoing resolution was unanimously adopted.

Environment Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		✓

Present: 12 **Resolution:** ✓ **Total :** 11 (Yes) 1 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015107 REQUEST OF THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) TO COMPLETE A FULL ENVIRONMENTAL IMPACT STUDY, EXAMINE THE POTENTIAL IMPACTS OF A CRUDE OIL SPILL IN OR NEAR THE HUDSON RIVER

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		1
District 6 - Town of Poughkeepsie	Flesland		2
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		3
District 10 - City of Poughkeepsie	Jeter-Jackson		4
District 16 - Town of Fishkill and City of Beacon	MacAvery		5
District 1 - Town of Poughkeepsie	Nesbitt		6
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		7
District 3 - Town of LaGrange	Borchert		8
District 4 - Town of Hyde Park	Ignaffo	1	
District 5 - Town of Poughkeepsie	Roman		9
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins	2	
District 9 - City of Poughkeepsie	Johnson		10
District 11 - Towns of Rhinebeck and Clinton	Tyner	3	
District 12 - Town of East Fishkill	Weiss	4	
District 14 - Town of Wappinger	Amparo	5	
District 15 - Town of Wappinger	Incoronato		11
District 17 - Town and Village of Fishkill	Miccio		12
District 18 - City of Beacon and Town of Fishkill	Farley	6	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		13
District 20 - Town of Red Hook	Strawinski	7	
District 21 - Town of East Fishkill	Horton	8	
District 22 - Towns of Beekman and Union Vale	Hutchings		14
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		15
District 24 - Towns of Dover and Union Vale	Surman		16
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		17

Present: 25 **Resolution:** ___ **Total :** 8 (Yes) 17 (No)

Absent: 0 **Motion:** ✓

Vacant: 0 **Abstentions:** 0

AMENDMENT – TYNER/PERKINS

ADD 3RD RESOLVED, THAT THE DUTCHESS COUNTY LEGISLATURE REQUESTS THAT THE UNITED STATES DEPARTMENT OF TRANSPORTATION PHASE OUT DOT 111 TRAIN CARS AS SOON AS POSSIBLE AS CANADA DECIDED TO DO LAST APRIL, AND BE IT FURTHER

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015107 REQUEST OF THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) TO COMPLETE A FULL ENVIRONMENTAL IMPACT STUDY, EXAMINE THE POTENTIAL IMPACTS OF A CRUDE OIL SPILL IN OR NEAR THE HUDSON RIVER

Date: April 13, 2015

BUDGET, FINANCE, & PERSONNEL

RESOLUTION NO. 2015108

RE: RATIFYING THE 2011-2015 AGREEMENT BETWEEN DUTCHESS COUNTY AND THE DUTCHESS COUNTY DEPUTY SHERIFF'S POLICE BENEVOLENT ASSOCIATION, INC., AND AMENDING THE 2015 ADOPTED COUNTY BUDGET TO EFFECTUATE THE SALARY ADJUSTMENTS.

LEGISLATORS ROLISON, FLESLAND, BOLNER, BORCHERT, HORTON, ROMAN, SAGLIANO, SURMAN, WEISS, JETER-JACKSON, MAC AVERY, FARLEY, and JOHNSON offer the following and move its adoption:

WHEREAS, the negotiating teams for Dutchess County and the Dutchess County Deputy Sheriff's Police Benevolent Association, Inc. (PBA) have negotiated a proposed Collective Bargaining Agreement regarding the terms and conditions of employment for the bargaining unit for the years 2011 through 2015, and

WHEREAS, the PBA has ratified a Memorandum of Agreement which modifies the 2005 – 2008 Collective Bargaining Agreement and the Interest Arbitration Award effective in 2009 - 2010, and

WHEREAS, a copy of the Memorandum of Agreement is attached hereto and made a part hereof, and

WHEREAS, the Memorandum of Agreement is incorporated into the Collective Bargaining Agreement and all other provisions of that Collective Bargaining Agreement remain unchanged except for modification of dates where applicable, and

WHEREAS, Dutchess County and the Dutchess County Deputy Sheriff's Police Benevolent Association, Inc. (PBA) to, shall execute a new Collective Bargaining Agreement which incorporates the terms of the Memorandum of Agreement, and

WHEREAS, a copy of the proposed Collective Bargaining Agreement, as modified, is attached hereto and made a part hereof, and

WHEREAS, it is now necessary to amend the 2015 Adopted County Budget to reflect the fiscal changes resulting from the ratification of the Memorandum of Agreement and Collective Bargaining Agreement, and

WHEREAS, Exhibit A attached hereto outlines the necessary budget amendments to fulfill the intent of this resolution, now, therefore be it

RESOLVED, that the Memorandum of Agreement and the proposed Collective Bargaining Agreement between Dutchess County and the Dutchess County Deputy Sheriff's Police Benevolent Association, Inc. (PBA), be ratified, and be it further

RESOLVED, that the County Executive is hereby authorized and empowered to execute and deliver the Collective Bargaining Agreement on behalf of the County which incorporates the terms of the Memorandum of Agreement adopted by this Legislature in substantially the same form as that is attached hereto and made a part hereof, and be it further

RESOLVED, that the Commissioner of Finance is authorized, empowered, and directed to amend the 2015 Adopted County Budget as set forth on Exhibit A attached hereto and made a part hereof, and be it further

RESOLVED, that the Commissioner of Finance is further authorized, empowered, and directed, within the appropriations authorized herein, to make such other amendments as necessary to facilitate transfers among departments and the Appropriated Fund Balance to implement the provisions of the salary adjustments as set forth on Exhibit A attached hereto and made a part hereof.

CA-080-15
JMF/CEN/kvh/G-0175-A
03/19/15

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ 3,417,465

Total Current Year Revenue $ _____
and Source
Appropriated Fund Balance

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☑ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):
A.9998.95990 Appropriated Fund Balance

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): $3,417,465
Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Rachel Kashimer, Budget Office Prepared On: 3/13/2015

PBA Contract Settlement

APPROPRIATIONS			
Increase			
	A.3110.25.1010	Positions	$2,680,048
	A.3110.25.8100	Payments to Retirement System	$533,394
	A.3110.25.8200	Payments to State Social Security	$204,023
			$3,417,465
REVENUES			
Increase			
	A.9998.95990	Appropriated Fund Balance	$3,417,465
			$3,417,465

LABOR AGREEMENT BETWEEN

THE COUNTY OF DUTCHESS

AND

DUTCHESS COUNTY SHERIFF

AND

DEPUTY SHERIFFS' P.B.A., INC.

01/01/2011 - 12/31/2015

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AGREEMENT

THIS AGREEMENT, made as of the 31st day of March, 2015, by and between the SHERIFF OF THE COUNTY OF DUTCHESS, a public officer of the State of New York, having his principal office at 150 North Hamilton Street, Poughkeepsie, New York 12601 and the COUNTY OF DUTCHESS, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601 (hereinafter referred to collectively as the "Employer" and respectively as the "Sheriff and the "County"), and the DUTCHESS COUNTY DEPUTY SHERIFFS' POLICE BENEVOLENT ASSOCIATION, INC., having its principal place of business at 327 Mill Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "P.B.A.").

This Agreement incorporates by reference, as if more fully set forth herein, a certain Memorandum of Agreement entered into by and between the parties dated February 5, 2015, and a copy of which is contained herein as Appendix I.

WITNESSETH:

WHEREAS, it is the desire of the parties to this Agreement to negotiate collectively with regard to hours of work, wages, and working conditions in order to (a) promote a harmonious and cooperative relationship between government and its employees, (b) to protect the public by assuring, at all times, the orderly and uninterrupted operation and function of government, (c) to recognize the legitimate interest of the employees, (d) to promote fair and reasonable working conditions, and (e) to provide a basis for the adjustment of matters of mutual interest by means of amicable discussion, now, therefore, it is mutually agreed by and between the parties as follows:

ARTICLE I
DEFINITIONS

The following words and terms as used in this Agreement shall have the following meanings:

"Adjusted Benefit Date" means the date on which an Employee is hired, adjusted by adding any period of more than five consecutive days during which the Employee does not appear on the payroll. This date affects accrual of leave time and payment of health insurance premiums.

"Adjusted Longevity or Increment Date" means the date on which an Employee is hired, adjusted by adding any period of more than five consecutive days during which the Employee does not appear on the payroll. This date affects the eligibility dates for increment or longevity awards.

"County" means the County of Dutchess, and its units of government.

"County Executive" means the chief executive officer of the County as that office is defined and established in Article III of the Dutchess County Charter, or his designee

"Date of Hire" means the date on which an Employee is hired by the County.

"Employee(s)" means a member of the work force of the Employer who is duly appointed to one of the titles set forth in Appendix "A", annexed to and made a part of this Agreement, who works the basic work week set forth in Appendix "A".

"Employer" means the County and the Sheriff as co-employers pursuant to Article XIV of the New York State Civil Service Law.

"He" means she, pursuant to Section 22 of the General Construction Law.

"Sheriff" means the duly elected Sheriff of the County as that office is defined in Article XXIII of the Dutchess County Charter, or his designee.

"P.B.A." means the Dutchess County Deputy Sheriffs' Police Benevolent Association, Inc.

"Unit" means the Law Enforcement division within the Sheriff's Office.

ARTICLE II
RECOGNITION

Section 1. Representation

The Employer agrees that the P.B.A. shall be the sole and exclusive representative of all Employees described in Article III for the purpose of collective bargaining and grievances for such period as provided by the Public Employees Fair Employment Law. For the purpose of representation, the Employer shall limit access to County property only to representatives of the P.B.A., except where required by law.

Section 2. Membership Dues

The Employer shall deduct from the wages of Employees who sign an authorization form permitting such payroll deductions and remit to the P.B.A. regular membership dues, initiation fees, and such other charges as may be determined from time-to-time by the Trustees of the P.B.A. subject to payroll capability.

Section 3. Agency Shop Fee

The County shall deduct from the wages of each Employee who is not a member of the P.B.A., an agency shop fee in accordance with the provisions of Section 208(3)(b) of the Civil Service Law. Such agency shop fee shall be deducted from the wages of such Employee within the first full payroll period after his date of employment. Agency shop fees shall be deducted and paid pursuant to the same procedures used in Section "2" of this Article, except that the County will separately designate, at the time of deduction, membership union dues and agency shop deductions. The P.B.A. shall establish and maintain a procedure providing for the refund to any Employee demanding the return of any part of the agency shop fee deductions which represent the Employee's pro rata share of the expenditures by the P.B.A. in aid of activities or causes only incidentally related to the terms and conditions of employment.

Section 4. No Strike Affirmation.

The P.B.A. affirms that it shall not assert the right to strike against the Employer, to assist or participate in any such strike, or to impose an obligation upon its members to conduct, assist

or participate in such a strike. It is further expressly agreed that the pledge herein recited is an essential element of consideration for this Agreement.

ARTICLE III
COLLECTIVE BARGAINING UNIT

Section 1. Definition of Unit

The Employer agrees that the P.B.A. is the sole and exclusive negotiating representative for the Employees who are duly appointed to the titles listed in Appendix "A" annexed hereto and made a part of this Agreement.

Section 2. Modification of Unit

The definition of Unit may be modified during the term of this Agreement as follows:

(a) By operation of law, when:

(i) A title is abolished, or

(ii) A title is changed pursuant to a reclassification proceeding authorized by Section 22 of the Civil Service Law, and the changed title is not deemed by the Employer to be managerial or confidential.

(b) By mutual agreement of the parties, pursuant to Article 14 of the Civil Service Law, when:

(i) A new title is created by the County pursuant to a classification proceeding authorized by Section 22 of the Civil Service Law, or

(ii) A title is changed pursuant to a reclassification proceeding authorized by Section 22 of the Civil Service Law and the changed title is deemed by the County to be managerial or confidential.

Section 3. Amended Appendices

Updated Appendices "A" indicating modifications of the Unit as authorized above shall be provided by the Employer to the P.B.A. on a quarterly basis.

ARTICLE IV
COMPENSATION

Section 1. Supporting Documents

Attached hereto and made a part hereof are the following documents:

(a) Annual Salary Job Group Allocations (Appendix B)

(b) Annual Salary Schedule for 2011 (Appendix C-1)

(c) Annual Salary Schedule for 2012 (Appendix C-2)

(d) Annual Salary Schedule for 2013 (Appendix C-3)

(e) Annual Salary Schedule for 2014 (Appendix.C-4)

(f) Annual Salary Schedule for 2015 (Appendix C-5)

(g) Longevity Schedule (Appendix D)

(h) Rules for Administration for the Salary Plan (Appendix E)

Both parties agree to adopt these documents as part of this Agreement in the manner set forth below.

Section 2. Salaries.

(a) The salary schedule for 2011 (Appendix C-1) reflects an increase over the 2010 Ten Step Salary Schedule of two (2%) percent and shall be paid retroactively to January 1, 2011.

(b) The salary schedule for 2012 (Appendix C-2) reflects an increase over the 2011 Salary Schedule of two (2%) percent and shall be paid retroactively to January 1, 2012.

(c) The salary schedule for 2013 (Appendix C-3) reflects an increase over the 2012 Salary Schedule of two (2%) percent and shall be paid retroactively to January 1, 2013.

(d) The salary schedule for 2014 (Appendix C-4) reflects an increase over the 2013 Salary Schedule of two (2%) percent and shall be paid retroactively to January 1, 2014.

(e) The salary schedule for 2015 (Appendix C-4) reflects an increase over the 2014 Salary Schedule of two and a half (2.5%) percent and shall be paid retroactively to January 1, 2015.

(e) Retroactive salary increases will be paid only to those Employees who were on the payroll on the date of final ratification, or who had retired between January 1, 2011 and the date of final ratification or any member that has, through continuous service, moved into a management position within the Sheriff's Department.

Section 3 Differential Compensation

A work day will be broken into three work periods and Employees working other than the daytime work period (B line) will be recognized for pay purposes to be within the work period wherein over 60% of the working hours are set:

(a) B Line – 6:00 a.m. to 6:00 p.m. – the base rate established by the salary plan.

(b) C Line – 6:00 p.m. to 12:00 midnight – the base rate established by the salary plan for B Line personnel, plus 5%.

(c) A Line – 12:00 midnight – 6:00 a.m. – the base rate established by the salary plan for B Line personnel, plus 10%.

Section 4. Daylight Savings, Eastern Standard Time Changes

When an Employee works the entire A Line shift in the Spring on the day Daylight Savings time is implemented, he shall be paid for 7 hours. When an Employee works the entire A Line shift in the Fall on the day Eastern Standard time is implemented, he shall be paid for 9 hours.

Section 5. Emergency Call-Back Pay

An Employee called back to work after his regular work shift, or called in 4 or more hours before his regular work shift, shall be guaranteed a minimum of three (3) hours pay at time and one-half. Time worked after the guaranteed minimum shall be compensated at straight time or overtime, depending upon the total hours worked by the Employee for the week in question.

Section 6. Court or Grand Jury Pay

Time accumulated when an Employee is making a court or grand jury appearance related to his job duties during off-duty hours shall be considered in the computation of overtime. The minimum compensation for such appearance shall be 2 hours straight time in monetary pay.

Section 7. Increments

Increments based upon the annual increment structure, as reflected in Appendices "C-1" through "C-5", shall be paid to qualifying Employees if awarded pursuant to the annual

performance appraisal provided for in Section "8" of this Article IV, effective the first full pay period following the Employee's adjusted increment date.

Section 8. Annual Performance Appraisal

(a) The parties recognize that the Employer has implemented a comprehensive annual performance appraisal system. This system will be used as the basis for award or denial of increments, longevities, promotions, and other formal personnel action.

(b) The following are reasonable guidelines to be followed wherever practical in implementing the Annual Performance Appraisal System:

(i) The Employee's performance should be monitored throughout the appraisal year with the supervisor making notations periodically in the incident file on the Employee and providing the Employee with a copy simultaneously. These notations should be both of typical performance as well as unusual incidents and should reflect the range of Employee performance, both good and bad.

(ii) Approximately 6 months into the appraisal year, the incident file should be reviewed against the previous appraisal to see how this year's performance compares to the previous appraisal. If performance is unsatisfactory or marginal, the Employee and supervisor should discuss the Employee's performance, noting any deficiencies in performance, and the supervisor should review the expectations of performance for the job. The supervisor should seek to resolve any environmental factors such as work flow, that may be hindering Employee performance. The "coaching" session should be followed up in writing so both the supervisor and Employee have a record of what was discussed.

(iii) 9 months into the appraisal period, the same procedure should be followed. The "coaching" session should review the previous session noting any improvements or declines in performance. The Employee should again be told of the expectations of performance for the job. In addition, the Employee should be told that unsatisfactory performance may result in denial of the merit increment. The "coaching" session should be followed up in writing so both the supervisor and Employee have a record.

(iv) 2 weeks prior to the Employee's anniversary date, the formal appraisal should be completed. The information from the incident file and the result of the two "coaching" sessions should be included. If the increment is denied, the Employee should be told where improvements in performance are needed.

Section 9. Longevity Payment

Longevity payments after 10, 15, 20, 25 and 30 years of service shall be paid, as set forth in Appendix "D", to qualifying Employees if awarded pursuant to the annual performance appraisal provided in Section "8" above, effective the first full pay period following their adjusted longevity date. If a longevity payment is denied, the Employee's performance will be reviewed within each subsequent 6 months to determine if the longevity shall be implemented at that time.

Section 10. Detective, Civil Deputy and Plainclothes Employee Stipend

(a) Effective January 1, 2008 Employees duly designated, in the discretion of the Sheriff, to serve as Detectives shall receive a stipend of $2,080.00 annually, which shall be paid annually in two equal installments in the first full payroll period following January 1 and July 1. Effective January 1, 2015 the Detective stipend will be increased to $2,600.00 annually.

(b) Effective January 1, 2005 each plainclothes deputy sheriff including detectives shall receive a yearly clothing allowance of $520.00 payable in two equal installments on approximately January 1 and July 1 of each year. The plainclothes allowance shall be increased to $540.00 effective January 1, 2006. The allowance shall be increased to $560.00 effective January 1, 2007. The plainclothes allowance shall be increased to $580.00 effective January 1, 2008.

Section 11. Canine Officers

All Employees assigned to the care and handling of a canine shall receive additional compensation as follows:

(a) For each calendar week that a canine is in the care and custody of an Employee, a sum of money equivalent to 4 hours of overtime, and

(b) For each calendar week that a canine is in the care and custody of an Employee, a sum of money equivalent to 10 hours of pay at the Federal minimum wage;

(c) Employees assigned under this Section shall be entitled to request equivalent compensatory time in lieu of payment pursuant to (a) above not to exceed a total of 40 hours annually;

(d) All Employees assigned under this Section shall be required to submit a Weekly Canine Report in the form set forth in Appendix "F".

ARTICLE V
WORKDAY AND WORK WEEK

Section 1. Basic Workday and Work Week

The basic work week for Employees is 40 hours per week, 8 hours per day for five (5) consecutive days. No Employee will regularly be required to work a split shift.

Section 2. Road Patrol/Work Week, Work Schedule.

(a) The work week for bargaining unit employees assigned to the Road Patrol Division shall be five consecutive days with two consecutive days off. A schedule showing the assignments with the schedule of days off will be prepared by the Sheriff on an annual basis. The normal work day shall be eight hours. It shall include a paid 30-minute meal break and two 15-minute break periods during each tour of duty, with the time thereof to continue on its present basis.

(b) Road Patrol Tours of Duty. The tour of duty or shifts for road patrols will approximate the following schedule:

A Line	Supervisors	11:00 p.m.-	7:00a.m.
	Deputy Sheriffs	12:00 midnight-	8:00 a.m.
B Line	Supervisors	7:00 a.m.-	3:00 p.m.
	Deputy Sheriffs	8:00 a.m.-	4.00 p.m.
C Line	Supervisors	3:00 p.m.-	11:00 p.m.
	Deputy Sheriffs	4:00 p.m.-	12:00 midnight

(c) Assignments.

(i) The non-supervisory members of the bargaining unit assigned to the Road Patrol Division shall on an annual basis bid for all assignments to each of the three shifts based on seniority. This bid will be completed prior to the vacation bidding.

(ii) The number of individuals and available days off on Lines A, B and C shall rest solely with the Sheriff or his designee. A newly hired Deputy shall not be permitted to bid for their first eighteen (18) months of employment after

completing MPTC training. During said eighteen (18) month period, assignments shall be at the discretion of the Sheriff.

(iii) In regard to all assignments, the Sheriff or his designee will retain the right to reassign individuals for just cause based upon reasonable criteria including, but not limited to, the following:

1. Disciplinary Problems
2. Training
3. Personality Conflicts Within the Shift
4. Improper Performance of Duty
5. Restricted or Light Duty
6. Need for Shifting Manpower

(d) Once assigned, road patrol members will follow the work schedule for that assignment.

(e) Vacancies in the Road Patrol Division. All vacancies shall be filled at the sole discretion of the Sheriff or his designee.

(f) Sergeants assigned to the road patrol may bid by seniority in rank for available days off as determined by the Sheriff or his designee. Lieutenants shall not participate in the bid process.

(g) Claimed violations of this Article shall not be subject to the grievance procedure, but may be appealed to the Sheriff or his designee.

Section 3. Record of Attendance

Daily time records, in form determined by the Sheriff, showing actual time worked, as well as all types of leave and vacation time earned by each Employee, will be maintained by the Sheriff.

Section 4. Off-Duty Work Assignments

All off-duty work assignments will be offered first to full-time Employees, and will not be offered to others unless a full-time Employee is unavailable.

ARTICLE VI
SENIORITY

Section 1. Determination of Seniority

Seniority shall be determined by the Employee's length of service as an Employee in a position in the bargaining unit. The effective date of hire as a full-time Deputy Sheriff shall be used as the original date of employment. Seniority in rank shall be determined by the effective date of the Employee's full-time appointment to that rank. For the purpose of determining relative seniority between Employees who receive appointments to the rank of Deputy Sheriff on the same day, the Employee who receives the higher mark on the civil service examination shall be deemed to have the most seniority. Should the marks be tied, alphabetical order will control. For the purpose of determining relative seniority between employees who receive promotional appointments effective on the same day, the employee with the greater seniority in the department shall be deemed to have the most seniority.

Section 2. Seniority List

A current seniority list showing the names, length of service department assignments and rank shall be furnished to the PBA on or about January 15. A copy of the list shall be maintained for inspection by members.

Section 3. Loss of Seniority

An employee shall forfeit seniority rights only for the following reasons:

(a) Resignation without reinstatement within one (1) year.

(b) Dismissal without reinstatement.

(c) Retirement.

Section 4. Use of Seniority

Seniority shall determine preference for the purposes of selection of vacations, pass days and shifts consistent with Article V. In determining preference for the purpose of selection of vacations within a work period or division, the selection will be by seniority in rank.

ARTICLE VII
PAYROLL

Section 1. Employees will be paid every two weeks.

Section 2. Copy of Payroll

The Employer will provide the P.B.A. with a copy of the last payroll in each calendar quarter as soon as it becomes available.

Section 3. Direct Deposit

The County will offer direct deposit for Employee paychecks, subject to the following restrictions:

(a) The implementation of this program is subject to a single Dutchess County bank, designated by the County, willing to act as an originating Depository Financial Institution for banks within the County who accept direct deposit relationships and are permitted to receive municipal deposits.

(b) The County's only responsibility shall be to comply with normal banking clearing house requirements to make paycheck funds available for direct deposit on payday mornings.

(c) Each Employee must elect direct deposit of his entire net check to a single banking institution if direct deposit option is chosen. If a problem occurs with a paycheck, it will not be corrected until the next paycheck.

(d) The County shall not be responsible for any fees or processing charges required to ensure direct deposit of paychecks. Any and all fees or processing charges will be borne by the Employee electing the direct deposit option.

(e) The County shall not be responsible for bank postings or accounting records in any Employee's account, even if an Employee changes banking options. Employees will be responsible for any charges as a result of insufficient funds or late transfer of funds.

(f) Changes to a previously elected direct deposit option may be made on a monthly basis. Changes will be effective the first full payroll period of the following month, provided the change request is received by the Finance Department by the 5th of the previous month. The County shall be responsible to ensure that Employee-elected changes are sent through normal banking procedures.

ARTICLE VIII
OVERTIME

Section 1. Time and One Half

(a) Overtime for all Employees is defined as all hours worked in excess of 40 hours per week. Overtime shall be compensated at the rate of 1 1/2 times the Employee's normal hourly rate of pay or compensatory time at the rate of 1 1/2 times the time worked. Employees will have a choice of whether to be paid in money or time. If compensatory time is chosen by the Employee, compensatory time must be taken within 12 months of the date on which it was earned, or the Employee will have the option to convert the time to vacation time or to be paid for it. If the Employee chooses to be paid, he must notify the department, in writing, at least 10 days before the time is due to expire. If no such notification is given, the compensatory time will convert to vacation time.

(b) No Employee shall be compensated for overtime unless he was first properly directed to work such overtime by the Sheriff or his designee.

(c) Compensatory time may also be earned at straight time. If compensatory time is earned at straight time rates, it shall be treated in all other respects as compensatory time in accordance with Sections (a) above and (d) below.

(d) Compensatory time, whether earned at overtime or straight time rates, shall, after appropriate conversion, be credited at a single straight time rate. For example, when 6 hours of compensatory time is earned at the overtime rate, it shall be credited as 9 hours at the straight time rate.

Section 2. Hourly Rate Computation

The hourly rate for salaried Employees shall be computed by dividing the Employee's annual salary by the number of work hours in the year. The number of work hours in the current year shall be determined by calculating the number of weekdays, Mondays through Fridays, excluding Saturdays and Sundays, in the current year and multiplying times the basic full-time workday for the Employee's position.

Section 3. Holiday Work

An Employee who is required to work on a holiday shall be paid in accordance with the previous subsections in addition to a normal day's pay.

Section 4. In Lieu Day

Should a holiday fall on an Employee's normal day off, he shall be granted eight (8) hours of compensatory time in lieu of the holiday.

Section 5. Work Week Computation

For the purpose of Section "1(a)" of this Article, an un-worked holiday or approved paid leave in an Employee's normal work week shall be considered as time worked, except as hereinafter provided. Sick leave shall not be considered as time worked for overtime purposes, except when an Employee is required to work overtime (mandatory overtime). Where an Employee submits a doctor's note to substantiate an illness which prevented him from performing his duties before overtime is worked or upon his first day back to work where the overtime was worked prior to the illness, sick leave shall be considered as time worked for overtime purposes.

Section 6. Overtime Pay Rate

Overtime shall be paid at the rate for the shift on which the Employee actually works the overtime.

Section 7. Distribution of Overtime

Overtime shall be rotated on an equitable basis among all qualified Employees within the Unit consistent with the most efficient operation of the Unit.

Section 8. Change of Work Hours

The Sheriff will not arbitrarily change the working hours of any Employee for the purpose of evading the overtime provisions of this Agreement.

Section 9. Line-Up Pay

(a) Employees shall receive line-up pay computed in accord with the overtime provisions of the contract, if worked. The County shall have no other liability for such payments whatsoever.

(b) Each Employee required to attend line-up on a daily basis shall receive additional compensation of Twenty-five ($25.00) Dollars twice a year paid during the pay period of January 1 (for the preceding period of July 1 to December 31) and July 1 (for the preceding period of January 1 to June 30). Such compensation will cover any shortage of pay which may result due to the County's current method of payroll calculations limited to units of one-tenth (1/10th) of an hour. These semi-annual payments for line-up pay will be eliminated as soon as practicable after full implementation of the Financial Management System. The new Financial Management System will calculate time worked for line-up in one minute units. Line-up pay will be incorporated in each bi-weekly paycheck.

Section 10. Fair Labor Standards Act

The parties agree to administer this Agreement in accordance with any applicable provisions of the Fair Labor Standards Act. The parties acknowledge that the County is entitled to the partial overtime exemptions contained in 29 U.S.C. 207(k) which authorizes among other things, a 7 day, 43 hour work period. Nevertheless, the County shall pay the overtime rate for all hours worked in excess of 40 hours per work week, except in the case of line-up time which shall be paid as provided in Section "9" hereof.

ARTICLE IX
HOLIDAYS, VACATIONS, LEAVES

Section 1. Holidays

Saturdays, Sundays and legal holidays are allowed as days off with pay. An Employee whose normal work week includes Saturdays and/or Sundays shall be granted 2 consecutive days off each week. Nothing in the Agreement shall be construed as preventing the County Legislature from granting Employees such additional days off with pay as it may lawfully authorize by resolution.

Paid holidays are:

New Year's Day	Labor Day
Martin Luther King Day	Columbus Day
Lincoln's Birthday	Election Day
Washington's Birthday (Also known as President's Day)	Veteran's Day
Memorial Day	Thanksgiving Day
Independence Day	Christmas Day

Section 2. Vacations

(a) Employees shall earn vacation from their adjusted benefit dates as follows:

(i) 2 weeks of vacation after 1 year of service.

Employees with six months and one pay period of service will be advanced one week's vacation. After one year of service, the second week of vacation will be credited. If the Employee takes vacation and leaves before one year has been reached, he will have one week's pay deducted from his salary. In addition, if an Employee does not take the week's vacation and leaves before one year has been reached, he will not be credited with a lump sum payment for the vacation.

(ii) 3 weeks of vacation after 5 years of service.

(iii) 4 weeks of vacation after 15 years of service.

(iv) 5 weeks of vacation after 20 years of service.

(b) An annual vacation schedule shall be posted by the Sheriff's Office on or before December 1st of each year. Said schedule shall list all available vacation slots for the next

calendar year by shift and title, according to the operational needs of the Sheriff's Office. Employees shall be canvassed by seniority for their requests for vacation. The completed vacation list shall be submitted to the Sheriff or his designee no later than December 15th. Vacation requests of no more than 3 weeks shall be honored on the basis of seniority. Any conflicts in scheduling shall be resolved in favor of the more senior Employee as determined by the most current seniority list, subject to the operational needs of the Sheriff's Office. A tentative vacation schedule shall be posted on January 3rd of each year. Employees may submit additional written vacation requests for up to an additional 2 weeks of vacation at that time. These requests must be submitted by January 12. Any conflict in selection of vacation time shall be resolved in favor of the more senior Employee as above. A final annual vacation schedule shall be posted on January 15th of each year. Once the final list is posted, an Employee's vacation cannot be displaced by a more senior Employee and cannot be denied except in the event of a riot, natural disaster or declared emergency. After January 15th, vacation requests shall be scheduled based upon the operational needs of the Sheriff's Office on a first come-first served basis.

(c) An Employee may utilize vacation credits in minimum units of one day. There shall be no restriction as to the amount of vacation time used by an individual Employee except as provided above. Employees shall be allowed to accrue vacation credits up to an amount not to exceed 45 days. Days accrued beyond that limit shall be converted to sick days.

(d) Employees shall retain any earned vacation benefits if they transfer between Units within the Employer's or the County's service.

(e) Upon death, retirement or separation from the Employer in good standing, Employees, or in the event of the Employee's death his designated beneficiary, will be paid the monetary value of accumulated unused vacation time in an amount not to exceed the maximum as specified in subdivision (c) above. If an Employee dies while employed by the Employer or retires from service on other than his adjusted benefit date, the Employer shall pay the prorated monetary value of vacation time from his previous adjusted benefit date to the date of death or retirement in addition to the monetary value of his accumulated unused vacation time up to the earned maximum as specified in subdivision (c) above.

Section 3. Sick Leave

Accumulated sick leave shall be used only for an Employee's personal illness, or an illness in his immediate family requiring him to be with his immediate family. For the purpose of this Section, immediate family means an Employee's husband, wife, children, mother or father. For the purpose of this Section, an Employee may use up to 80 hours sick leave from date of birth to care for an otherwise well newborn. Sick leave will be accrued for an Employee at the rate of 1 day for each month of continuous employment with unlimited accumulation. Sick leave may be taken in minimum units of one hour increments.

(a) Employees are responsible for reporting and justifying their use of sick leave. Advance notification of sick leave shall be given whenever possible. Notification of use of sick leave must be given no later than 1 hour prior to the Employee's normal time for reporting to work. Sick leave will not be paid if the Employee fails to provide notice as set forth above.

(b) Before absence for personal illness or disability in excess of two continuous days may be charged against accumulated sick leave credits, the Sheriff may require proof of illness or disability from a physician. The Sheriff may also require that an Employee be examined at Employer expense by a physician designated by the Employer. However, where an illness is of a "very personal nature", the Employer will accept and pay for an examination by the Employee's personal physician.

(c) If an Employee has used 6 days of sick leave during the course of a 12 month period, the Sheriff may require the aforementioned proof of examination before any subsequent absence may be charged against accumulated sick leave credits. Such proof of illness shall be required for a 6 month period from the last used sick day, if the Sheriff provides written notice that the Employee has exceeded the above limitation.

(d) The Sheriff may require that an Employee who has been absent because of personal illness or disability be examined by an Employer designated physician prior to his return to work. Said examination shall be scheduled and performed within 10 working days after the Sheriff receives, in writing, notice from the Employee's physician that he is capable of returning to work and performing his normal duties without jeopardizing his own health and safety or that of his fellow Employees. In the event the examination does not occur within 10 working days, the Employee will be placed back on the payroll, and, in the discretion of the Sheriff, be required to return to work. This examination will be paid for by the Employer and is

intended to establish that the Employee is not disabled and can perform his normal duties and that his return to work will not jeopardize his own health and safety or that of his fellow Employees.

(e) When an Employee changes Units within the Employer's or the County's service, his accumulated sick leave credits shall be transferred with him.

(f) Except as provided in (h) below, if an Employee's service with the Employer is terminated for any reason, compensation will not be given for unused accumulated sick leave credits. If an Employee resigns and then returns to Employer service in a permanent position within one year of his resignation, any sick leave credits canceled at the time of resignation will be reinstated.

(g) The Sheriff, upon the approval by the County Executive and County Legislature, may grant sick leave at half pay for personal illness to an Employee having not less than one year of service, after all of his sick leave and vacation credits have been used, subject to the provisions of Resolution No. 466 of 1973 entitled "Guidelines for Administration of the 1/2 Pay Sick Leave Policy for County Employees."

(h) Upon retirement or death while in County employment, an Employee or an Employee's estate, shall have the following options to be paid for accumulated sick leave:

1(a). Exercise the options pursuant to Section 41(j) of the New York State Retirement and Social Security Law;

(b). Receive a payment of one day for each two days accumulated for a maximum of 150 days paid for 300 days accumulated. An employee must have at least 150 days accumulated to exercise this option;

(c). An Employee with a minimum of 125 days of sick leave, up to a maximum of 300 days, may convert such unused sick leave at the rate of 75% to offset the Employee's share of retiree health insurance. Upon exhaustion of the value of the sick leave, the retiree shall pay his/her share of retiree health insurance. A surviving spouse of the retiree may utilize any unused balance to pay the surviving spouse's share of health insurance. In no event shall a retiree who elects this option, or the surviving spouse, receive payment for unused sick leave. Retirement shall be deemed to mean separation from employment from the County and receiving a pension from the New York State Retirement System.

2. All payments and sick leave accruals under this provision shall be based on salary schedules in existence at the time of death or retirement.

Section 4. Sick Leave Bank

(a) The Employer and the P.B.A. will establish and jointly administer an Employee contributed sick leave bank. The purpose of the sick leave bank shall be to provide a source of sick leave for Employees who are victims of catastrophic, prolonged, and/or disabling illnesses and who have used all their accumulated benefit leave, provided they meet the qualifications for use of the bank.

(b) Each Employee shall be required to contribute two sick days initially to the sick leave bank. Thereafter, Employees shall be required to contribute equally up to two days annually as needed to maintain the sick leave bank at a level of at least 200 days. Contributions, if necessary, shall be made on January 1st and July 1st of each year. Employees shall not be required to contribute until after completion of one full year of County service and such Employees may not withdraw benefits from the sick leave bank until after the completion of one full year of County service.

(c) Employees who have exhausted all accumulated benefit leave and have been out of work for more than 30 days over the previous 12 months due to a chronic, prolonged, catastrophic and/or disabling illness or injury shall be entitled to withdraw leave from the bank as required.

(d) Employees shall not accumulate or earn additional sick leave while utilizing sick leave from the bank established herein.

(e) Employees with less than 5 years employment with the Employer shall be limited to 30 days per year from the sick bank. Employees with more than 5 but less than 10 years employment shall be limited to 60 days per year. Employees with more than 10 years employment shall be limited to 90 days per year.

(f) Requests for withdrawals from the sick leave bank shall be reviewed by a committee comprised of two individuals selected by the Employer and two selected by the P.B.A. A majority vote shall be required to approve any withdrawal. Any denial of a request for sick leave time shall be made in writing and shall set forth the reasons therefor.

(g) A written application for time from the sick leave bank shall be submitted to the committee by the Employee, or by a legally qualified relative or guardian. The application must

be accompanied by a written statement from the Employee's physician verifying the medical need for continued absence. The committee may request an examination by a physician designated by the Employer at the Employer's request. Written application must be made within 10 days prior to the time benefit leave expires. The committee may waive this requirement for good cause. The committee shall render a written decision within 7 days of receipt of the application.

Section 5. Personal Leave

The purpose of personal leave is to permit Employees to attend to personal affairs that cannot be accommodated during non-working hours. Each Employee shall be entitled to four personal leave days during each year.

(a) Personal leave may be taken in minimum units of one hour.

(b) Prior approval of personal leave must be obtained from the Sheriff. Approval or denial of personal leave shall be based upon the needs of the Unit for the services of the Employee. The nature of the Employee's personal business shall not be a factor.

(c) For presently serving Employees four days personal leave shall be earned each January 1st. For new or reinstated Employees, personal leave days shall be earned on the date of employment on a pro-rated basis from the date of employment through December 31st of that year, except that new or reinstated Employees shall not be eligible to take personal leave days until 90 days after their hire, or successful completion of their probationary period, whichever comes first, unless they indicate the purpose of the request during that period of time.

(d) Unused personal leave hours shall be added to the accumulated sick leave of each Employee at the end of each year.

(e) When an Employee moves between Units within the Employer's or the County's service, his accumulated personal leave credits shall be transferred with him.

Section 6. Leave for Civil Service Examination; Interviews

Upon the request of an Employee, the Sheriff shall grant leave with pay for the purpose of taking a civil service examination, provided that the examination is for employment with the County and also cannot be scheduled during non-working hours. This Section shall apply to written, oral and performance tests, physical examinations and reviews. Employees called for an

interview for possible inter-departmental transfer within the County service will be allowed time off with pay for such purpose.

Section 7. Leave for Court and Jury Attendance

When an Employee is officially summoned to be present at the court house for jury duty or is under subpoena to appear in court or before an administrative tribunal on a matter related to his job duties, he shall be granted leave with pay for such purposes. In the case of jury duty, the amount of pay shall be the difference between his daily rate of pay and the amount allowed by the court for jury duty.

Section 8. Military and Other Leave Required by Law

The Sheriff shall grant any leave of absence, with or without pay, as is now or may be required by specific statutory authority, such as the Military Law.

Section 9. Workers' Compensation Leave

(a) An Employee who is absent from work because of occupational injury or disease not covered by General Municipal Law § 207-c, which results in an award of workers' compensation, shall be entitled to leave with full pay for the waiting period which is not compensated by the Workers' Compensation Board. If the determination of the Workers' Compensation Board is that the injury or sickness did not arise during the course of employment, then the waiting period leave shall be charged against accumulated leave or, if no accumulated leave exists, shall be paid back to the Employer by the Employee. A determination by the Workers' Compensation Board as to whether or not an injury or sickness arose in the course of employment shall be final and conclusive as to the Employer and the Employee, subject to the right of judicial review. Before allowing any such leave with pay, the Sheriff may require proof of the nature of the occupational injury or disease and proof of the Employee's inability to return to work during this initial period. In addition, the Sheriff may require a physical examination, paid by the Employer, as a condition precedent to the Employee's return to work. Should the examination not occur within 10 working days, the Employee will be placed back on the payroll, and, in the discretion of the Employer, be required to return to work. The purpose of the examination is to establish that the Employee is able to perform his own normal duties and that

his return to work will not jeopardize his own health and safety or that of his fellow Employees. An Employee on workers' compensation leave as approved by the Workers' Compensation Board shall not be deemed off the payroll for the purpose of the definition of the term adjusted increment, benefit and longevity date as set forth in Article I hereof.

Section 10. Leave of Absence Without Pay

The Sheriff or his designee may authorize a leave of absence, without pay, for a specified period of time not to exceed one year. All such leaves may, with the concurrence of the Employer, be terminated prior to their expiration.

Section 11. Child Care Leave

Upon request, immediately following birth or adoption of a child, an Employee shall be granted a leave of absence without pay for a period of 6 months, which may be extended for an additional 6 month period upon approval of the Sheriff or his designee.

Section 12. Emergency Fire/Disaster Leave.

Leave with pay shall be provided to duly appointed volunteer fire fighters or members of volunteer ambulance rescue squads who must leave their jobs for an emergency, at the request of the commanding officer of the unit, or who are late for work because of involvement in a fire or rescue operation.

Section 13. Bereavement Leave

An Employee shall be granted 3 consecutive working days off with pay at the time of death in his family. For the purpose of this Section, the term "family" means an Employee's husband, wife, parents, children, grandchildren, grandparents, brothers, sisters, mother-in-law, or father-in-law.

Section 14. Conference, Training Session Leaves

The Sheriff or his designee shall have full authorization and discretion to authorize attendance at in-service training sessions, conventions, meetings, educational courses and similar

endeavors. No additional compensation shall be given for these activities, except that mandatory in-service training shall be compensated as provided in Article XII (10) of this Agreement.

ARTICLE X
HEALTH INSURANCE, WELFARE TRUST FUND AND RETIREMENT PLANS

Section 1. Health Insurance for Current Employees

(a) The Employer shall participate in a traditional indemnity health insurance plan for the benefit of its Employees and their families known as the Dutchess County Government Employee Health Benefit Plan, a self-insured plan. This plan shall provide coverage which is the same as the coverage provided by Empire Blue Cross/Blue Shield of Northeastern New York as it existed on January 1, 1989, including hospitalization and a major medical plan; however, such coverage has previously been modified through implementation of cost containment measures arising from the Health Insurance Advisory Committee. The plan shall have these further provisions: Effective promptly after ratification, the plan will reimburse up to twenty (20) mental health out-patient visits per year, forty (40) per lifetime with 50% co-payment and a UCR maximum of $125.00. Effective January 1, 2002, the prescription drug plan will have a $5.00 generic drug co-pay, a $10.00 name brand drug co-pay where no acceptable generic brand equivalent is available, and a $20.00 name brand drug co-pay where an acceptable generic drug is available. Effective January 1, 2002, the plan shall cover physicals with a maximum UCR of $200.00 and will cover birth control pills through a mail order program when medically necessary. The Employer shall provide the P.B.A. with 60 day's written notice of its intention to change to a health insurance carrier or thereafter to change health insurance carriers. Included in the notice will be all relevant information available concerning the proposed new carrier. Effective January 1, 2006 or as soon thereafter as is practicable, the Employer will replace the Dutchess County Government Employee Health Benefit Plan with the New York State Health Insurance Program – The Empire Plan.

(b) The Employer shall pay 100% of the premium of such plan for Employees and their families hired before November 1, 1979.

(c) Each Employee hired on or after November 1, 1979 shall contribute 20% of the premium cost of the Employer insurance plan applicable to the Employee and/or his family. The

Employee contribution shall be in 24 equal payroll deductions to be taken in the first two paychecks actually paid (issued) in any calendar month.

(d) The Employer reserves the right to review hospitalization for double coverage due to other family members being employed by the State of New York, or a municipality, school district, agency, public benefit corporation, or another political subdivision thereof and shall seek mutual acceptance with the P.B.A. for the purpose of reducing the cost of such double coverage.

(e) All Employees shall be eligible for health insurance coverage the month following commencement of their employment with the Employer provided the term of employment is for 6 months or more.

(f) As an alternative to the health insurance plan set forth above in Section "1(a)", the Employer shall offer its Employees the right to participate in health maintenance organizations including:

(i) Mohawk Valley Physicians Health Plan (MVP) CO-15 with a $5/20 prescription drug card and Capital District Physicians' Health Plan (CDPHP) Premier Plan CO-15 with a $10/20 prescription drug card.

(ii) Effective January 1, 2006 or as soon thereafter as practicable CDPHP Premier Plan CO-15 with a $10/20 prescription drug card shall be discontinued.

(iii) Effective January 1, 2006, or as soon thereafter as practicable MVP CO-20 with a $10/30 prescription drug card, in place of the MVP Plan referenced above.

(g) The P.B.A. acknowledges that the Employer has established a Health Insurance Advisory Committee for the purpose of seeking effective and significant cost containment measures to control the rising cost of health insurance coverage. The parties agree that the P.B.A. shall be entitled to 1 member on the Committee and shall participate freely in all discussions and actions of the Committee. The P.B.A. agrees to support and implement all decisions collectively made by the Committee.

(h) The County may, as hereinafter provided, upon sixty (60) days written notice to the Union of its intention to do so, self insure, in whole or in part, any or all of the above referenced health insurance plans or thereafter, change to a health insurance carrier, or change health insurance carriers provided the benefits remain substantially equal.

Section 2. Line of Duty Death

Effective January 1, 2011, should an employee suffer a performance of duty death, the surviving spouse and/or dependents may elect to continue to participate in the Employer's health insurance plans at no premium cost.

Section 3. Health Insurance Buyout

(a) Effective January 1, 2015, an Employee enrolled in a County health insurance plan for the twenty-four (24) months immediately prior to submission of his buy-out application shall be eligible for a health insurance buyout for the plan category (individual or family coverage) in which he was actually enrolled for those prior twenty-four (24) months as hereinafter set forth. Thereafter, an Employee may continue to apply for the buyout if that Employee would otherwise be eligible for health insurance.

(b) In the event that the employee has not been enrolled in a family plan for 24 months but has been continuously receiving health care insurance benefits for the prior 24 month period (either in an individual plan or in a combination of the time in an individual plan and family plan for 24 months continuously) then the buyout will be awarded at the individual rate.

(c) An eligible Employee, as defined in (a) and (b) above, may exercise the health insurance buyout by submitting an application to the County, during an open enrollment period designated by the County, along with proof of alternative non-County health insurance coverage. The application shall be as prescribed by the County.

(d) Each Employee who exercises the health insurance buyout shall be paid $1,250.00 for an individual plan, and $2,500.00 for a family plan for the health insurance plans available pursuant to this Agreement.

(e) Payment shall be made between December 1st and December 15th of each year for the current year. If an Employee leaves County employment before December 15th, he shall receive a buyout payment pro-rated on a monthly basis for the appropriate period.

(f) An Employee who has elected the health insurance buyout may rescind that election by presenting written proof of loss of health insurance coverage to the County. The Employee shall be eligible to apply for enrollment in an appropriate health insurance plan subject to the prescribed waiting period and the applicable health insurance contribution rate for that Employee. The Employee shall not be eligible for any buyout payment for that year.

(g) Employees who elect this buyout and subsequently retire, shall have their buyout payments pro-rated on a monthly basis for the current year. Retirees are not eligible for the buyout.

Section 4. Health Insurance for Retired Employees

(a) Employees who retire from the County, are receiving retirement benefits from the New York State Retirement System and have the County retirement service credit years with the County government, shall have the option to elect contributory health insurance coverage from the County based on the following schedule:

County Service Credit Years	**County Share of Coverage**	
	Individual	**Dependent**
10-14 years	50%	35%
15-19 years	60%	45%
20-24 years	70%	55%
25 years or more	80%	65%

(b) Spouses receiving health insurance coverage through a retired Employee may elect to continue such coverage at the time of the Employee's death. The County will pay 50% of

the cost of the individual premium. In the event the surviving spouse also elects dependent coverage, such surviving spouse shall be responsible for 100% of the additional premium cost. This benefit is effective for employees who retire after January 1, 2011.

Section 5. P.B.A. Welfare Trust Fund

(a) Effective January 1, 2008 the Employer shall pay the sum of $52.00 per month for each Employee to the P.B.A. Welfare Trust Fund. Effective and retroactive to January 1, 2015 the amount shall be increased to $95.00 per month.

(b) The monies so paid to the Welfare Trust Fund shall be used solely for the purchase of insurance which shall be designated by the Trustees of the Welfare Trust Fund for any and all members of the Unit and such benefits shall be applied equally to each Employee.

(c) No Employee shall be discriminated against with regard to receipt of benefits from the Welfare Trust Fund, it being understood that the insurance carriers involved shall be solely responsible for determining eligibility.

(d) The P.B.A. shall indemnify and hold the Employer harmless regarding any claims and suits pertaining to the Welfare Trust Fund, including legal fees and other expenses and costs incurred in defending such claims and suits in any forum, and any judgments or awards resulting therefrom. The Employer's sole obligation under this Section is to make the payments provided herein to the P.B.A. Welfare Trust Fund.

Section 6. Retirement Plans

The Employer will continue to participate in the retirement plan provided in Sections 75-I, and 41(j) and Article 14-B 25 year Special Retirement Plan for Deputy Sheriffs Engaged in Law Enforcement Activities of the New York State Retirement and Social Security Law. In addition, the Employer shall continue to participate in a retirement plan provided in Section 60(b) of the New York State Retirement and Social Security Law. The Employer will continue to provide benefits to those Employees eligible under Section 89-a of the New York State Retirement and Social Security Law and special retirement option Section 89-p.

ARTICLE XI
DISCIPLINARY SUPPLEMENTS

Section 1. Civil Service Law Section 75 Supplement

Notwithstanding the requirements of Civil Service Law §75, the parties agree to the following supplements:

(a) "Disciplinary Proceeding" shall mean an administrative proceeding conducted by the Employer charging an Employee with misconduct or incompetence, including, but not limited to, a proceeding pursuant to Civil Service Law §75.

(b) Any Employee who is the potential subject of disciplinary action shall have the right to have present during any period of interrogation, an attorney and/or a member of the P.B.A. grievance committee. The Employee shall be given a reasonable opportunity to obtain the presence of an attorney or P.B.A. representative. No Employee who is the potential subject of a disciplinary investigation shall be interrogated unless and until the Employee is provided with sufficient information to reasonably apprise the Employee of the potential charges and specifications. The Employee shall be informed of the name of the officer or officers in charge of the investigation. The interrogation shall normally be held during the Employee's tour of duty. In the event that such interrogation does not occur during the Employee's tour of duty, then the Employee shall be compensated according to the terms of this Agreement. The investigation shall normally take place at the Sheriff's Office at 150 North Hamilton Street, Poughkeepsie, New York or a substation. Home contacts of Employees who are the subject of a disciplinary investigation for the purpose of interrogation are prohibited unless there is an ongoing criminal investigation.

(c) Each Employee shall be entitled to respond in writing to any complaint made against him and such response and any documentary evidence in support thereof shall be made a part of the investigation file.

(d) Employees shall be advised of the outcome of any disciplinary investigation against them whether or not charges are instituted.

(e) Notwithstanding any other provision of law, no disciplinary proceeding shall be commenced more than 6 months after the occurrence of the last alleged infraction, incompetence or misconduct complained of unless an Employee has been counseled regarding the subject matter of the offense during that period in which event the limitations period is 18 months. The

limitations periods set forth herein commence on the date of discovery by the Employer or the date when the Employer should have known of the alleged infraction, incompetence or misconduct, whichever is earlier. Disciplinary action shall be considered instituted upon the service of written charges and specifications.

(f) Employees subject to disciplinary charges shall receive a written bill of particulars, as defined in the Criminal Procedure Law, at least 10 days prior to any hearing. Disputes as to deficiency and propriety of such bill of particulars shall be resolved by the hearing officer.

Section 2. Alternative Disciplinary Procedure

Nothing in this Article will prevent the parties from resolving a disciplinary matter prior to the formal service of Civil Service Law Section 75 charges.

ARTICLE XII
MISCELLANEOUS

Section 1. Tuition Payments

The Employer agrees to reimburse tuition payments at Dutchess Community College, BOCES, local high school evening divisions, public secondary institutions, or at any college or university if the course is not available at Dutchess Community College or if the Employee is matriculated at such college or university, for Employees who have taken and successfully complete job-related courses which will improve the skills of such Employees. Reimbursement shall be subject to approval of a committee composed of the Sheriff, plus two members of management appointed by the Sheriff and two Employees appointed by the P.B.A. All applications for tuition payment reimbursement shall be submitted on or before dates determined by the committee, which shall meet five times annually to review and act upon such applications. During each contract year, the total of all approved annual tuition payment reimbursements shall not exceed $9,500.00. To be eligible for payments hereunder, an Employee must have completed the requisite probationary period.

Section 2. Out-of-County Travel; Conference Attendance; Reimbursement

All out-of-county travel or attendance at conferences, in-service training sessions, or other meetings shall be subject to approval by the Employer or designee. No additional compensation shall be paid to Employees for out-of-county travel or attendance at these

conferences, training sessions or meetings. Reimbursement for actual and necessary expenses incurred shall be paid upon the submission of vouchers within 30 days after incurrence of the expense and upon approval by the Employee's supervisor. Allowance expenses include mileage, food, lodging, tools, conference and tuition fees. Receipts for all expenses except mileage are required. However, payment for meals may be made without a receipt in the following amounts: breakfast $3.50; lunch $5.00; dinner $9.75. Time limits on meals will be as follows: breakfast – time of departure before 7:00 a.m., time of return after 11:00 a.m.; lunch – time of departure before 11:00 a.m., time of return after 2:00 p.m.; dinner – time of departure before 4:00 p.m., time of return after 8:00 p.m. The Employer will reimburse the Employee within 30 days of receipt of voucher in acceptable form and will provide a copy of the voucher to the Employee.

Section 3. Mileage

Employees required and authorized by the Sheriff or his designee to use their personal vehicle on County business shall be reimbursed a mileage allowance payment of 26 cents per mile, upon submission of a voucher in acceptable form.

Section 4. Uniforms and Equipment

(a) Each new Employee assigned to uniformed duty shall receive an initial issue of uniforms and equipment as set forth in Appendix "G".

(b) Thereafter all Employees assigned to uniformed duty shall receive annually up to 2 pairs of pants, 2 long sleeve shirts, 2 short sleeve shirts, 1 pair of shoes and, 1 pair of boots, as needed.

(c) Effective approximately January 1, 2001, all Employees assigned to uniformed duty shall receive 2 black turtleneck shirts.

(d) Each Employee shall be issued a service weapon which shall remain the property of the Employee upon retirement from service. On the date of retirement the Employee must be licensed to possess the service weapon.

Section 5. Promotion

In the filling of promotional vacancies, it is the Employer's policy to give primary significance to the Employee's performance appraisal. It is also the Employer's policy to give

significant consideration to the length of service an Employee has given to the Employer, reserving to itself the right to make such promotional appointments in its own discretion.

Section 6. Work Locations

The Employer agrees to maintain all work locations in as safe and sanitary a condition as is reasonable and practicable taking into account the nature of the Employer's mission.

Section 7. Curtailment of Service; Contracting Out

(a) Curtailment of Services. In the event the Employer decides it is necessary to curtail the services of Employees, it will negotiate the impact of such curtailment. The Employer will abide by the Civil Service Law in the layoff of competitive class Employees. The Employer will take seniority into consideration when it exercises its discretion in the layoff of other than competitive class Employees.

(b) Contracting Out. The Employer will not exercise its right to contract work out if the result of contracting out is the layoff or discharge of then existing Employees. However, if the Employer determines it has a need to contract out services that would cause the layoff of Employees, the Employer and the P.B.A. will discuss such contracting out in order to attempt to resolve the issue mutually, and, if mutually agreed, the Employer may proceed with such contracting out.

Section 8. Vehicle Maintenance

A vehicle maintenance schedule will be maintained providing for periodic safety checks including, but not limited to, brake inspection, wheel balancing and alignment, tire and steering checks.

Section 9. Firearms

Employees will be issued a firearm in good working condition. Employees may utilize their own personal firearm in lieu of the aforementioned with the permission of the Sheriff.

All Employees shall qualify with a firearm before being allowed to carry or to receive a firearm. After initial qualification, Employees shall be required to maintain qualification on a quarterly basis. The Sheriff will provide sufficient ammunition per Employee for monthly practice. Monthly practice will be mandatory with standards to be established by the Sheriff and the Range Officer and no such Employee will be exempt from such practice. For the purpose of this Section, firearm shall be defined as hand gun or shoulder weapon.

Section 10. In-Service Training

Employees will receive continuous documented in-service training as established by the Sheriff.

Section 11. Past Practice

The parties agree that the term "past practice" shall mean a condition of employment existing on or prior to the effective date of this Agreement, but not addressed by the terms of this Agreement, provided to an Employee or a group or class of Employees as a matter of practice by the Employer. The parties further agree that there shall be no past practices created after the effective date of this Agreement; that if a term or condition of employment is not addressed in this Agreement, it shall not be considered binding on the Employer.

Section 12. Flex 125 Plan

(a) The Employer will offer a Flex 125 Plan to those Employees who contribute toward their health or dental insurance coverage, said Plan to be used to offset premium costs. Employees must submit a written request to the Finance Department during the open enrollment

period electing the option and authorizing the Employer to process contributions as pre-tax deductions pursuant to the Internal Revenue Service Rules and Regulations.

(b) Future elections to a Flex 125 Plan may only be made during the annual open enrollment period, except that new Employees may elect to participate during a period specified by Internal Revenue Service Rules and Regulations.

(c) Changes in election must be made in conformance with Internal Revenue Service Rules and Regulations, or the Employee will assume responsibility for any and all penalties which may be assessed by the Internal Revenue Service.

(d) Continuation or modification of the Flex 125 Plan is subject to change depending upon Internal Revenue Service Rules and Regulations.

Section 13. Flexible Spending Plan

(a) The Employer will continue to offer a flexible spending plan to Employees to be used to offset qualifying costs for dependent day care, elder care and handicapped care and effective January 1, 2002, non-reimbursed medical expenses by allowing Employees to convert a portion of their earnings on a pre-tax basis into separate spending accounts to fund allowable dependent care and non reimbursed medical expenses. Employees must submit a written request to the Finance Department electing the option and authorizing the Employer to process their contribution as pre-tax deductions pursuant to the Internal Revenue Service Rules and Regulations.

(b) Future elections to a flexible spending plan may be made annually during an election period designated by the Commissioner of Finance, except that new Employees may elect to participate during a period specified by Internal Revenue Service Rules and Regulations.

(c) Changes in election must be made in conformance with Internal Revenue Service Rules and Regulations, or the Employee will assume responsibility for any and all penalties which may be assessed by the Internal Revenue Service.

(d) Continuation or modification of the flexible spending plan is subject to change depending upon Internal Revenue Service Rules and Regulations.

Section 14. Training Reimbursement

The following training reimbursement standards shall apply:

(i) If an employee leaves after his initial training within one year after his date of hire, he will have a reimbursement obligation for training costs (salary and tuition, travel expenses, meal expenses, etc.) to a maximum of $7,000.00.

(ii) If an Employee leaves after his initial training within two years of his date of hire, he will have a reimbursement obligation for training costs (salary and tuition, travel expenses, meal expenses, etc.) to a maximum of $3,500.00.

(iii) An Employee who receives two weeks or less of specialized training will have a reimbursement obligation of $500.00 if he leaves within two months from the completion date of the training.

(iv) An Employee who receives more than two weeks of specialized training, will have a reimbursement obligation of $1,000.00 if he leaves within nine months from the completion date of the training.

Section 15. General Municipal Law Section 207-c Procedure

(a) The application and benefit award process for General Municipal Law §207-c benefits is set forth in Appendix "H".

(b) As is the present practice, shift compensation shall not be paid to Employees receiving Workers' Compensation or §207-c compensation.

Section 16. Payments

Non-salary payments for reimbursements for travel, meals, uniforms and the like, previously paid by separate check will be paid through a payroll check.

ARTICLE XIII
GRIEVANCE PROCEDURE

Section 1. Definitions

As used herein, the following terms shall have the following meanings.

(a) "Grievant" shall mean an Employee alleging a grievance.

(b) "Grievance" means, except when an alternate remedy is provided by law, a claimed violation, misinterpretation, or misapplication of the terms of this Agreement, the rights claimed thereunder, or a past practice as limited in Article XII(11), except that decisions regarding reclassification or reallocation pursuant to Article XVI shall not be subject to the grievance procedure.

(c) "Immediate Supervisor" shall mean the Employee or officer on the next higher level of authority above the grievant in the Unit wherein the grievance exists, who normally assigns or supervises the grievant's work and approves his time record or evaluates his work performance.

(d) "Decision" shall mean the recommendation or ruling on, or disposition of a grievance made by an immediate supervisor, the Sheriff or the County Executive.

(e) "Days" shall mean all days other than Saturdays, Sundays, and legal holidays. Saturdays, Sundays and legal holidays shall be excluded in computing the number of days within which action must be taken or notice given within the terms of this Section.

Section 2. Declaration of Basic Principle

Every grievant shall have the right to present his grievance in accordance with procedures provided herein, free from interference, coercion, restraint, discrimination or reprisal, and shall have the right to elect to be represented by a person of his own choosing, at no cost to the Employer, at all stages of the grievance procedure.

Section 3. Initial Presentation

(a) Grievant must present his grievance to his immediate supervisor, in writing, in accordance with paragraph (d) hereof, within 20 working days after the grounds for the grievance occur or the grievance shall be deemed time-barred and shall be rejected. In the case

where the grounds for the grievance are continuing, relief may be applied retroactively only for 20 working days prior to the commencement of the grievance.

(b) The immediate supervisor shall discuss the grievance with the grievant, make such investigation as he deems appropriate and consult with his superiors to such extent as they deem appropriate, all on an informal basis.

(c) Within five days after presentation of the grievance, the immediate supervisor shall make his recommendation and transmit same, in writing, to the grievant or his representative, and the Unit head.

(d) The grievance shall consist of a written statement signed by the grievant containing the following:

(i) The name, residential address, and department of employment of the grievant.

(ii) The name and department of employment of each other Employee or official involved in the grievance.

(iii) The name and address of the Employee's representative, if any, and his department of employment if he is a fellow Employee.

(iv) A concise statement of the nature of the grievance, the facts relating to it, including, without limitation, the time and date it arose.

Section 4. Second Stage

(a) If a grievant is not satisfied with the recommendation made by his immediate supervisor, he may, within 5 days thereafter, request a review and determination of his grievance by the Sheriff. Such request shall be made in writing and shall be served upon the Sheriff with a copy to the Personnel Department. Thereafter, and within 5 days after receiving such request, the Sheriff may request the immediate supervisor to submit a written statement of his information concerning the specific nature of the grievance and facts relating to it.

(b) The Sheriff may, and, at the request of the grievant shall hold an information hearing within 10 days after receiving the written request and statement from the grievant. The grievant, and his representative, if any, may appear at the hearing and present oral or written statements or arguments.

(c) Within 10 days after the close of the hearing, or within 10 days after the grievance has been submitted to him if there is no hearing, the Sheriff shall make his recommendation in writing and serve the same on the grievant, the grievant's representative, if any, and the County Executive.

Section 5. Third Stage

(a) The grievant may appeal the recommendation of the Sheriff within 10 days after notice of such recommendation. The appeal shall be taken by submitting to the County Executive with a written statement signed by the grievant with a copy to the Personnel Department.

(b) The County Executive may request the Sheriff to submit within 10 days a written statement of facts, including a summary of the record of the hearing, if there was a hearing, and the original or a true copy of any other record or document used by the Sheriff in making his decision.

(c) The County Executive shall hold a hearing within 10 days after receiving the written request for review. He shall give at least 5 days notice in writing of the time and place of such hearing to the grievant, or the grievant's representative, if any, and the Sheriff, all of whom shall be entitled to be present at the hearing.

(d) The hearing may be adjourned from time to time by the County Executive for a total of no more than 10 days, or by mutual consent of the parties.

(e) The County Executive shall not be bound by the formal rules of evidence.

(f) A written summary shall be kept of each hearing held and shall be provided to the P.B.A. upon request.

(g) The County Executive shall make his report in writing within 15 days after the close of the hearing. He shall immediately file his report and send a copy of the same to the grievant, or the grievant's representative, if any, and the Sheriff. The report shall include a statement of the County Executive's finding of fact, conclusions and recommendations.

Section 6. Fourth Stage

If the grievant is dissatisfied with the decision of the County Executive, the grievant may within 20 working days submit any grievance under this Agreement to binding arbitration under the rules of the American Arbitration Association, at equal expense to both parties.

Section 7. Waiver or Extension of Time; Time for Discussions and Hearings

(a) The time limitations for presentation and resolution of grievances as provided herein may be waived or extended by mutual agreement of the parties involved.

(b) No employee organization other than the P.B.A. will be allowed to initiate or represent a grievant in the processing of grievances.

(c) All proceedings pursuant to this Article shall be held, to the extent practicable, during regular working hours.

ARTICLE XIV
P.B.A. RIGHTS AND OBLIGATIONS

Section 1. P.B.A. Representatives

The President of the P.B.A. (or the President's designee) shall be permitted to perform up to 12 hours per week on behalf of the P.B.A. for the conduct of P.B.A. business; the administration of the P.B.A.'s self-insured dental, life, disability and optical plans, and otherwise furthering the interests of the P.B.A. and its members. The performance in these capacities shall be deemed actual hours worked on duty. The hours included herein shall be scheduled in conjunction with the President's immediate supervisor.

Section 2. P.B.A. Delegates

Certain representatives of the P.B.A. shall be allowed time off with pay and without charge to accumulated leave time for the purpose of attending State P.B.A. meetings. The P.B.A. shall notify the Sheriff of the Employees designated as representatives. At least two weeks prior to a meeting, the P.B.A. shall notify the Sheriff, in writing, of the date, time, place and purpose of the meeting, and shall identify the individual representatives for whom time off is requested. The Sheriff reserves the right to deny the time off request with regard to any individual Employee if the Sheriff determines that his presence is required for the proper

functioning of the department. An aggregate total of 25 days shall be allowed per calendar year for this purpose.

Section 3. Personnel Changes

Upon receipt of the Personnel Change form the Employer will deliver one copy to the P.B.A.

Section 4. Job Specifications

Upon request, the Commissioner of Personnel shall furnish to the P.B.A. President and the affected Employee, a copy of his class specification and duties under the job title in which he is employed. Every new Employee shall automatically receive a copy of said specification and duties upon hiring. In the event that any class specification is subsequently changed, each Employee so affected, will receive a copy of the change. Employees will not be required to work outside of their class specifications against their wish except in the case of an emergency.

Section 5. P.B.A. Notices

The P.B.A. shall have the right to post P.B.A. notices and other P.B.A. communications on bulletin boards maintained on the premises and facilities of the Employer, subject to the Employer's right to remove partisan political material and other inappropriate material.

Section 6. I.D. Cards

The Sheriff will issue identification cards to all Employees which will contain at least the following: The Employee's picture, the Employee's job title, and the card's date of expiration. It shall be printed in a manner which shall be easy to read. Upon retirement, the Sheriff will issue a retiree identification card.

Section 7. Appointments

Background investigations will be completed before appointments are made.

Section 8. Investigations

It shall be the duty of Employees to cooperate fully and completely with departmental investigations of Employee performance. Failure to cooperate may in and of itself be the basis

of a disciplinary action; however, the Employee shall be entitled to the following rights and privileges relative to proper disciplinary investigations:

(a) The Employee shall not be questioned relative to any specific complaint unless advised as to the nature of said complaint, and whether or not the Employee is being questioned as a witness or possible suspect of a disciplinary action.

(b) If an employee is suspect in a disciplinary action, the Employee will not be disciplined for failure to answer any questions unless allowed ample opportunity to consult with an attorney and/or P.B.A. representative.

Section 9. Orientation of New Employees

Subject to the operational needs of the Employer, the P.B.A. President or his designee shall have a reasonable amount of time to meet with each new Employee during orientation to discuss P.B.A. related matters.

Section 10. Copies of Collective Bargaining Agreement

Each current Employee and each new Employee shall be provided with a copy of this Agreement by the Employer. The P.B.A. President shall be provided with an additional 30 copies for use at the P.B.A. office.

Section 11. Personnel Records

(a) Each Employee shall have the right to see his office and/or County personnel record at any time upon at least one business day's written request and shall have the right to reply in writing to anything contained therein. Review of the record must be made in the presence of a Sheriff's designee. Any such reply must be inserted into the Employee's personnel record.

(b) Upon receipt of a written request to the Sheriff, an Employee shall be furnished with a photostatic reproduction of any material in his personnel record at a cost of 25 cents per page.

ARTICLE XV
MANAGEMENT RIGHTS

The Employer retains the right to manage its business affairs and services and to direct the working force, including the right to decide the number and location of its business and service operations; the business and service operations to be conducted and rendered; the control and condition of the buildings, real estate, materials, vehicles, parts, tools, machinery and all equipment which may be used in the operation of its business or supplying its services; to determine whether and to what extent the work required in operating its business and supplying its services shall be performed by Employees covered by this Agreement; to maintain order and efficiency in all its departments and operations, including the right to discipline, suspend and discharge Employees for cause; to hire, lay off, assign, promote and determine the qualifications of Employees; to determine the starting and quitting time and the number of hours to be worked.

The rights of the Employer listed above are not all-inclusive, but indicate the type of matters or rights which belong to and are inherent in the County. Any and all rights, powers, and authority the County had prior to entering this Agreement are retained by the County except as specifically and lawfully abridged, or modified by this Agreement.

Nothing in this Agreement shall be construed as delegating to others the authority conferred by law on any official of the Employer, or in any way reducing or abridging such authority, but this Agreement shall be construed as requiring said officials of the Employer to follow the procedures and policies herein described, to the extent they are applicable, in the exercise of the authority conferred upon them by law.

ARTICLE XVI
CLASSIFICATION AND ALLOCATION PROCEDURE

Section 1. Definitions

(a) (1) Classification as defined in the Civil Service Law means and includes the process by which a Class Title is assigned to a set of specified duties and responsibilities.

(2) Reclassification is the process of changing the Class Title or Jurisdictional Class (assigned to a specific set of duties and responsibilities) to another Class Title in order to better describe the assigned duties and responsibilities.

(3) Reclassification may result in a change to a different Class Title allocated to a lower job group, the same job group or a higher job group.

(b) (1) Allocation is the process of assigning a new Class Title to a salary range.

(2) Reallocation is the process of assigning an existing Class Title to another salary range in order to effect more equitable and appropriate payment for the assigned duties and responsibilities.

(3) Reallocation may result in a change to a lower or higher salary range.

Section 2. General

(a) All authorized positions covered by this Agreement shall be classified, in accordance with law, by the Commissioner of Personnel using appropriate classification techniques as recommended by the New York State Department of Civil Service.

(b) All Class Titles covered by this Agreement shall be allocated to a job group in accordance with the Employer's system for position allocation, the application of which shall result in each Class Title being assigned to a specific job group (salary range), subject to Legislative approval, if required.

(c) The County reserves the right to reclassify or reallocate any title, subject to Legislative approval, if required, and notwithstanding any other provisions of this Agreement.

(d) No Employee shall be employed in or appointed to any title not appropriate to the duties to be performed as defined in the Class Specification for that title and interpreted by the Commissioner of Personnel, except as provided by Section 61 of the Civil Service Law.

(e) The Commissioner of Personnel shall discuss with the P.B.A. the criteria being used for classification, reclassification, allocation and reallocation decisions. The Commissioner shall receive and give serious consideration to any and all recommendations made by the P.B.A. with respect to such criteria.

Section 3. Reclassification and Reallocation

(a) Any Employee, after a reasonable attempt to discuss the matter with the Sheriff, may request in writing that the Personnel Department study the duties of the Employee's position in order to determine its proper Class Title and/or allocation (salary range). The Personnel Department shall initiate such study within 30 days of the receipt of the request, except in the

event that a department-wide or occupational series-wide Classification and Allocation Survey covering the Employee's position is planned within the next 12 months. The Personnel Department shall complete an individual position review within 60 working days after the Employee submits the official form describing the duties and responsibilities to his supervisor.

(b) Any Employee, after a reasonable attempt to discuss the matter with the Sheriff, may request a review of a specific duty to determine whether or not it is out of title work for the Class Title presently held by the Employee. Such request shall be submitted in writing to the Sheriff and the Commissioner of Personnel. The Commissioner of Personnel shall issue a determination within 15 working days of the receipt of such request.

(c) The Sheriff may also request a review of a position or of a specific duty assigned to a position, or may request a department-wide or occupational series-wide Classification and Allocation Study. The Commissioner of Personnel reserves the right to initiate any study he deems necessary notwithstanding any other provision of this Article. The Commissioner of Personnel shall notify the P.B.A. of any surveys being initiated by him. The Personnel Department shall issue notice of proposed Reclassification or Reallocation to the Employees within six (6) months after the date the Personnel Department initiated the survey. Upon completion of a survey, the Commissioner of Personnel shall provide a copy of the survey to the P.B.A. within 10 days.

(d) No Employee whose salary is increased by such Reclassification or Reallocation shall have any claim against the Employer for the difference, if any, between the salary of the position under the old title and that of the new position under the new title for any period prior to the date such change in scale becomes legally effective.

(e) Upon the finalization and adoption of a determination made pursuant to this Article, the matter will be closed for a minimum of 12 months or until there is a substantial change in the duties and responsibilities of the position as determined by the Commissioner of Personnel.

Section 4. Reclassification and Reallocation Appeals

(a) All appeals shall be conducted by the Commissioner of Personnel in accordance with the New York State Civil Service Law and Dutchess County Rules for the Classified Civil Service. Any Employee may appeal a determination made by the Personnel Department.

Employees making such appeal may be represented by the P.B.A. or by another person of their choosing. Employees and the P.B.A. are free to present any evidence in relation to an appeal to the Commissioner of Personnel. The Commissioner shall notify Employees, at the time of Notice of Proposed Reclassification or Reallocation, of their right to appeal and of the proper procedure to make an appeal.

(b) An Employee who wishes to appeal a decision shall have 10 working days from the receipt of Notice of Proposed Reclassification or Reallocation to file a written request for such and the reasons therefor. The Commissioner of Personnel shall then schedule the appeal within 20 working days. Upon hearing the appeal, the Commissioner of Personnel shall issue his final determination within 10 working days and shall communicate such in writing to all affected parties. The final decision shall then be submitted to the Budget Director and the appropriate Legislative Committee for action at the next timely convened Legislative session.

Section 5. Effective Dates

(a) The effective date of all classifications and reclassifications shall be determined by the Commissioner of Personnel in accordance with law.

(b) The effective date of all allocations and reallocations shall be determined by the Legislature, if required by law.

ARTICLE XVII
LABOR-MANAGEMENT COMMITTEE

There shall be a labor-management committee consisting of 3 representatives of the Employer and 3 representatives of the P.B.A. who shall meet at least monthly to discuss and make reasonable effort to recommend resolution of matters of mutual interest.

ARTICLE XVIII
IMPLEMENTATION

IT IS AGREED BY AND BETWEEN THE PARTIES THAT ANY PROVISION OF THIS AGREEMENT REQUIRING LEGISLATIVE ACTION TO PERMIT IMPLEMENTATION BY AMENDMENT OF LAW OR BY PROVIDING THE

ADDITIONAL FUNDS THEREFOR, SHALL NOT BECOME EFFECTIVE UNTIL THE APPROPRIATE LEGISLATIVE BODY HAS GIVEN APPROVAL.

ARTICLE XIX
NON-DISCRIMINATION

The Employer and the P.B.A. shall carry out their obligations under this contract in a manner which will be fair and impartial to all Employees and shall not discriminate against any Employee by reason of age, sex, nationality, race or creed.

ARTICLE XX
SAVINGS CLAUSE

If any part hereof or any provisions herein contained be rendered or declared illegal or an unfair labor practice by reason of any existing or subsequently enacted legislation or by any decree of a court of competent jurisdiction or by the decision of any authorized governmental agency, such invalidation of such part or portions of this Agreement shall not invalidate the remaining portions thereof, it being understood that the remaining parts or portions shall remain in full force and effect.

ARTICLE XXI
SCOPE

The parties acknowledge that during the negotiations which preceded this Agreement each had the unlimited right and opportunity to make demands and proposals with respect to any subject or matter, and that the understandings and agreements arrived at by the parties after the exercise of that right and opportunity are set forth in this Agreement. This Agreement, including its appendices attached hereto, concludes all collective bargaining between the parties during the term thereof, and constitutes the sole, entire and existing agreement between the parties hereto, and supersedes all prior agreements and undertakings, oral and written, express or implied, or practices (except past practices as defined in Article XII(11) of this Agreement), between the Employer and the P.B.A. or the Employees it represents, and expresses all obligations and restrictions imposed on each of the respective parties during its terms. The parties agree that any provisions of this Agreement may only be amended, modified or supplemented at any time by mutual written agreement of the parties. This provision shall not apply to any benefits which are, or may be, mandated by State or Federal Law.

ARTICLE XXII
DURATION

Except as otherwise specifically provided in this Agreement, this Agreement shall be effective January 1, 2011 through December 31, 2015.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

ADRIAN H. ANDERSON
Sheriff of the County of Dutchess

COUNTY OF DUTCHESS

By: _____
MARCUS J. MOLINARO, County Executive

DUTCHESS COUNTY DEPUTY SHERIFFS' POLICE BENEVOLENT ASSOCIATION, INC

By: _____
KENNETH POWERS, President

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

On this day of , 2015 before me personally came **ADRIAN H. ANDERSON**, to me known and known to me to be the Sheriff of the County of Dutchess, the individual described in and who executed the foregoing instrument, and he acknowledged to me that he executed the same in his capacity as Sheriff of the County of Dutchess.

_____
Notary Public

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

On this day , 2015 before me, the subscriber, personally appeared **MARCUS J. MOLINARO**, to me known, who being by me duly sworn, depose and say: That he resides at Red Hook, New York; that he is the County Executive of the COUNTY OF DUTCHESS, the corporation described in and which executed the foregoing instrument; and that he signed his name thereto pursuant to the authority of the Charter of the County of Dutchess.

_____
Notary Public

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

On this day of , 2015 before me, the subscriber, personally appeared **KENNETH POWERS,** being by me duly sworn, did depose and say: That he resides at _____, New York; that he is the President of DUTCHESS COUNTY DEPUTY SHERIFFS' POLICE BENEVOLENT ASSOCIATION, INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Trustees of said corporation; and that he signed his name thereto by like order.

_____
Notary Public

APPENDIX A

The following titles are in the bargaining unit:

	Hours
Deputy Sheriff	40
Deputy Sheriff-Civil	40
Deputy Sheriff Lieutenant	40
Deputy Sheriff Lieutenant-Civil	40
Deputy Sheriff Sergeant	40
Deputy Sheriff Sergeant-Civil	40

APPENDIX B

GRADE ALLOCATION

TITLE	GRADE ALLOCATION
Deputy Sheriff	SN
Deputy Sheriff-Civil	SN
Deputy Sheriff Lieutenant	SQ
Deputy Sheriff Lieutenant-Civil	SQ
Deputy Sheriff Sergeant	SP
Deputy Sheriff Sergeant-Civil	SP

APPENDIX C-1
PBA YEAR 2011

PBA January 2011 2.0%

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Average Increment
SN (DS)	51,433	52,855	54,448	56,211	58,150	60,261	62,547	65,009	66,634	68,300	1,874
SO	60,645	61,861	63,096	64,358	65,644	66,959	68,299	69,663	71,406	73,190	1,394
SP (SGT)	64,990	66,288	67,613	68,968	70,346	71,754	73,188	74,651	76,518	78,431	1,493
SQ (LT)	69,644	71,036	72,457	73,906	75,385	76,892	78,430	79,999	81,999	84,049	1,601
SR	74,630	76,123	77,645	79,198	80,782	82,398	84,045	85,726	87,870	90,067	1,715
SS	79,977	81,575	83,208	84,870	86,569	88,300	90,067	91,867	94,164	96,518	1,838

APPENDIX C-2
PBA YEAR 2012

PBA January 2012 2.0%

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Average Increment
SN (DS)	52,462	53,912	55,537	57,335	59,313	61,466	63,798	66,309	67,967	69,666	1,912
SO	61,858	63,098	64,358	65,645	66,957	68,298	69,665	71,056	72,834	74,654	1,422
SP (SGT)	66,290	67,614	68,965	70,347	71,753	73,189	74,652	76,144	78,048	80,000	1,523
SQ (LT)	71,037	72,457	73,906	75,384	76,893	78,430	79,999	81,599	83,639	85,730	1,633
SR	76,123	77,645	79,198	80,782	82,398	84,046	85,726	87,441	89,627	91,868	1,749
SS	81,577	83,207	84,872	86,567	88,300	90,066	91,868	93,704	96,047	98,448	1,875

APPENDIX C-3
PBA YEAR 2013

PBA January 2013 2.0%

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Average Increment
SN (DS)	53,511	54,990	56,648	58,482	60,499	62,695	65,074	67,635	69,326	71,059	1,950
SO	63,095	64,360	65,645	66,958	68,296	69,664	71,058	72,477	74,291	76,147	1,450
SP (SGT)	67,616	68,966	70,344	71,754	73,188	74,653	76,145	77,667	79,609	81,600	1,554
SQ (LT)	72,458	73,906	75,384	76,892	78,431	79,999	81,599	83,231	85,312	87,445	1,665
SR	77,645	79,198	80,782	82,398	84,046	85,727	87,441	89,190	91,420	93,705	1,784
SS	83,209	84,871	86,569	88,298	90,066	91,867	93,705	95,578	97,968	100,417	1,912

APPENDIX C-4
PBA YEAR 2014

PBA January 2014 2.0%

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Average Increment
SN (DS)	54,581	56,090	57,781	59,652	61,709	63,949	66,375	68,988	70,713	72,480	1,989
SO	64,357	65,647	66,958	68,297	69,662	71,057	72,479	73,927	75,777	77,670	1,479
SP (SGT)	68,968	70,345	71,751	73,189	74,652	76,146	77,668	79,220	81,201	83,232	1,585
SQ (LT)	73,907	75,384	76,892	78,430	80,000	81,599	83,231	84,896	87,018	89,194	1,699
SR	79,198	80,782	82,398	84,046	85,727	87,442	89,190	90,974	93,248	95,579	1,820
SS	84,873	86,568	88,300	90,064	91,867	93,704	95,579	97,490	99,927	102,425	1,950

APPENDIX C-5
PBA YEAR 2015

PBA January 2015 2.5%

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Average Increment
SN (DS)	55,946	57,492	59,226	61,143	63,252	65,548	68,034	70,713	72,481	74,292	2,038
SO	65,966	67,288	68,632	70,004	71,404	72,833	74,291	75,775	77,671	79,612	1,516
SP (SGT)	70,692	72,104	73,545	75,019	76,518	78,050	79,610	81,201	83,231	85,313	1,625
SQ (LT)	75,755	77,269	78,814	80,391	82,000	83,639	85,312	87,018	89,193	91,424	1,741
SR	81,178	82,802	84,458	86,147	87,870	89,628	91,420	93,248	95,579	97,968	1,866
SS	86,995	88,732	90,508	92,316	94,164	96,047	97,968	99,927	102,425	104,986	1,999

APPENDIX D *
LONGEVITY SCHEDULE

Grade	Payment(s) Effective 1/1/2011	Effective 1/1/2015
SN	1549	1749
SO	1698	1898
SP	1846	2046
SQ	1991	2191
SR	2138	2338
SS	2284	2484

*The amount set forth to be effective 1/1/2015, reflects the $200 (two hundred dollar) increase at each grade level agreed to in the Memorandum of Agreement between the parties dated 2/5/15.

APPENDIX E
Rules for the Administration of the Salary Plan

1. New Appointees: A new appointee appointed to a position in a class shall be paid the minimum rate paid for the class unless the Commissioner of Personnel, after consultation with the department head, shall certify to the County Legislature that it is impracticable to recruit at that particular time for the position at the then minimum salary. The County Legislature may then authorize recruitment at a higher step of the salary scale for such position. When an appointment is made at such increased minimum, all incumbents of such position receiving less than such recruiting rate shall have their salaries brought up to such rate of pay.
2. Temporary or Provisional Appointees: An employee who has been continuously employed under a temporary or provisional appointment shall, upon appointment on a permanent basis to a position with the same class title, be credited with the length of time as a provisional or temporary employee in determining the salary of his position.
3. Promotions and Voluntary Demotions: When an employee is promoted to a position in a higher grade, he shall be placed on that step of the next grade which is closest to the sum of his former rate plus the average increment step in the new grade. Effective January 1, 2006, when an employee is promoted to a position in a higher grade, he shall be placed on that step of the next grade which is closest to the sum of his former rate plus two average increment steps in the new grade. When an employee elects a voluntary demotion to a position in a lower grade, he shall be placed on the same increment step in the new grade as he was on in the former grade.
4. Reassignments: There shall be no immediate change in the salary rate of an employee reassigned to a new position unless his salary is below the approved minimum of the new position. If any employee is reassigned to a position having a higher salary range than the class from which he was reassigned, such change shall be deemed to be a promotion and the legal provisions governing promotions will apply.

5. Reallocation: When an employee's position is reallocated or reclassified downward, the employee shall continue at the same grade and step, receiving increments and longevities as though no reallocation took place. New employees hired to this position shall be hired at the new and lower grade. When an employee's position is reallocated or reclassified (unless upward reclassification is deemed a promotion for Civil Service purposes, in which case the promotion rule is applicable), the employee shall be placed on that step of the new grade which is nearest to but higher than his present salary and shall be entitled to such annual increments and longevities which may be due.

6. Reinstatements: A reinstated employee shall be paid at a salary rate within the approved salary range for the position to which he is reinstated, but not in excess of the salary received at the time he vacated his position. If an appointment to a higher level position fails to mature into a permanent appointment and the employee is reinstated to his former position without a break in service, the employee shall be placed at the step he would have received had he remained in the former position and had the unit head awarded the increments in accordance with the annual review.

7. Temporary Assignment in Higher Grade Position: An employee assigned on a temporary or limited basis to a higher grade position shall receive the minimum of the higher grade position during such assignment unless his present rate of pay exceeds such minimum. Under such circumstances, the employee will be compensated in accordance with the procedure for promotion (Rule 3 above).

APPENDIX F
Weekly Canine Report

The undersigned, having been assigned as a canine handler for the week commencing _____ and ending _____, hereby certifies that I am entitled to no more than the hours provided in the Collective Bargaining Agreement and have completed all required training, grooming, care and maintenance.

Pursuant to the Collective Bargaining Agreement, I hereby request

_____ 4 hours of overtime compensation

_____ equivalent compensatory time

PLUS ten (10) hours to be paid at the prevailing minimum wage.

Dated: _____ _____

APPENDIX G
Initial Issue of Uniforms and Equipment

1. Uniforms

3 pairs pants
3 long sleeve shirts
3 short sleeve shirts
1 dress blouse
2 gray work uniform pants
2 gray long sleeve shirts
2 gray short sleeve shirts
2 black turtleneck shirts
1 raincoat
1 winter coat
1 wool sweater
1 bulletproof vest with inside and outside carriers
1 pair insulated gloves
1 pair shoes
1 pair waterproof work boots
1 Stetson hat
1 trooper-type winter hat (if it is a readily available stock item at regular retail)
1 pant's belt

2. Equipment

1 handcuff case
1 duty holster
1 double magazine holder
4 keepers
1 pair handcuffs
1 night stick
1 gun belt

APPENDIX H
General Municipal Law Section 207-c Procedure

Section 1. Applicability.

Section 207-c of the General Municipal Law provides that any Deputy Sheriff of the Sheriff's Office who is injured in the performance of his duties or who is taken sick as a result of the performance of his duties so as to necessitate medical or other lawful remedial treatment, shall be paid by the municipality by which he is employed the full amount of his regular salary or wages until his disability arising therefrom has ceased, and, in addition, such municipality shall be liable for all medical treatment and hospital care necessitated by reason of such injury or illness.

Section 2. Definitions.

As used herein, the following terms shall have the following meanings:

(a) "County" shall mean the County of Dutchess.

(b) "Sheriff" shall mean the Sheriff of Dutchess County.

(c) "Claimant" shall mean any sworn Deputy Sheriff of the County of Dutchess who is injured or taken sick as a result of the performance of his duties so as to necessitate medical or other lawful or remedial treatment.

(d) "Claims Manager" shall mean a representative of the Director of Risk Management and the Sheriff who are charged with the responsibility of administering the procedures herein.

(e) "Section 207-c Benefits" shall mean those benefits which are provided by law including the full amount of the regular salary or wages and medical treatment and hospital care necessitated by reason of such injury or illness, health insurance, and contributions to the P.B.A. Welfare Fund.

(f) "Days" shall mean business days unless otherwise noted.

Procedures. The following procedures shall regulate the application and benefit award process for 207-c benefits.

Section 3. Application for Benefits

1. If a Claimant is injured or taken sick as a result of the performance of his duties, Claimant or Claimant's supervisor shall complete and file a written incident report with the

Sheriff or his designee within 24 hours of the injury or illness or discovery of the injury or illness. The written report shall be signed by Claimant, if able, and shall act as the application for requesting 207-c eligibility and benefits. Upon sufficient reason, a late application for 207-c benefits may be accepted in the discretion of the Sheriff, which shall not be unreasonably denied.

2. The incident report shall include, to the extent practicable, the following information:

(a) the time, date and place of the incident;

(b) a detailed statement of the facts surrounding the incident;

(c) the nature and extent of Claimant's injury or illness;

(d) the name of any possible witness(es) to the incident; and

(e) the name and address of all of Claimant's treating physicians.

3. The initial determination of eligibility for 207-c benefits shall be made by the Sheriff or his designee and shall be made within 2 days of receipt of the completed application. The application shall be submitted to the administrative staff from the Law Enforcement Division. The administrative staff shall have the right to investigate the circumstances of the injury or illness. Claimant must cooperate with the investigation and provide all information, reports and documentation necessary for the county to determine the nature of the illness or injury or whether the Claimant was injured or taken ill in the performance of duty. Failure to cooperate may, in the discretion of the Sheriff, result in the suspension of benefits, which shall not be unreasonably denied.

4. Claimant shall begin receiving benefits immediately upon filing the application as provided in Section 3 of this procedure unless an initial determination that the Claimant is not entitled to benefits has already been made and the Claimant does not object. These benefits shall not be terminated or interrupted without the benefit of the procedures set forth in Section 10. The receipt of 207-c benefits shall not be deemed to be an admission that the Claimant is entitled to 207-c benefits.

5. If the Claimant is deemed ineligible for benefits, he shall be entitled to a hearing as described in Section 10. Claimant must file a request for an appeal with the Sheriff within 10 days.

6. The initial determination shall be mailed to Claimant and the Claims Manager within two business days after the determination is made.

7. There is a continuing obligation on the part of the Claimant to apprise the Sheriff of any changes in the information related to the incident.

Section 4. Authority and Duties of Claims Manager

1. The Claims Manager shall have the sole and exclusive authority to make a final determination of eligibility for 207-c benefits, subject to the dispute resolution procedure herein.

2. The Claims Manager shall have the authority to:

(a) employ experts and specialists to assist in the rendering of the determination of eligibility;
(b) require the production of any book, document or other record that pertains to the application or injury;
(c) require the Claimant to submit to reasonable medical examinations;
(d) require the Claimant to sign forms for the release of medical information that bears upon the application;
(e) require the attendance of the Claimant and all other witnesses for testimony upon reasonable notice; and
(f) do all that is necessary or advisable in the processing of said application.

3. Claimant has an affirmative obligation to cooperate in every way with the investigation conducted pursuant to this procedure. Failure to cooperate may, in the discretion of the Claims Manager, result in suspension of benefits subject to dispute resolution procedure contained in Section 10.

4. The Claims Manager shall mail a written copy of the final determination to the Claimant within ten days of the decision. The written copy shall set forth the reasons for the decision. Appeals from the decision of the Claims Manager shall be made within 10 days of the receipt of the decision by the Claimant.

Section 5. Medical Treatment

1. After the filing of an application, the Claims Manager may require a Claimant to submit to a reasonable number of medical or other health examinations as may be directed by the Claims Manager, including examinations necessary to render a final determination of eligibility, examinations or inspections conducted to determine if the Claimant has recovered and is able to perform his regular duties, and/or examinations required to process an application for ordinary and accidental disability retirement. Such treatment may include, but is not limited to medical and/or surgical techniques deemed necessary by the appointed physicians. Any Claimant who

refuses to accept such medical treatment or fails to cooperate with medical examinations shall be deemed to have suspended rights to benefits from that day forward, subject to Section 10.

2. Medical Reports – All physicians, specialists and consultants treating a Claimant shall be required to file a copy of any and all reports with the Claims Manager. Physician notes on Claimant's condition and ability to perform his job duties must be updated every thirty (30) days, unless the Claimant is deemed to be totally and permanently disabled. The Claimant shall execute all necessary releases and shall be responsible for the filing of said reports. Any report generated by the Claims Manager, or any agent of the Claims Manager, that pertains to a Claimant's case shall be made available for inspection after 10 days of receipt of the report by the County. A copy of any report shall be made available upon request.

3. Payment for Medical and Related Services – A Claimant must notify the Claims Manager of expenses for medical services, hospitalization, or other treatment related to injury or illness giving rise to the claim. To the extent practicable, notice shall be made prior to incurring the expense.

4. No claim for surgical operations or physiotherapeutic procedures costing more than $850.00 shall be paid unless required in an emergency or authorized in advance by the Claims Manager.

5. Bills for drugs, appliances or other supplies will require filing a copy of the prescription by a doctor with the Claims Manager for the particular items billed, stating thereon that the items were supplied as a consequence of the injury or illness upon which claim for benefits is based.

6. Any disputes pertaining to medical treatment shall be resolved pursuant to Section 10 of these procedures.

Section 6. Light Duty Assignments

1. Any Claimant receiving benefits who is not eligible for, or who is not granted, an ordinary or accidental disability retirement or retirement for disability incurred in performance of duty, or similar accidental disability pension, may be examined by a physician chosen by the Claims Manager to determine the Claimant's ability to perform light duty. Any Claimant deemed able to perform light duty by the Claims Manager may be directed by the Sheriff, in his

sole discretion, to perform such light duty for a specified period of time as determined by the Sheriff.

2. If possible, the light duty assignment shall be made to the Claimant's previously assigned shift.

3. If the Claimant returns to work in a light duty assignment within 6 months from the beginning of his leave, Claimant shall be given the same days off that he had when the leave commenced, unless otherwise agreed.

4. A Claimant who disagrees with the order to report for light duty may, within 48 hours after receipt of the order, appeal said order pursuant to Section 10 of these procedures.

5. Payment of benefits shall be discontinued to any Claimant who fails or refuses to perform light duty after exhaustion of the procedures contained in Section 10.

Section 7. Changes in Condition of Claimant

Each Claimant shall be required to notify the Claims Manager of any change in his condition which may enable him to return to normal duties or to be classified as eligible for light duty. This notice shall be made in writing within 48 hours of change.

Section 8. Right of Perpetual Review and Examination

1. The Claims Manager shall have the right to review the eligibility of every Claimant throughout the period during which benefits are received. This right shall include, but shall not be limited to:

(a) requiring claimant to undergo a reasonable number of medical examinations by physician or physicians chosen by the Claims Manager;

(g) requiring Claimant to testify as to his current condition; and

(h) requiring Claimant or any other involved parties to provide any documentation, books or records that bear on Claimant's case.

Section 9. Termination of Benefits

If, for any lawful reason, including but not limited to all those reasons specified in these procedures, the Claims Manager determines that a Claimant is no longer, or was never, eligible for benefits, the Claims Manager shall terminate such benefits effective the date of the

determination of ineligibility. Notice of such termination and the reasons therefor shall be served by mail upon the Claimant and the Sheriff. The Claimant, within ten (10) days after receipt of the notice of termination, may request a hearing to review the decision to terminate benefits. Pending a determination under this Section, the Claimant will continue to receive 207-c benefits. Any benefits paid to a Claimant who is later determined to have been ineligible for all or part of such benefits shall be refunded to the County as set forth in Section 10.

Section 10. Dispute Resolution

1. Except where otherwise specifically provided, Claimant shall file all requests for appeals to the Claims Manager in the appropriate form within ten (10) days from the receipt of notice of all contested claims or actions. Contested claims or actions shall be appealed to an independent hearing officer (arbitrator) selected on a rotating basis from a panel agreed to by the parties. If the parties cannot agree upon a panel, they shall select an arbitrator from the American Arbitration Association under its normal rules. The hearing officer's decision shall be final and binding on the County, Union and the Claimant, subject to Article 75 of the Civil Practice Law and Rules. The cost of the hearing officer shall be borne equally by the parties. Parties shall be responsible for the cost of their own attorneys and witnesses. Absent extenuating circumstances, the hearing shall be held within 30 calendar days of the filing of the appeal. If a hearing officer is unavailable within the 30 calendar day period, the parties agree to go to the next name on the hearing officer list. During the pendency of the disputed claim, the Claimant shall receive 207-c benefits subject to the following.

2. Absent extenuating circumstances, if the Union or the Claimant is unavailable within the 30 calendar day period, 207-c benefits shall cease at the end of the 30 calendar day period, at which time the Claimant may use accruals or receive Workers' Compensation benefits if eligible. If the Union or the Claimant adjourns the hearing, 207-c benefits shall cease, at which time the Claimant may use accruals or receive Workers' Compensation benefits if eligible.

3. If there is a medical dispute between Claimant's doctor and the County's doctor as to whether the Claimant is disabled or unable to perform his duties or if medical treatment is needed, the parties agree to submit the medical dispute to an arbitrator selected pursuant to Section 10(1).

4. If it is determined that Claimant is ineligible for 207-c benefits, the Claimant shall reimburse the County for any benefits advanced by way of charge to accruals. Claimant may also reimburse the County in the form of a check to the Commissioner of Finance. If the Claimant has insufficient accruals, Claimant shall reimburse the County for monies advanced by way of deduction within 150 calendar days.

5. The above procedure shall apply to all contested claims and issues, including initial determination, continued eligibility, medical treatment and medical ability to perform light duty.

Section 11. Coordination with Workers' Compensation Benefits

Upon payment of 207-c benefits, any wage or salary benefits awarded by the Workers' Compensation Board shall be payable to the County for periods during which a Claimant received 207-c benefits. If Claimant received any Workers' Compensation benefits which were required to be paid to the County, Claimant shall repay such benefits to the County, or such amounts due may be offset from his salary or any 207-c benefits thereafter. Upon termination of 207-c benefits, any continuing Workers' Compensation benefits shall be payable to Claimant.

Section 12. Discontinuation or Reduction of Salary and Wages or Other Benefits

1. Payment of all 207-c benefits shall be discontinued with respect to any Claimant who is granted an ordinary or accidental disability pension.

2. Payment of 207-c salary and wages shall be offset by any payments the Claimant receives from the Social Security Administration pertaining to his injury or illness, as required by law.

Section 13. Appeals

No dispute arising out of the application of this procedure or the construction of 207-c shall be subject to the grievance procedure. The appeal procedure herein shall be the exclusive remedy for resolving 207-c disputes.

Section 14. Affirmation

This procedure shall supersede all prior 207-c procedures. The parties agree that there will be no changes made to this procedure without negotiation between the parties.

APPENDIX I

2/4/15

MEMORANDUM OF AGREEMENT

By and Between the

County of Dutchess and
Dutchess County Sheriff

And the

Dutchess County Deputy Sheriff's
Police Benevolent Association, Inc.

The Collective Bargaining Agreement and the Interest Arbitration Award for the period 2009-2010 by and between the parties is hereby modified as follows. All other provisions remain unchanged except modification of dates where applicable.

1. *Term of Agreement.*

   January 1, 2011 through December 31, 2015.

2. *Article IV, Compensation.*

   Effective and retroactive to January 1, 2011, the salary schedule shall be increased by 2.0%.

   Effective and retroactive to January 1, 2012, the salary schedule shall be increased by 2.0%.

   Effective and retroactive to January 1, 2013, the salary schedule shall be increased by 2.0%.

   Effective and retroactive to January 1, 2014, the salary schedule shall be increased by 2.0%.

   Effective and retroactive to January 1, 2015, the salary schedule shall be increased by 2.5%.

   Retroactive salary increases will paid only to those employees who were on the payroll on the date of final ratification, or who had retired between January 1, 2011 and date of final ratification or any member that has, through continuous service, moved into a management position within the Sheriff's Department.

3. *Article IV, Section 9, Longevity Payment.*

Effective January 1, 2015, the longevity schedule shall be increased by $200.00 at each grade level.

4. *Article IV, Section 10, Detective Stipend.*

Effective January 1, 2015, the detective stipend shall be increased to $2,600 annually.

5. *Article X, Health Insurance Buyout.*

(a) Effective January 1, 2015, an Employee enrolled in a County health insurance plan for the twenty-four (24) months immediately prior to submission of his buy-out application shall be eligible for a health insurance buyout for the plan category (individual or family coverage) in which he was actually enrolled for those prior twenty-four (24) months as hereinafter set forth. Thereafter, an Employee may continue to apply for the buyout if that Employee would otherwise be eligible for health insurance.

(b) In the event that the employee has not been enrolled in a family plan for 24 months but has been continuously receiving health care insurance benefits for the prior 24 month period (either in an individual plan or in a combination of the time in an individual plan and family plan for 24 months continuously) then the buyout will be awarded at the individual rate.

(c) An eligible Employee, as defined in (a) and (b) above, may exercise the health insurance buyout by submitting an application to the County, during an open enrollment period designated by the County, along with proof of alternative non-County health insurance coverage. The application shall be as prescribed by the County.

(d) Each Employee who exercises the health insurance buyout shall be paid $1,250.00 for an individual plan, and $2,500.00 for a family plan for the health insurance plans available pursuant to this Agreement.

(e) Payment shall be made between December 1st and December 15th of each year for the current year. If an Employee leaves County employment before December 15th, he shall receive a buyout payment pro-rated on a monthly basis for the appropriate period.

(f) An Employee who has elected the health insurance buyout may rescind that election by presenting written proof of loss of health insurance coverage to the County. The Employee shall be eligible to apply for enrollment in an appropriate health insurance plan subject to the prescribed waiting period and the applicable health insurance contribution rate for that Employee. The Employee shall not be eligible for any buyout payment for that year.

(g) Employees who elect this buyout and subsequently retire, shall have their buyout payments pro-rated on a monthly basis for the current year. Retirees are not eligible for the buyout.

6. *Article X, Section 2, Health Insurance for Surviving Spouse.*

(b) Spouses receiving health insurance coverage through a retired Employee may elect to continue such coverage at the time of the Employee's death. The County will pay 50% of the cost of the individual premium. In the event the surviving spouse also elects dependent coverage, such surviving spouse shall be responsible for 100% of the additional premium cost. This benefit is effective for employees who retire after January 1, 2011.

7. *Article X, Section 2, Line of Duty Death.*

Effective January 1, 2011, should an employee suffer a performance of duty death, the surviving spouse and/or dependents may elect to continue to participate in the Employer's health insurance plans at no premium cost.

8. *Article X, Section 3, Welfare Trust Fund.*

Effective and retroactive to January 1, 2015, the Welfare Trust Fund shall be increased to $95 per month per employee.

Dated: February 4, 2015

COUNTY OF DUTCHESS

By: _____

Dated: February 4, 2015

DUTCHESS COUNTY SHERIFF

By: _____

Dated: February 5, 2015

DUTCHESS COUNTY POLICE BENEVOLENT ASSOCIATION, INC.

By: _____

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015108 RATIFYING THE 2011-2015 AGREEMENT BETWEEN DUTCHESS COUNTY AND THE DUTCHESS COUNTY DEPUTY SHERIFF'S POLICE BENEVOLENT ASSOCIATION, INC., AND AMENDING THE 2015 ADOPTED COUNTY BUDGET TO EFFECTUATE THE SALARY ADJUSTMENTS

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		✓

Present: 25 **Resolution:** ✓ **Total :** 24 1

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015108 RATIFYING THE 2011-2015 AGREEMENT BETWEEN DUTCHESS COUNTY AND THE DUTCHESS COUNTY DEPUTY SHERIFF'S POLICE BENEVOLENT ASSOCIATION, INC., AND AMENDING THE 2015 ADOPTED COUNTY BUDGET TO EFFECTUATE THE SALARY ADJUSTMENTS

Date: April 13, 2015

RESOLUTION NO. 2015109

RE: REQUESTING HOME RULE LEGISLATION IN THE NEW YORK STATE LEGISLATURE AUTHORIZING DUTCHESS COUNTY TO EXTEND THE SALES TAX RATE CONTINUATION OF 3% TO 3 3/4% WITH SUCH ¾ OF 1% TO BE USED FOR COUNTY PURPOSES

Legislators BORCHERT, MICCIO, and SAGLIANO offer the following and move its adoption:

WHEREAS, Dutchess County by authority of Chapter 8 of the Laws of 2003, increased the sales tax rate for the period beginning March 1, 2003 and ending November 30, 2005, from 3% to 3 ¾% with such additional ¾ of 1% to be used for County purposes, and

WHEREAS, thereafter, the County's authority to impose such sales tax was extended, most recently by Chapter 313 of the laws of 2013, through November 30, 2015, and

WHEREAS, pursuant to such enabling legislation, Dutchess County adopted implementing resolutions imposing the continuation in the sales tax rate from 3% to 3 ¾%, most recently by Resolution 2013265, through November 30, 2015, and

WHEREAS, New York State imposed financial mandates, which include among others, Medicaid, special education programs, and pensions, that severely strain County resources and are likely to continue to do so into the foreseeable future, and

WHEREAS, the County is required by law to fund the State imposed financial mandates, and

WHEREAS, because of those mandates and the current state of the economy, it is necessary for the County to maintain its sources of revenue so it can continue to pay for those State mandates and continue to provide other important County services, and

WHEREAS, County services such as road maintenance, public health services and law enforcement are important to the well-being of all people who live in, visit or travel through Dutchess County, and

WHEREAS, it is the determination of this Legislature that it is necessary that the sales tax rate continuation of 3% to 3 ¾% with such additional ¾% of 1% to be used for County purposes be extended for an additional period continuing until at least November 30, 2017, now therefore, be it

RESOLVED, that the County of Dutchess hereby requests the New York State Legislature and Governor adopt Legislation to permit Dutchess County to extend the sale tax rate as previously authorized from 3% to 3 ¾% with such additional ¾ of 1% to be used for County purposes through at least November 30, 2017, and be it further

RESOLVED, that the Chairman of the Dutchess County Legislature forward a certified copy of this resolution to Governor Andrew M. Cuomo, Senators Sue Serino and Terrance P. Murphy, Assembly Members Frank Skartados, Didi Barrett, Kevin A. Cahill, and

Kieran Michael Lalor, requesting Home Rule Legislation which will permit Dutchess County to continue the sales tax rate from 3% to 3 ¾% with such additional ¾ of 1% to be used for County purposes as otherwise set forth above.

CA-081-15
JMF/CEN/kvh/G-0847
3/16/15
Fiscal Impact attached

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ 0

Total Current Year Revenue and Source $ 34,875,000

Source of County Funds *(check one)*: ☑ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

This resolution requests home rule legislation to authorize the extension of the county sales tax rate increase of 3% to 3 3/4%. Sales tax revenue is critical to fund core county programming and provide revenue to municipalities. This 3/4 of 1% represents a total of $34,875,000 in revenue, $5,291,789 for municipalities, and $29,583,211 for the county. The loss of these funds would be devastating for both the county and local municipalities.

Prepared by: Rachel Kashimer, Budget Office

Prepared On: 3/17/2015

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		✓
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: 12
Absent: 0
Vacant: 0

Resolution: ✓
Motion: ____

Total : 11 (Yes) 1 (No)
Abstentions: 0

2015109 REQUESTING HOME RULE LEGISLATION IN THE NEW YORK STATE LEGISLATURE AUTHORIZING DUTCHESS COUNTY TO EXTEND THE SALES TAX RATE CONTINUATION OF 3% TO 3 3/4% WITH SUCH ¾ OF 1% TO BE USED FOR COUNTY PURPOSES

Date: April 9, 2015

Roll Call Sheets

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District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 24 (Yes) 1 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015109 REQUESTING HOME RULE LEGISLATION IN THE NEW YORK STATE LEGISLATURE AUTHORIZING DUTCHESS COUNTY TO EXTEND THE SALES TAX RATE CONTINUATION OF 3% TO 3 3/4% WITH SUCH ¾ OF 1% TO BE USED FOR COUNTY PURPOSES

Date: April 13, 2015

Budget, Finance, & Personnel

RESOLUTION NO. 2015110

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL
APPLICANT: Russell Sarachek and Libellule Sarachek
945 5th Ave 9G
New York NY 10021
ACCOUNT NO.: 135400-6762-00-820660-0000

Legislators BORCHERT, HUTCHINGS, SAGLIANO, SURMAN, JETER-JACKSON, and FARLEY offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Unionvale for 2014 under the name of Russell Sarachek and Libellule Sarachek , Account No. 135400-6762-00-820660-0000 , and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local Tax Assessor for the Town of Unionvale has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with his recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received February 27, 2015, relating to Account No. 135400-6762-00-820660-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

Municipality	Assessed Value	Exempt Amt.	Taxable Value	Corrected Tax
County	1,100,000		1,100,000	4,049.19
Town of Union Vale	1,100,000		1,100,000	3,545.68
Union Vale Fire	1,100,000		1,100,000	1,492.18
			TOTAL:	$9,087.05

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the

expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A342 Allowance for Uncollectible Taxes	$ 1,832.44
A430 Town of Union Vale	1,604.57
A430 Union Vale Fire (UF033)	675.28
Total	$ 4,112.29

CA-059-15
CEB/kvh G-194
03/10/15

Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Le Description (grid #) 135400-6762-00-820660-0000

Owner's Name Russell and Libellule Sarachek

Mailing Address 945 5th Ave 9G New York NY 10021

Property Location 87 Norris Rd.

School District Millbrook Central School Dist. Special District _____

Total Assessed Value now on roll 1,597,800 Corrected to 1,100,000

Taxable Assessed Value now on roll 1,597,800 Corrected to 1,100,000

Exempt codes and amounts if applicable

Amount Levied $13,199.34 Should be $9,087.05

Tax Bill Paid? ___ yes X no Verified with assessor? X yes ___ no

Error Claimed is defined in Real Property Tax Law, Section 550:

X Subdivision 2, Paragraph A (clerical error)
___ bdivision 3, Paragraph ___ (error in essential fact)
___ubdivision 7, Paragraph ___ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll ___

Exemption amount incorrectly calculated ___

Assessed value on roll does not match assessor's final work product X

Structure did not exist on taxable status date or was present on another parcel ___

Assessment based on incorrect acreage ___

Parcel should be Wholly Exempt ___

Parcel Misclassified as homestead, non-homestead or portions misallocated ___

Other: ___

Recommendation X **APPROVE APPLICATION** _____ **DENY APPLICATION**

Details: It is recommended that the application for a corrected 2014/15 Cnty/Town tax bill be approved.

A342 $1,832.44 / A430 (T/O Unionvale) $1,604.57 / A430 (Unionvale Fire UF033) $675.28

Investigator Margaret Burns Director Eric Alexander Date 3/11/2015

RP-554 (9/04)

NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

APPLICATION FOR CORRECTED TAX ROLL FOR THE YEAR 2015

Part 1: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

Russell & Libellule Sarachek
1a. Name of Owner

Day (646) 2395796 Evening ( )
2. Telephone Number

945 5th Avenue. #96
New York, NY 10021
1b. Mailing Address

87 Norris Road
Town of Union Vale
3. Parcel Location (if different than 1b.)

4. Description of real property as shown on tax roll or tax bill (Include tax map designation) 6762-00-820660

5. Account No. 18820660

6. Amount of taxes currently billed $13,199.34

7. I hereby request a correction of tax levied by town of Union Vale
(county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): As per attached form RP553 the assessment is incorrect and therefore tax amount is incorrect

2/27/15
Date

L. Filipo Sarachek
Signature of Applicant

PART II: For use by **COUNTY DIRECTOR:** Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 2/27/15

Period of warrant for collection of taxes: 12/15/14

Last day for collection of taxes without interest: 2/28/15

Recommendation: ☒ Approve application* ☐ Deny Application

3/18/2015
Date

Signature of County Director

*☐ If box is checked, this copy is for assessor and board of assessment review of city/town/village of _____ which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by **TAX LEVYING BODY** or **OFFICIAL DESIGNATED BY RESOLUTION** _____:
(Insert Number or Date)

____**APPLICATION APPROVED**

Amount of taxes currently billed: $_____

Notice of approval mailed to applicant on (enter date): _____
Order transmitted to collecting officer on (enter date): _____

Corrected tax: $ _____

____**APPLICATION DENIED** Reason: _____

Seal of Office

Date

Signature of Chief Executive Officer
or Official Designated by Resolution

Assessor Affidavit for Correction of Error

This affidavit or a letter signed by the assessor must be submitted for every requested Correction of Error.

I, Robert Taft assessor for the Town/City of Union Vale,

Dutchess County, do hereby affirm that the assessment or taxable assessment on

Grid # 135400-6762-00-820660

Owned by Russell & LLibellule Sarachek

As shown on the 2014 (yr) Assessment/Tax roll of the

Town/City of Union Vale

School District of 135801 Millbrook

is **incorrect** and may be corrected per RPTL 554.

An explanation of the error and how it occurred is as follows: (Please be specific) Clerical error.

Consent judgment assessment was not entered on the 2014 tax roll resulting in a

incorrect tax bill.

Assessment was:$1,597,800 Should Be: $1,100,000

Exemption was: $0.00 Should be: $0.00

I request the County Director investigate and make a recommendation to the tax levying body to correct such error and issue a new bill or refund.

Date 2-27-2015 Signature of Assessor or Designee

Whenever possible, proof of error MUST accompany this affidavit as applicable:

e.g.

Exemption application indicating approval/denial
Copy of property record card, work book or other final work product
Copy of paid tax bill
Verified statement of BAR (for grievance changes not appearing on final roll)
Any other documentation requested by the Director to complete the investigation

Rev. 9/5/2008 by Dutchess County Real Property Tax Service Agency

RP-553 (1/06)

NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

NOTICE AND PETITION OF ASSESSOR TO THE BOARD OF ASSESSMENT REVIEW FOR THE Union Vale (assessing unit) FOR CORRECTION OF THE 20 14 FINAL ASSESSMENT ROLL

To be completed in duplicate by assessor, or designated member of the Board of Assessors. Assessor is to transmit copy by certified mail, return receipt requested, to individual named in Part 2, item 1, EXCEPT where the proposed correction will result in a lower assessment. Transmit original to Chairman of Board of Assessment Review

PART 1: NOTICE OF PETITION

You are hereby notified that the Board of Assessment Review for Union Vale (Assessing Unit) will convene at _____ (a.m./p.m.) on 7/8/2014 (Date) at 249 Duncan Rd. LaGrangeville, NY 12540 (Location) for the purpose of acting on the Assessor's or Board of Assessor's petition (see below) to correct the 2014 (Year) final assessment roll.

Note: You may appear at the meeting and present any information relevant to the petition below. The Board of Assessment Review will notify the tax levying body of any changes to be made. The tax levying body will then notify you of any such change.

PART 2: PETITION

Russell & Libelleule Sarachek
1a. Name of Owner

Day ( ) Evening ( )
2. Telephone Number

87 Norris Road.Verbank, NY 12585
1b. Mailing Address

3. Parcel Location (if different than 1b.)

1c. E-mail Address (optional)

6762-00-820660
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. _____

6a. Entry appearing on final assessment roll:
Land Value 734,500
Total Value 1,597,800
Exempt Value 1,597,800

6b. Entry on final assessment roll should be:
Land Value 500,000
Total Value 1,000,000
Exempt Value 1,000,000

RECEIVED 2015 FEB 27 PM 1:49 REAL PROPERTY TAX SERVICES

7. Type of error (see definitions on reverse side):

✓ Clerical error, as defined in Sec. 550 (2), para. A
_____ Error in essential fact, as defined in Sec. 550 (3), para. ____
_____ Unlawful entry, as defined in Sec. 550(7), para. ____
_____ Omitted parcel of taxable real property or an omitted improvement on current or preceding year's assessment roll.
_____ Incorrect grant of partial exemption on preceding year's assessment roll; no transfer of title has occurred.

_____ An entry of assessed valuation of taxable State-owned land on current or preceding year's roll which is less than amount approved by the Office of Real Property Tax Services.
_____ An entry of assessed valuation of a special franchise on current or preceding year's roll which is less than final assessment thereof made by the Office of Real Property Tax Services or the full value of that special franchise as determined by the Office of Real Property Tax Services adjusted by the final state equalization rate established by the Office of Real Property Tax Services for the assessment roll upon which that value appears.

8. Describe how error occurred (Be specific; do not repeat definitions on reverse side; attach documentation) Agreement previous to signing of consent judgement was made but change was not made on the roll.

(Use additional sheets if necessary)

I, Robert taft, Assessor or designated member of the majority of the Board of Assessors of the Union Vale (Assessing Unit), hereby petition the Board of Assessment Review to correct the 20 14 final assessment roll as indicated above.

7/8/2014
Date

Robert Taft
Assessor's signature

To be completed by CHAIRMAN OF BOARD OF ASSESSMENT REVIEW:

Final assessment (to be included on verified statement of changes) ..... $ 1,000,000

REMARKS:

02/08/2014
Date

Signature of Chairman of Board of Assessment Review

Real Property Tax Law, Section 550(2):

A "clerical error" means:

(a) an entry of assessed value on the assessment roll which differs from the entry for the same parcel on the property record card, field book or other final work product of the assessor, or the final verified statement of the board of assessment review due to an error in transcription;
(b) a mathematical error in the computation of a partial exemption;
(c) an incorrect entry due to failure of the assessor to act on a partial exemption;
(d) [not applicable to final assessment rolls];
(e) an incorrect entry due to a mistake in the determination or transcription of a special assessment or other charge based on units of service provided by a special district;
(f) a duplicate entry of the description or assessed valuation, or both, of an entire single parcel;
(g) an entry on an assessment roll which is incorrect by reason of an arithmetical mistake by the assessor appearing on the property record card, field book or other final work product of the assessor; or
(h), (i) [not applicable to final assessment rolls].

2015 FEB 27 PM 1:49
REAL PROPERTY TAX SERVICES
RECEIVED

Real Property Tax Law, Section 550(3):

An "error in essential fact" means:

(a) the assessment of an improvement destroyed or removed prior to taxable status date;
(b) the assessment of an improvement not in existence or present on a different parcel;
(c) an incorrect entry of acreage which was considered by the assessor in valuing the parcel and which resulted in an incorrect assessed valuation, where such acreage is shown to be incorrect on a survey submitted by the applicant;
(d) the omission of the value of an improvement present on real property prior to taxable status date;
(e) an incorrect entry of a partial exemption for a parcel which is not eligible for such exemption; or
(f) misclassification of a parcel in an approved assessing unit which is exclusively used for either residential or non-residential purposes.

Real Property Tax Law, Section 550(7):

An "unlawful entry" means:

(a) an assessment of wholly exempt property on the taxable portion of the assessment roll;
(b) an assessment of real property located entirely outside the boundaries of the assessing unit, the school district, or the special district in which the real property is designated as being located;
(c) an entry made by a person or body without the authority to make such entry;
(d) an assessment of taxable state land which exceeds the assessment as approved by the Office of Real Property Tax Services; or
(e) an assessment of special franchise property which exceeds the final assessment as made by the Office of Real Property Tax Services
or the full value of that special franchise as determined by the Office of Real Property Tax Services adjusted by the final state equalization rate established by the State Board for the assessment roll upon which that value appears.

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: 12 **Resolution:** ✓ **Total :** 12 0

Absent: 0 **Motion:** ____ Yes No

Vacant: 0 **Abstentions:** 0

2015110 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL- TOWN OF UNION VALE

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015110 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL- TOWN OF UNION VALE

Date: April 13, 2015

Budget, Finance, & Personnel

RESOLUTION NO. 2015111

RE: APPROVAL OF APPLICATION FOR REFUND OF REAL PROPERTY TAXES AND TO AUHORIZE A CHARGE-BACK BY THE COMMISSIONER OF FINANCE
APPLICANT: Wing Road, LLC
120 E. 81st St. #3E
New York, NY 10028
ACCOUNT NO.: 135889-6767-00-562186-0000

Legislators BORCHERT, KELSEY, SAGLIANO, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Washington for 2014 under the name of Wing Road LLC, account no. 135889-6767-00-562186-0000;

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a refund of real property taxes on the basis of alleged clerical error, and

WHEREAS, pursuant to Section 556 of the Real Property Tax law, the County Director of the Real Property Tax Service Agency has investigated this claim, and has found that the local tax assessor in the Town of Washington has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with his recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now therefore, be it

RESOLVED, that the application received February 24, 2015 relating to account no. 135889-6767-00-562186-0000for a refund is hereby approved, and be it further

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to issue a tax refund to the applicant in the amount of $6,435.58 and to charge-back the erroneous taxes on next year's levy as follows:

A342	Allowance for Uncollectible Taxes	$1,417.35
A430	Town of Washington	450.04
A430	Millbrook Library	25.50
A430	Washington Fire Prot.	107.62
A440	Millbrook CSD	4,435.07
	TOTAL:	$6,435.58

and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized, empowered and directed to mail a copy of the approved application and this resolution to the applicant.

CA-055-15
CEN/MB/kvh G-0194
3/10/15

Fiscal Impact: None.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Legal Description (grid #) **135889-6767-00-562186-0000**

Owner's Name **Wing Road LLC**

Mailing Address **120 E 81st St #3E New York NY 10028**

Property Location **129 Wing Rd.**

School District **Millbrook Central School Dist.** Special District _____

Total Assessed Value now on roll **795,700** Corrected to **495,000**

Taxable Assessed Value (Prior to Star) now on roll **795,700** Corrected to **495,000**

Exempt codes and amounts if applicable

Amount Levied **$17,029.56** Should be **$10,593.98**

Tax Bill Paid? **X** yes ___no Verified with assessor? **X** yes ___no

Error Claimed is defined in Real Property Tax Law, Section 550:

X Subdivision 2, Paragraph **A** (clerical error)
___ division 3, Paragraph ___ (error in essential fact)
___Subdivision 7, Paragraph ____ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll ___

Exemption amount incorrectly calculated ___

Assessed value on roll does not match assessor's final work product **X**

Structure did not exist on taxable status date or was present on another parcel ___

Assessment based on incorrect acreage ___

Parcel should be Wholly Exempt ___

Parcel Misclassified as homestead, non-homestead or portions misallocated ___

Other: ___

Recommendation **X** **APPROVE APPLICATION** _____**DENY APPLICATION**

Details: **It is recommended that the application for a partial refund of the 2014/15 Cnty/Town tax bill be approved**

A 2 $1,417.35 / A430 (T/O Washington) $450.04 / A430 (Millbrook Lib) $25.50
A430 (Washington Fire WF037) $107.62 / A440 (Millbrook CSD) $4,435.07

Investigator Margaret Burns Director Eric Oberlander Date 2/24/2015

RP-556 (1/06)

NEW YORK STATE DEPARTMENT OF TAXATION & FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

APPLICATION FOR REFUND AND CREDIT OF REAL PROPERTY TAXES FOR THE YEAR(S) 20 14 and 2015

RECEIVED 2015 FEB 24 AM 9:35 REAL PROPERTY TAX SERVICES

Part 1: To be completed in duplicate by Applicant. For refund or credit of real property tax, submit both copies to County Director of Real Property Tax Services (in Nassau and Tompkins Counties, submit to Chief Assessing Officer), or in a village which has retained its assessing unit status, submit to the village assessor or chairman of village board of trustees. The application must be submitted within three years of the annexation of the warrant for the collection of such tax. For an "unlawful entry" as defined in Sec. 550(7)(a) of the Real Property Tax Law, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll. (See definitions on reverse side).

Wing Road LLC
1a. Name of Owner

Day (845) 677 2600 Evening ( )
2. Telephone Number

~~85 Kennel Road~~ 120 E. 81 Street # 3E
~~Wassaic NY 12592~~ New York, NY 10028
1b. Mailing Address

129 Wing Road, Millbrook NY
3. Parcel Location (if different than 1b.)

1c. E-mail Address (optional)

135889-6767-00-562186-0000 129Wing Road, Town of Washington One family Residence
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 20562186 (as appears on tax bill) 6a. Amount of taxes paid or payable 17,029.56 6b. Date of payment (if paid) 2/23/15

7. I hereby request a refund or credit of real property taxes levied for the year(s) 2014 and 2015 by Town of Washington * (Tax levying body)
for the following reasons (use additional sheets if necessary):
* and Millbrook Central School District. Property assessment had been reduce by stipulation for the 2104 roll.(see att)

* Insert name of village, county, city, school district; town in Westchester County

2/23/15
Date

John Tucker
Signature of Applicant

PART II: For use by **COUNTY DIRECTOR, VILLAGE ASSESSOR:** Attach written report including documentation and recommendation (Include type of error as defined in Sec. 550)

Date application received: 2/24/2015 Date warrant annexed: 12/15/14

Last day for collection of taxes without interest: 2/28/15

Recommendation: ☒ Approve application* ☐ Deny Application

2/24/2015
Date

Signature of Official

*☐ If box is checked, this copy is for assessor and board of assessment review of city/town/village of _____ which are to consider attached report and recommendation as equivalent of petitions filed pursuant to section 553.

PART III: For use by **TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION** _____:
(Insert Number or Date)

APPLICATION APPROVED (Check reason) ☐ Clerical error ☐ Unlawful entry ☐ Error in essential fact

Amount of taxes paid: $_____ Amount of taxes due: $_____

Amount of refund or outstanding tax to be credited: $_____

APPLICATION DENIED Reason: _____

Date

Signature of Chief Executive Officer or Official Designated by Resolution

RP-524 (3/09)

NEW YORK STATE DEPARTMENT OF TAXATION & FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

COMPLAINT ON REAL PROPERTY ASSESSMENT FOR 20 14

BEFORE THE BOARD OF ASSESSMENT REVIEW FOR Washington
(city, town village or county)

PART ONE: GENERAL INFORMATION

(General information and instructions for completing this form are contained in form RP-524-Ins)

1. Name and telephone no. of owner(s)

Wing Road LLC

Day no. ( )

Evening no. ( )

2. Mailing Address of owner(s)

101 Strever Farm Road

Pine Plains, New York 12567

Email (optional)

3. Name, address and telephone no. of representative of owner, if representative is filing application. (if applicable, complete Part Four on page 4.)

Shawn B. Pratt, Esq. PO BOX 1238, Millbrook, New York 12545; Phone: (845) 677-2600 Fax: (845) 677-2603

4. Property location

129 Wing Road
Street Address

Village (if any)

Washington
City/Town

Dutchess
County

Millbrook CSD
School District

5. Property identification (see tax bill or assessment roll)

Tax map number or section/block/lot 6767-00-562186

Type of property: Residence X Farm ____ Vacant land ____
Commercial ____ Industrial ____ Other ____

Description: Uninhabitable house on 5 acres

6. Assessed value appearing on the assessment roll:

Land $ 150,000 Total $ 795,700

7. Property owner's estimate of market value of property as of valuation date (see instructions) $ 425,000.00

PART TWO: INFORMATION NECESSARY TO DETERMINE VALUE OF PROPERTY

(If additional explanation or documentation is necessary, please attach)

Information to support the value of property claimed in Part One, item 7 (complete one or more):

1. x Purchase price of property: * original contract of Sale $425,000 (12/15/13) $450,000

   a. Date of purchase: 3/21/14

   b. Terms ____ Cash x Contract ____ Other (explain)

   c. Relationship between seller and purchaser (parent-child, in-laws, siblings, etc.): none

   d. Personal property, if any, included in purchase price (furniture, livestock, etc.; attach list and sales tax receipt): ____

2. x Property has been recently offered for sale (attach copy of listing agreement, if any):

   When and for how long: years on market

   How offered: MLS Asking price: $ 425,000.00

3. ___ Property has been recently appraised (attach copy): When: ____ By Whom: ____

   Purpose of appraisal: ____ Appraised value: $ ____

4. x Description of any buildings or improvements located on the property, including year of construction and present condition:

   See Broker's letter attesting to poor condition

5. ___ Buildings have been recently remodeled, constructed or additional improvements made:

   Cost $ ____

   Date Started: ____ Date Completed: ____

   Complainant should submit construction cost details where available.

6. ___ Property is income producing (e.g., leased or rented), commercial or industrial property and the complainant is prepared to present detailed information about the property including rental income, operating expenses, sales volume and income statements.

7. X Additional supporting documentation (check if attached).

   *Broker's Letter

   * Original Contract of Sale

PART THREE: GROUNDS FOR COMPLAINT

A. UNEQUAL ASSESSMENT (Complete items 1-4)

1. The assessment is unequal for the following reason: (check a or b)
   - a. x The assessed value is at a higher percentage of value than the assessed value of other real property on the assessment roll.
   - b. ___ The assessed value of real property improved by a one, two or three family residence is at a higher percentage of full (market) value than the assessed value of other residential property on the assessment roll or at a higher percentage of full (market) value than the assessed value of all real property on the assessment roll.
2. The complainant believes this property should be assessed at 100 % of full value based on one or more of the following (check one or more):
   - a. x The latest State equalization rate for the city, town or village in which the property is located is 100 %.
   - b. ___ The latest residential assessment ratio established for the city, town or village in which the residential property is located. Enter latest residential assessment ratio only if property is improved by a one, two or three family residence %.
   - c. x Statement of the assessor or other local official that property has been assessed at 100 %.
   - d. ___ Other (explain on attached sheet).
3. Value of property from Part one #7 ..... $425,000
4. Complainant believes the assessment should be reduced to $425,000

B. EXCESSIVE ASSESSMENT (Check one or more)

The assessment is excessive for the following reason(s):

1. x The assessed value exceeds the full value of the property.
   - a. Assessed value of property $795,700
   - b. Complainant believes that assessment should be reduced to full value of (Part one #7) $425,000
   - c. Attach list of parcels upon which complainant relies for objection, if applicable.
2. ___ The taxable assessed value is excessive because of the denial of all or portion of a partial exemption.
   - a. Specify exemption (e.g., senior citizens, veterans, school tax relief [STAR]) ___
   - b. Amount of exemption claimed ..... $ ___
   - c. Amount granted, if any ..... $ ___
   - d. If application for exemption was filed, attach copy of application to this complaint.
3. ___ Improper calculation of transition assessment. (Applicable only in approved assessing unit which has adopted transition assessments.)
   - a. Transition assessment ..... $ ___
   - b. Transition assessment claimed ..... $ ___

C. UNLAWFUL ASSESSMENT (Check one or more)

The assessment is unlawful for the following reason(s):

1. ___ Property is wholly exempt. (Specify exemption (e.g., nonprofit organization))
2. ___ Property is entirely outside the boundaries of the city, town, village, school district or special district in which it is designated as being located.
3. ___ Property has been assessed and entered on the assessment roll by a person or body without the authority to make the entry.
4. ___ Property cannot be identified from description or tax map number on the assessment roll.
5. ___ Property is special franchise property, the assessment of which exceeds the final assessment thereof as determined by the Office of Real Property Tax Services. (Attach copy of certificate.)

D. MISCLASSIFICATION (Check one)

The property is misclassified for the following reason (relevant only in approved assessing unit which establish homestead and non-homestead tax rates):

___ Class designation on the assessment roll: ..... ___

1. ___ Complainant believes class designation should be ..... ___
2. ___ The assessed value is improperly allocated between homestead and non-homestead real property.

Allocation of assessed value on assessment roll		Claimed allocation
Homestead	$	$
Non - Homestead	$	$

RP-524 (03/09)

PART FOUR: DESIGNATION OF REPRESENTATIVE TO MAKE COMPLAINT

I, John Tinker of Wing Road LLC, as complainant (or officer thereof) hereby designate Shawn B. Pratt, Esq. to act as my representative in any and all proceedings before the board of assessment review of the city/town/village/county of Washington for purposes of reviewing the assessment of my real property as it appears on the 2014 (year) tentative assessment roll of such assessing unit.

5/21/2014
Date

John Tinker
Signature of owner (or officer thereof)

PART FIVE: CERTIFICATION

I certify that all statements made on this application are true and correct to be best of my knowledge and belief, and I understand that the making of any willful false statement of material fact herein will subject me to the provisions of the Penal Law relevant to the making and filing of false instruments.

5/21/2014
Date

John Tinker
Signature of owner (or representative)

PART SIX: STIPULATION

The complainant (or complainant's representative) and assessor (or assessor designated by a majority of the board of assessors) whose signatures appear below stipulate that the following assessed value is to be applied to the above described property on the 2014 (year) assessment roll: Land $ Total $ 495,000.00

(Check box if stipulation approves exemption indicated in Part Three, section B.2. or C.1.)

Complainant or representative

Assessor

5/21/14
Date

SPACE BELOW FOR USE OF BOARD OF ASSESSMENT REVIEW

Disposition

- ☐ Unequal assessment
- ☐ Unlawful assessment
- ☐ Ratification of stipulated assessment
- ☐ Excessive assessment
- ☐ Misclassification
- ☐ No change in assessment

Reason: _____

Vote on Complaint

- ☐ All concur
- ☐ All concur except: _____ (Name) ☐ against ☐ abstain ☐ absent
- _____ (Name) ☐ against ☐ abstain ☐ absent

	Tentative assessment	Claimed assessment	Decision by Board of Assessment Review
Total assessment	$	$	$
Transition assessment (if any)	$	$	$
Exempt amount	$	$	$
Taxable assessment	$	$	$

Class designation and allocation of assessed value (if any):

Homestead	$	$	$
Non-homestead	$	$	$

Date notification mailed to complainant _____

Budget, Finance, and Personnel Committee Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: 12 **Resolution:** ✓ **Total :** 12 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015111 APPROVAL OF APPLICATION FOR REFUND OF REAL PROPERTY TAXES AND TO AUTHORIZE A CHARGE-BACK BY THE COMMISSIONER OF FINANCE – TOWN OF WASHINGTON

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0
Absent: 0 **Motion:** ___ Yes No
Vacant: 0 **Abstentions:** 0

2015111 APPROVAL OF APPLICATION FOR REFUND OF REAL PROPERTY TAXES AND TO AUTHORIZE A CHARGE-BACK BY THE COMMISSIONER OF FINANCE – TOWN OF WASHINGTON

Date: April 13, 2015

Public Safety

RESOLUTION NO. 2015112

RE: AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Legislators ROMAN, FLESLAND, BOLNER, HORTON, SAGLIANO, WEISS, JETER-JACKSON, FARLEY, JOHNSON, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the District Attorney has requested the appropriation of forfeiture of crime proceeds, and

WHEREAS, pursuant to Article 13-A of the CPLR, said funds must be used to enhance prosecutorial and law enforcement efforts and not to supplement ordinary budgetary expenses, and

WHEREAS, the District Attorney has requested that the sum of $41,178 be placed in various District Attorney Asset Forfeiture accounts to be used for the purchase of equipment, office supplies and training expenses, listed in on the attached Asset Forfeiture Expenditure sheet, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized and directed to amend the 2015 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1165.05.4160	Office Supplies	$20,294
A.1165.05.4620.72	Employee travel and expense	2,800
A.1165.05.4631	Training and seminars	6,244
A.1165.05.4765.312	Reimb. Expenses Municipalities	3,900
A.1165.05.4750	Other Equipment – ND	6,885
A.1165.05.4654	Reimb Non-Employee Expense	1,055
		$41,178

REVENUES

Increase

A.9998.95110.01	Approp. Res. Asset Forfeiture – State	$41,178

CA-058-15
LDF/kvh/G-0135
3/09/15
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ 41,178

Total Current Year Revenue and Source $ 41,178

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☑ Other *(explain)*.

Identify Line Items(s):
Please see attached spreadsheet

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:
This resolution is to appropriate Asset Forfeiture Funds to enable the purchase of equipment, etc. listed on the attached Asset Forfeiture Expenditure sheet.

Prepared by: Gina Barry/Heidi Owens

Asset Forfeiture Expenditures

4160-OFFICE SUPPLIES		
DVD Duplicator @$331 each	331.00	Town of East Fishkill Police
DVD Duplicator @$331 each	331.00	Dutchess County District Attorney
4 Sony Cyber Shot Digital Cameras at $417 each	1,668.00	Dutchess County Drug Task Force
4 Cannon Digital Camcorders at $445.35 each	1,782.00	Dutchess County Drug Task Force
5 Key fob digital video/audio recorders @ $399 each	1,995.00	Dutchess County Drug Task Force
1 HP Office Jet MOB Printer at $225.75	226.00	Dutchess County Drug Task Force
1 Kanguru 1-5 DVD Duplicator at $541.63	542.00	Dutchess County Drug Task Force
4 Pentaplex Real Time 4CH DVR @ $330	1,320.00	Dutchess County Sheriff's Office
1 Pentaplex Real Time DVR @ 392 each	392.00	Dutchess County Sheriff's Office
Miscellaneous Office Supplies	5,000.00	Dutchess County District Attorney
Smoke Detector @ $45 each	45.00	Dutchess County Sheriff's Office
4 Plug and play cable kits @ $12 each	48.00	Dutchess County Sheriff's Office
Power Supply @$45 each	45.00	Dutchess County Sheriff's Office
Coax Jumper Cable @ $34 each	34.00	Dutchess County Sheriff's Office
6 Lenovo Laptops @890.17 each	5,346.00	Dutchess County District Attorney
3 Single Zone Base Stations @ $396.14 each	1,189.00	Dutches County Sheriff's Office
TOTAL:	**20,294.00**	
4620.72 - EMPLOYEE TRAVEL AND EXPENSE		
Forensic Art Training	1,500.00	Dutchess County District Attorney
International Symposium on Child Abuse	1,300.00	Child Advocacy Center
TOTAL:	**2,800.00**	
4631 - TRAINING AND SEMINARS		
CLE Credits for ADA's	3000.00	Dutchess County District Attorney
Youth Firesetter Intervention Specialist	1600.00	Dutchess County Sheriff's Office
IAI Forensic Art Training	625.00	Dutchess County District Attorney
International Symposium on Child Abuse	519.00	Child Advocacy Center
UTK Skeletal Trauma Course	500.00	New York State Police
TOTAL:	**6,244.00**	
4765.312 - ASSET FORFEITURE REIMBURSED EXPENSES - MUNICPALITIES		
Two Digital Video Recorder Systems for Interviewing	3,900.00	Town of East Fishkill Police
TOTAL:	**3,900.00**	

Asset Forfeiture Expenditures

4750 - OTHER EQUIPMENT - ND		
3 Synthesized Voice Transmitters at $2295 each	6,885.00	Dutchess County Drug Task Force
TOTAL:	**6,885.00**	
4654 - REIMBURSEMENT OF NON-EMPLOYEE		
UTK Skeletal Trauma Course Travel Expenses	1,055.00	New York State Police
Total-4760:	**1,055.00**	
TOTAL TO BE APPROPRIATED:	**41,178.00**	
TOTALS BY PROGRAM		
Dutchess County Drug Task Force	13,098.00	
Town of East Fishkill Police Department:	4,231.00	
Dutchess County Sheriff's Department	4,673.00	
New York State Police	1,555.00	
Child Advocacy Center	1,819.00	
Dutchess County District Attorney's Office:	15,802.00	
TOTAL TO BE APPROPRIATED:	**41,178.00**	

Asset Forfeiture Budget Amendments

APPROPRIATION		
Increase		
A.1165.05.4160	OFFICE SUPPLIES	20,294.00
A.1165.05.4620.72	EMPLOYEE TRAVEL & EXP	2,800
A.1165.05.4631	TRAINING & SEMINARS	6,244
A.1165.05.4765.312	REIMBURSED ESPENSES - Municipality	3,900
A.1165.05.4750	OTHER EQUIPMENT	6,885
A.1165.05.4654	REIMBURSED EXPENSES - NO EMPLOYEE	$1,055
		41,178
REVENUE		
Increase		
A.9998.95110.01	State - Reserve	

Public Safety Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	Johnson		
District 12 - Town of East Fishkill	Weiss		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (VC)		

Present: 12 **Resolution:** ✓ **Total :** 12 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015112 AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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District 5 - Town of Poughkeepsie	Roman		
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District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015112 AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Date: April 13, 2015

For Discussion Only 4-9-15
Public Works & Capital Projects

RESOLUTION NO. 2015113

BOND RESOLUTION DATED MAY 11, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $1,333,200 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF VARIOUS COUNTY BUILDINGS IN AND FOR SAID COUNTY.

WHEREAS, the capital projects hereinafter described, as proposed, have been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant effect on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital projects; NOW, THEREFORE

BE IT RESOLVED, by the County Legislature of the County of Dutchess, New York, as follows:

Section 1. The reconstruction of various County buildings in and for the County of Dutchess, New York, including original equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith as hereinafter described, is hereby authorized at a maximum estimated cost of $1,333,200.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of $1,333,200 serial bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law, allocated as follows:

a. Reconstruction of buildings, including roofs and/or heating, ventilating and air conditioning improvements and/or security improvements ($676,700 serial bonds); and

b. Elevator upgrades at County buildings ($656,500 serial bonds).

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes described in Section 2a hereof is 25 years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law, and for the aforesaid class of objects or purposes described in Section 2b hereof is 10 years, pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of

Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity

clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in full in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

* * * * *

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the County Legislature of the County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on May 11, 2015, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 23 ayes and 0 noes, with 2 members being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on May 15, 2015, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

I FURTHER certify that all members of said Legislature had due notice of said meeting, and that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media	Date given
Southern Dutchess News	May 8, 2015
Poughkeepsie Journal	May 8, 2015

and that I further duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of posted notice	Date of Posting
22 Market Street, 6th Floor, County Office Building Poughkeepsie, NY 12601	May 8, 2015

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 12TH day of May 2015.

Carolyn Morris
Clerk, County Legislature

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 5/15/2015

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the County Legislature of the County of Dutchess, New York, on the 11th day of May 2015 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said County is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Date: Poughkeepsie, New York
May 18, 2015

Carolyn Morris
Clerk, County Legislature

Building Reconstruction - DPW Building Repair

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	$1,346,532	$93,645	$42,156	$135,801
2	$1,252,887	$93,645	$39,375	133,021
3	$1,159,242	$93,645	$36,595	130,240
4	$1,065,596	$93,645	$33,815	127,460
5	$971,951	$93,645	$31,035	124,680
6	$878,306	$93,645	$28,254	121,899
7	$784,661	$93,645	$25,474	119,119
8	$691,016	$93,645	$22,694	116,339
9	$597,371	$93,645	$19,913	113,559
10	$503,725	$93,645	$17,133	110,778
11	$410,080	$27,339	$14,353	41,691
12	$382,742	$27,339	$13,396	40,735
13	$355,403	$27,339	$12,439	39,778
14	$328,064	$27,339	$11,482	38,821
15	$300,725	$27,339	$10,525	37,864
16	$273,387	$27,339	$9,569	36,907
17	$246,048	$27,339	$8,612	35,950
18	$218,709	$27,339	$7,655	34,994
19	$191,371	$27,339	$6,698	34,037
20	$164,032	$27,339	$5,741	33,080
21	$136,693	$27,339	$4,784	32,123
22	$109,355	$27,339	$3,827	31,166
23	$82,016	$27,339	$2,871	30,209
24	$54,677	$27,339	$1,914	29,252
25	$27,339	$27,339	$957	28,296
TOTAL		$1,346,532	$411,266	$1,757,798
AVG. PER YEAR		$53,861	$16,451	$70,312

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	$1,346,532	
ANTICIPATED INTEREST RATE		3.00%
TERM 25 YEARS. ANTICIPATED FEES:		$13,332
ANTICIPATED ANNUAL COST (PRIN + INT):		$70,312
TOTAL PAYBACK (ANNUAL COST x TERMS):		$1,757,798

PREPARED BY HEIDI SEELBACH

H0484 - 2015 DPW Buildings Repairs

APPROPRIATIONS			
Increase			
	H0484.1620.3150	Building Reconstruction	$1,320,000
	H0484.1620.3900	Bond Issuing Costs	$13,200
			$1,333,200
REVENUES			
Increase			
	H0484.1620.57100	Serial Bonds	$1,333,200
			$1,333,200

Security Upgrades
Family Court Building
50 Market Street

- Existing CASI Security System at Family Court Building outmoded and continually problematic.

- AMAG system has become the standard security access system throughout the County.

- Need to replace the outmoded CASI system with AMAG system.

- Estimate for complete replacement of the CASI system with AMAG system - **$400,000.**

Elevator Upgrades
County Office Building
22 Market Street

- Continual issues with the existing public elevators at the County Office Building.

- Complete modernization of elevator cars including new:
  - Controllers,
  - Re-gen drives,
  - Motors,
  - Door operators,
  - Wiring,
  - Fixtures
  - Cab interiors.

- Modernization to take 10 weeks.

- Estimated cost for modernization of 2 public elevators at COB - **$450,000.**

Elevator Upgrades
DCFS
60 Market Street

- Continual issues with the existing public elevators at the DCFS Building.

- Complete modernization of elevator cars including new:
  - Door restrictors,
  - Aut-o-safe
  - Remote elevator monitoring
  - Power unit – starter, pump, motor, valve
  - Door operators,
  - Wiring,
  - Cab interiors.

- Modernization to take 8-10 weeks.

- Estimated cost for modernization of 2 public elevators at DCFS - **$200,000.**

- HVAC related piping in many County Buildings is reaching the end of its useful life and will require replacement over the next few years.

- Based on anticipated available funding, the most crucial pipe replacement in the HVAC systems at the COB and the Courthouse is proposed to be completed this year.

- Estimated cost for this crucial pipe replacement - **$195,000.**

- The boiler at the Pine Plains Outpost has reached the end of its useful life and also needs to be replaced.

- Estimated cost for replacement (with in-house DPW staff providing the labor) - **$25,000.**

HVAC/Infrastructure Upgrades

COB
22 Market Street

County Courthouse
10 Market Street

Pine Plains Outpost

County of Dutchess
Department of Public Works

Resolution No. 2015113 – Reconstruction Items for Various County Buildings

Total Requested: $1.32 Million

Roof Repair

EDGC

- Roof repairs are required at the EDGC building.
- Important to make repairs now to prevent significant leaks.
- Estimated cost for repair- **$50,000.**

Summary

•Security Upgrades – 50 Market	$400,000
•Elevator Upgrades – 22 and 60 Market	$650,000
•HVAC Infrastructure Upgrades	$220,000
•EDGC Roof Repair	$50,000
•Total Capital Project request	**$1,320,000**

County of Dutchess
Department of Public Works

Resolution No. 2015113 – Reconstruction Items for Various County Buildings

Total Requested: $1.32 Million

Resolution 2015113, A Resolution Authorizing the Issuance of $1,333,200 Serial Bonds of the County of Dutchess, New York, to Pay the Cost of the Reconstruction of Various County Buildings in and for Said County, was offered for discussion only at the April 9, 2015, Public Works and Capital Projects Committee, and considered at the May 11, 2015, Board Meeting.

Roll call vote on the foregoing resolution resulted as follows:

AYES:	23	Bolner, Borchert, Farley, Flesland, Horton, Hutchings, Ignaffo, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Nesbitt, Perkins, Pulver, Rolison, Roman, Sagliano, Strawinski, Surman, Thomes, Tyner, Weiss
NAYS:	0	
ABSENT:	2	Johnson and Amparo

Resolution adopted.

Public Works and Capital Projects Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	absent	
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ___ **Abstentions:** 0

Vacant: 0

2015113 A RESOLUTION AUTHORIZING THE ISSUANCE OF $1,333,200 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF VARIOUS COUNTY BUILDINGS IN AND FOR SAID COUNTY

Date: May 7, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo	absent	
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 23 **Resolution:** ✓ **Total :** 23 0

Absent: 2 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015113 A RESOLUTION AUTHORIZING THE ISSUANCE OF $1,333,200 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF VARIOUS COUNTY BUILDINGS IN AND FOR SAID COUNTY

Date: May 11, 2015

FOR DISCUSSION ONLY 4-9-15
PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2015114

BOND RESOLUTION DATED MAY 11, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $610,545 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COUNTY'S SHARE OF THE COST OF THE PURCHASE OF BUSES FOR PUBLIC TRANSIT, IN AND FOR SAID COUNTY.

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE

BE IT RESOLVED, by the County Legislature of the County of Dutchess, New York, as follows:

Section 1. The County's share of the cost of the purchase of public transit buses, with alternative fuel modalities where appropriate and available, in and for the County of Dutchess, New York, including incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of $610,545. The total maximum estimated cost is $6,051,045.

Section 3. It is hereby determined that the plan for the financing of said class of objects or purposes is as follows:

(a) by the issuance of the $610,545 serial bonds hereby authorized to be issued pursuant to the provisions of the Local Finance Law; and

(b) by the expenditure of $604,500 monies received or to be received from State grants-in-aid, which monies are hereby appropriated therefor.

(c) by the expenditure of $4,836,000 monies received or to be received from Federal grants-in-aid, which monies are hereby appropriated therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years, pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule

of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

* * * * *

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the County Legislature of the County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on May 11, 2015, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 23 ayes and 0 noes, with 2 members being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on May 15, 2015, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

I FURTHER certify that all members of said Legislature had due notice of said meeting, and that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media	Date given
Southern Dutchess News	May 8, 2015
Poughkeepsie Journal	May 8, 2015

and that I further duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of posted notice	Date of Posting
22 Market Street, 6th Floor, County Office Building Poughkeepsie, NY 12601	May 8, 2015

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 12TH day of May 2015.

Carolyn Morris
Clerk, County Legislature

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 5/15/2015

LEGAL NOTICE OF ESTOPPEL

The following entitled bond resolution, a summary of which is published herewith, has been adopted on May 11, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Dutchess, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is each available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Poughkeepsie, New York,

May 12, 2015.

Carolyn Morris

Clerk, County Legislature

RESOLUTION NO. 2015114

BOND RESOLUTION DATED MAY 11, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $610,545 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COUNTY'S SHARE OF THE COST OF THE PURCHASE OF BUSES FOR PUBLIC TRANSIT, IN AND FOR SAID COUNTY.

Class of objects or purposes:	County's share of the purchase of buses for public transit
Period of probable usefulness:	5 years
Maximum estimated cost:	$6,051,045
Amount of bonds to be issued:	$610,545 bonds
Other monies:	$604,500 State aid; $4,836,000 Federal aid
SEQRA Status:	Type II Action

Buses - Enterprise Transportation

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	$610,545	$122,109	$9,158	$131,267
2	488,436	122,109	7,327	129,436
3	366,327	122,109	5,495	127,604
4	244,218	122,109	3,663	125,772
5	122,109	122,109	1,832	123,941
TOTAL		$610,545	$27,475	$638,020
AVG. PER YEAR		$122,109	$5,495	$127,604

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	$610,545	
ANTICIPATED INTEREST RATE		1.50%
TERM	5 YEARS. ANTICIPATED FEES:	$6,045
ANTICIPATED ANNUAL COST (PRIN + INT):		$127,604
TOTAL PAYBACK (ANNUAL COST x TERMS):		$638,020

PREPARED BY HEIDI SEELBACH

ET0483 2015 Bus Replacement

APPROPRIATIONS			
Increase			
	ET0483.5680.2300.05	Motor Vehicles - 5 Year	$6,045,000
	ET0483.5680.3900	Bond Issue Costs	$6,045
			$6,051,045
REVENUES			
Increase			
	ET0483.5680.45890.00	Federal - Other Transportation - Capital Project	$4,836,000
	ET0483.5680.35890.00	State - Other Transportation - Capital Project	$604,500
	ET0483.5680.57100	Serial Bonds	$610,545
			$6,051,045

Resolution 2015114, A Resolution Authorizing the Issuance of $610,545 Serial Bonds of the County of Dutchess, New York, to Pay the Cost of the County's Share of the Cost of the Purchase of Buses for Public Transit, in and For Said County, was offered for discussion only at the April 9, 2015, Public Works and Capital Projects Committee, and considered at the May 11, 2015, Board Meeting.

Roll call vote on the foregoing resolution resulted as follows:

AYES:	23	Bolner, Borchert, Farley, Flesland, Horton, Hutchings, Ignaffo, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Nesbitt, Perkins, Pulver, Rolison, Roman, Sagliano, Strawinski, Surman, Thomes, Tyner, Weiss
NAYS:	0	
ABSENT:	2	Johnson and Amparo

Resolution adopted.

Public Works and Capital Projects Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	absent	
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*	absent	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

Present: 10 **Resolution:** ✓ **Total :** 10 (Yes) 0 (No)

Absent: 2 **Motion:** ____ **Abstentions:** 0

Vacant: 0

2015114 A RESOLUTION AUTHORIZING THE ISSUANCE OF $610,545 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COUNTY'S SHARE OF THE COST OF THE PURCHASE OF BUSES FOR PUBLIC TRANSIT, IN AND FOR SAID COUNTY

Date: May 7, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo	absent	
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 23 **Resolution:** ✓ **Total :** 23 Yes 0 No

Absent: 2 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015114 A RESOLUTION AUTHORIZING THE ISSUANCE OF $610,545 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COUNTY'S SHARE OF THE COST OF THE PURCHASE OF BUSES FOR PUBLIC TRANSIT, IN AND FOR SAID COUNTY

Date: May 11, 2015

RESOLUTION NO. 2015115

RE: AUTHORIZING LEASE OF COUNTY PROPERTY TO THE HOPEWELL DEPOT RESTORATION CORPORATION LOCATED AT THE HOPEWELL JUNCTION TRAILHEAD OF THE DUTCHESS RAIL TRAIL IN THE TOWN OF EAST FISHKILL

Legislators HUTCHINGS, FLESLAND, HORTON, WEISS, BORCHERT, ROMAN, SAGLIANO, KELSEY, JETER-JACKSON, MAC AVERY, FARLEY, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the County is the owner of the Dutchess Rail Trail which traverses through the Towns of East Fishkill, Wappinger, LaGrange and Poughkeepsie,

WHEREAS, the section of the Dutchess Rail Trail situated in the Town of East Fishkill is identified as Grid No. 05-6457-01-346751-00 and

WHEREAS, the County and the Hopewell Depot Restoration Corp. entered into a fifteen (15) year Lease Agreement dated October 2, 1997 pursuant to Resolution No. 266 of 1997 that provided for the transfer of the building known as the Hopewell Depot to the Restoration Corp., the granting of an easement for ingress and egress, and permission to restore the Hopewell Depot building, and

WHEREAS, said Lease was amended and extended for another fifteen (15) year period by Resolution No. 2012201, and

WHEREAS, the parties wish to enter into a new Lease, for the term of September 1, 2012 through August 31, 2027, to allow the Restoration Corp. to conduct certain fund raising activities on County owned property and to allow the Restoration Corp. to lease more property in order to construct a signal tower building, and

WHEREAS, the Lease Agreement dated October 2, 1997, County Contract No. 97-0643-8/2012-PW and the Amendments thereto dated August 1, 2011 and September 18, 2012 are hereby terminated and superseded by a new Lease Agreement, now therefore, be it

RESOLVED, that the County Executive or his designee be and hereby is authorized to execute the Lease, in substantially the same form as attached hereto, as well as any and all other documents that may be necessary to effectuate the lease.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

CA-078-15 CAB/kvh/R-0659-A
03/13/15 Fiscal Impact: See attached statement

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ 0

Total Current Year Revenue $ 1
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☑ Other *(explain)*.

Identify Line Items(s):
Hopewell Depot Restoration Corp lease for additional County property and for additional not-for-profit activities.

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: $0

Net County Cost (this year): $0
Over Five Years: _____

Additional Comments/Explanation:
The Restoration Corp has been planning to reconstruct a replica Signal Tower at the original location of the historic Signal Tower; this location is just across the WRS DRT from the existing Hopewell Depot. The replica Signal Tower would house education materials, an observation deck and toilet facilities. The Restoration Corp is requesting additional lease space from the County adjacent to the WRS DRT in order to construct this Signal Tower.

In addition, the Restoration Corp would like to be able to hold a variety of fundraising and entertainment events entertainment events in support of the not-for-profit Restoration Corp on the County property that it currently leases and the adjacent County property.

Prepared by: Noel Knille

LEASE AGREEMENT

THIS LEASE AGREEMENT, made this ____ day of _____, 2015, by and between the COUNTY OF DUTCHESS, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "COUNTY") and HOPEWELL DEPOT RESTORATION CORPORATION, a not-for-profit corporation whose address is P.O. Box 1044, 36 Railroad Avenue, Hopewell Junction, New York 12533 (hereinafter referred to as the "RESTORATION CORP.").

W I T N E S S E T H :

WHEREAS, the County is the owner of the William R. Steinhaus Dutchess Rail Trail (WRSDRT), which traverses through the Towns of East Fishkill, Wappinger, LaGrange and Poughkeepsie, and

WHEREAS, the section of the WRSDRT situated in the Town of East Fishkill is identified as tax Grid No. 132800-6357-02-906965-00, and

WHEREAS, the County and the Hopewell Depot Restoration Corp. entered into a fifteen (15) year Lease Agreement dated October 2, 1997 pursuant to Resolution No. 266 of 1997 that provided for the transfer of the building known as the Hopewell Depot to the Restoration Corp., the granting of an easement for ingress and egress, and permission to restore the Hopewell Depot building, and

WHEREAS, said Lease was amended and extended for another fifteen (15) year period by Resolution No. 2012201, and

WHEREAS, the parties wish to further amend the Lease to allow the Restoration Corp. to conduct certain fund raising activities on County owned property and to allow the Restoration Corp. to lease more property in order to construct a signal tower building, and

WHEREAS, the Lease Agreement dated October 2, 1997, County Contract No. 97-0643-8/2012-PW and the Amendments thereto dated August 1, 2011 and September 18, 2012 are hereby terminated and superseded by this Lease Agreement, now, therefore, it is mutually agreed by the parties as follows:

1. LEASE OF LAND. The County hereby leases to the Restoration Corp., for the sum on ONE DOLLAR ($1.00), receipt of which is acknowledged, two parcels of property designated as Parcel A and B on the survey map which is Exhibit "A" annexed hereto. The metes and bounds descriptions for Parcels A and B are annexed hereto as Exhibit "B".

In addition, the volunteers of the Restoration Corp., along with the visitors to the site have the right to cross over County owned property for the purposes of ingress and egress to the leased premises.

2. USE OF BUILDING AND LANDS.

(a) **Hopewell Depot Building-** The Restoration Corp. shall have the right and obligation to continue to restore the Hopewell Depot building for use as a museum and information center.

(b) **Signal Tower Building-** The Restoration Corp. shall have the right to construct a Signal Tower Building on parcel "B" of the leased premises.

(c) **Permitted Activities-** The Restoration Corp. shall be permitted to

- sell snack type items and beverages from vending machines.

- sell Hopewell Depot memorabilia items such as tee shirts, hats, pins, bags and the like. However, the Restoration Corp. must obtain written permission from the County prior to the sale of concession items that are not memorabilia related.

- conduct fund raising events such as arts and crafts show, yard sales, catered dinners. All fund raising events must be for the benefit of the Hopewell Depot Restoration Corporation.

- conduct public interest or historical type events such as exterior historic informational displays, lectures, conduct school tours,

-have additional structures on the leased premises such as a small storage shed in the back of the Hopewell Depot building and a children's play display e.g. small play train engine.

The Restoration Corp. shall conduct all events/activities on the leased premises in accordance with all federal, state and local laws, rules and regulations. The events/activities shall not take place on any part of the paved surface of the WRSDRT. In addition, the events/activities shall not interfere with the users of the WRSDRT.

3. TERM. The term of this lease shall be for fifteen (15) years, commencing on the 1st day of September, 2012 and ending on the 31st day of August, 2027. This lease may be extended for additional terms of fifteen (15) years each upon the mutual agreement of both parties.

4. IMPROVEMENTS TO HOPEWELL DEPOT BUILDING AND CONSTRUCTION OF THE SIGNAL TOWER BUILDING.

(a) The parties contemplate that the Restoration Corp. will continue to perform certain renovations on the Hopewell Depot building and will make certain improvements to the real property that is part of this Lease Agreement at its sole cost and expense. The renovations and improvements will be done in accordance with all existing federal, state and local laws, rules and regulations. The County consents to the renovations upon the condition that the renovations are

done in accordance with the plans prepared by dated 2014 and submitted to the Commissioner of Public Works for her approval.

(b) The parties contemplate that the Restoration Corp. will construct a signal tower building on parcel "B" at its sole cost and expense. The signal tower building is anticipated to have composting toilets on the first floor and an observation area on the second floor. The Restoration Corp. will conduct all construction activities in accordance with all existing federal, state and local laws and rules and regulations. The County consents to such construction upon the condition that the construction is done in accordance with plans prepared by dated 2014, and submitted to the Commissioner of Public Works for her approval.

(c) The Restoration Corp. shall provide to the Commissioner of Public Works the cost estimate for the construction of the signal tower building for her review and approval. The Restoration Corp. agrees that construction of the signal tower building will not commence until the Restoration Corp. has 100% of the funds necessary to construct the entire signal tower building in a bank account as well as sufficient funds to pay the maintenance of the composting toilets for at least two (2) years and can provide proof of same to the Commissioner of Public Works.

5. POSSIBLE USE OF THE METRO-NORTH RAILROAD COMPANY PARKING LOT.

The County is a party to a License Agreement with Metro-North Railroad Company (MTA) which allows the County to use the parking lot that is in close proximity to the William R. Steinhaus Dutchess Rail Trail for the purpose of "parking and access to the Dutchess County Rail Trail and the Hopewell Depot Station Building, and for no other use whatsoever". The License Agreement has a term of October 30, 2010-October 29,2020 with the option of a ten (10)

year extension. The County is in negotiations with MTA to amend the License Agreement to allow the Restoration Corp. to hold certain activities on the portion of the land leased by Dutchess County from MTA. In the event the License Agreement is amended to allow the Restoration Corp. to conduct certain activities on the portion of the land leased by Dutchess County from the MTA, the Restoration Corp. acknowledges that its ability to hold those activities terminates when the County's License Agreement has expired or is terminated.

6. NOTICE. Except as otherwise provided in this Lease Agreement, a bill, statement, notice or communication required to be given pursuant to this Lease Agreement shall be made in writing and addressed to the following or such other person as the parties may designate:

To the County:
Dutchess County Attorney
22 Market Street
Poughkeepsie, New York 12601
And
Dutchess County Commissioner of Public Works
626 Dutchess Turnpike
Poughkeepsie, New York 12601

To the Restoration Corp.:
Hopewell Depot Restoration Corporation
PO Box 1044, 36 Railroad Avenue
Hopewell Junction, New York 12533

7. DEFENSE AND INDEMNIFICATION

The Restoration Corp. agrees to the fullest extent permitted by law to defend, indemnify and hold the County and its employees harmless from any and all such losses, claims, liens, demands and causes for action, including but not limited to, judgments, penalties, interest, court costs, and legal fees incurred by the County on behalf of any party, in connection with or arising directly or indirectly from this Agreement. The Restoration Corp. shall investigate, handle, respond to and defend any such claims, demands or suits at its sole expense, and shall bear all

other related costs and expenses even if such claims, demands or suits are groundless, false or fraudulent. This indemnification section shall survive the expiration or termination of this Lease Agreement.

In any matter in which indemnification hereunder would violate Section 5-322.1 of the New York General Obligations Law or any other applicable legal prohibition, the foregoing provisions shall not be construed to indemnify the County for damage arising out of bodily injury to persons or to property caused by or resulting from the sole negligence of Dutchess County employees. The term "employee" shall include all officers, advisory board members and/or volunteers serving the County.

8. INSURANCE REQUIREMENTS. At all times during the term of this Lease Agreement, the Restoration Corp. shall maintain at its own cost the following insurance and shall provide proof thereof to the County, in the form of a Certificate of Insurance.

Worker's Compensation Employer's Liability and Disability Benefits Coverage (statutory limits). In compliance with the Workers' Compensation Law of the State of New York, the Restoration Corp. shall provide:

a. a certificate of insurance on an Acord form indicating proof of coverage for Worker's Compensation, Employer's Liability and Disability Benefits Coverage, **OR**

b. a New York State Workers Compensation Notice of Compliance (Form C-105, Form U-26.3, Form SI-12 or Form SI-105.2P) and New York State Notice of Compliance - Disability Benefits Law (Form DB-120 or DB-20.1).

c. In the event the Restoration Corp. is exempt from providing coverage, it must provide a properly executed copy of the Certificate of Attestation of Exemption from NYS Workers' Compensation and/or Disability Benefits Coverage: Form CE-200.

Commercial General Liability Insurance coverage including blanket contractual coverage for the operation of the program under this Lease Agreement with limits not less than $1,000,000 per occurrence and $2,000,000 in the aggregate. This insurance shall be written on an occurrence coverage form and include bodily injury and property damage liability. The County must be listed as additional insured. The additional insured endorsement for the Commercial General Liability insurance required above shall not contain any exclusion for bodily injury or property damage arising from completed operations. All construction, trade contractor, and service maintenance agreements must utilize the additional insured endorsement CG 2037 July 2004 edition. The insurance coverage shall contain a waiver of subrogation in favor of Dutchess County. Acceptable proof of the waiver of subrogation and the County's additional insured status may be evidenced through a copy of the policy form or endorsement.

THE COUNTY MUST BE NAMED AS THE CERTIFICATE HOLDER AND ADDITIONAL INSURED.

All policies of insurance referred to above shall be underwritten by companies authorized to do business in the State of New York with an A.M. Best financial strength rating of A or better. In addition, every policy required above shall be primary insurance and any insurance carried by the County, its officers, or its employees shall be excess and not contributory insurance to that provided by the Restoration Corp. The Restoration Corp. shall be solely responsible for any deductible losses under each of the policies required above.

Prior to cancellation or material change in any policy, a thirty (30) day notice shall be given to the County Attorney at the address listed below:

Dutchess County Attorney
County Office Building
22 Market Street
Poughkeepsie, New York 12601

Acceptable proof of the thirty day notice provision may be obtained by submitting a copy of the policy form, endorsement or Acord insurance certificate. On receipt of such notice, the County shall have the option to cancel this Agreement without further expense or liability to the County, or to require the Restoration Corp. to replace the cancelled insurance policy, or rectify any material change in the policy, so that the insurance coverage required by this paragraph is maintained continuously throughout the term of this Lease Agreement in form and substance acceptable to the County. Failure of the Restoration Corp to take out or to maintain, or the taking out or the maintenance of any required insurance, shall not relieve the Restoration Corp. from any liability under this Lease Agreement nor shall the insurance requirements be construed to conflict with or to limit the obligations of the Restoration Corp. concerning indemnification.

All losses of County property shall be adjusted with and made payable directly to the County.

*******The insurance requirements outlined above are applicable to any contractors who are engaged by the Restoration Corp. to conduct the construction, restoration or improvement activities mentioned in this Lease Agreement. All Insurance documentation shall be approved by the County's Director of Risk Management or designee prior to commencement of any work on the leased premises. In addition, all contractors must execute an insurance and indemnification agreement with the County prior to the commencement of any work on the leased premises**

9. MAINTENANCE OF THE STRUCTURES AND REAL PROPERTY. It is understood by the parties that the structures (Hopewell Depot Building and Signal Tower) will remain on County-owned real property and, therefore, the County is concerned with maintenance of the structures and the real property that are the subjects to this agreement. The parties agree

that the Restoration Corp. shall be solely responsible to maintain the buildings and all the real property that are subject to this Lease Agreement in a clean and orderly manner. The Restoration Corp. shall make all repairs or be responsible for all repairs to the buildings. In the event the Restoration Corp. fails to properly maintain or repair the structures or the real property that are the subject of this Lease Agreement, the County has the right, but not the obligation, to do the necessary maintenance or repairs. In the event the County exercises this right, the County will send a statement to the Restoration Corp. seeking reimbursement for the County's costs which the Restoration Corp. agrees to promptly pay.

10. REAL PROPERTY TAXES. In the event the leased premises shall at any time be assessed for real property taxes or other assessments, the Restoration Corp. shall be responsible for payment of same.

11. FIRE OR OTHER CALAMITY. In the event either of the buildings becomes uninhabitable by reason of fire or other calamity, the Restoration Corp. will, at its option, repair, restore or demolish and remove the buildings. The repairs, restoration or demolition and removal must be completed within twelve (12) months of the occurrence.

12. TERMINATION. The County may terminate this Lease Agreement at any time upon one (1) years' notice, in writing, after a finding by the Dutchess County Legislature that the real property upon which either structure is situated is needed for highway or other County purposes.

13. REMOVAL OF STRUCTURES AND RESTORATION OF REAL PROPERTY. In the event this Lease Agreement is terminated for any reason, the Restoration Corp. will make arrangements for the possible removal of the structures. The Restoration Corp. will offer the County the right of first refusal to convey ownership of either or both of the structures. The

County has sixty (60) days to determine if it wants to own either or both structures. In the event the County advises the Restoration Corp. that it does not want to own either or both structures, the Restoration Corp. will make arrangements to locate a suitable owner of the structures or retain ownership of the structures. In either situation, the structures shall be relocated to another location within one year of the date of the County's notification that it does not wish to own the structures.

In the event either or both of the structures are removed, the Restoration Corp. shall restore the real property under and around the structures to the same condition that they were prior to the installation of the structures. Specifically with regard to the signal tower, the waste tanks and concrete foundation shall be removed.

14. NON-ASSIGNMENT. This Agreement may not be assigned by the Restoration Corp. In addition, the Restoration Corp. shall not sublet all or any portion of the premises.

15. NON-WAIVER. Failure to enforce any rights, options or privileges under any provision of this Lease Agreement shall not be deemed a waiver thereof and shall not preclude such enforcement on any subsequent occasion. Further, the failure to enforce one right, option or privilege shall not be deemed a waiver of the right to enforce any other right, option or privilege.

16. SEVERABILITY. If any provision of this Lease Agreement shall be held to be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

17. SERVICE OF PROCESS. In addition to the methods of service allowed by the New York State Civil Practice Law & Rules ("CPLR"), Restoration Corp. hereby consents to service of process on it by registered or certified mail, return receipt requested. Service hereunder shall be complete upon Restoration Corp.'s actual receipt of process or upon the

County's receipt of the return thereof by the United States Postal Service as refused or undeliverable. Restoration Corp. must promptly notify the County, in writing, of each and every change of address to which service of process can be made. Service by the County to the last known address shall be sufficient. Restoration Corp. will have thirty (30) calendar days after service is complete in which to respond.

18. CAPTIONS. The captions are inserted only as a matter of convenience and reference and in no way define, limit or describe the scope or intent of this Lease Agreement nor in any way affect the terms hereof.

19. ENTIRE AGREEMENT. The terms of this Lease Agreement, including its attachments and exhibits, represent the final intent of the parties. Any modification, rescission or waiver of the terms of this Lease Agreement shall be effective only if evidenced by a subsequent writing which is executed and acknowledged by the parties with the same formalities accorded this basic Lease Agreement.

20. UNDERLYING AGREEMENT. All other terms and conditions of the underlying agreement, and any amendment thereto not expressly amended or altered by this Lease Agreement, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

APPROVED AS TO FORM:	ACCEPTED : COUNTY OF DUTCHESS
_____	By: _____
County Attorney	Marcus J. Molinaro, County Executive
APPROVED AS TO CONTENT:	HOPEWELL DEPOT RESTORATION CORPORATION
_____	By: _____
Department of Public Works	Joseph Sullivan, President

STATE OF NEW YORK)
) SS:
COUNTY OF)

On this day of , 2015, before me, the undersigned, personally appeared MARCUS J. MOLINARO, Dutchess County Executive, 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 (s)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

STATE OF NEW YORK)
) SS:
COUNTY OF)

On this day of , 2015, before me, the undersigned, personally appeared Joseph Sullivan, President of Hopewell Depot Restoration Corporation, 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 (s)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

Land to be leased to the HOPEWELL DEPOT RESTORATION CORPORATION:

A lease over all that tract or parcel of land situate in the Town of East Fishkill, County of Dutchess, State of New York, bounded and described as follows:

Beginning at a point, said point being 17.0 feet right, measured at a right angle, of station 618+03.96 of the monumented centerline of the former Central New England Railway Company, Poughkeepsie Junction to Hopewell Junction Line, thence S48°11'32"W, 70.0 feet to a point thence N41°48'28"W, 50.0 (±) feet to station 1402+18.37 on the monumented centerline of the former Beacon to Stissing Junction Branch of the aforementioned Central New England Railway Company, thence northerly along said centerline N48°11'32"E, 70.0 feet to station1401+48.37, thence leaving said centerline S41°48'28"E, 50 feet to the point or place of beginning, being a lease over 0.08 acres, more or less.

Being a Lease over a portion of the lands acquired by Dutchess County from as described in a deed filed in the Office of the County Clerk, County of Dutchess, in Liber of Deeds 1666 at page 184. The aforementioned center lines are as identified and shown on a Rail Road right of Way and Track Map identified as V 80.93 sheet 12, Central New England Railway Company, said map being filed in the Office of the County Clerk, County of Dutchess, as with the above cited deed.

This lease shall include a right of ingress and egress to provide for the reasonable enjoyment of those uses as stipulated in the accompanying agreement over that section of the former rail bed extending from the southwesterly terminus of Turner Street, a Town of East Fishkill Highway, to the above described parcel.

(subject to a disclaimer with regard to a lease of only that interest that the County may have to this property, the description is written as a 70 X 50 box around the building which has dimensions of approximately 45 X 29 as located on the railroad maps. The 70 X 50 appears to have been the limits of the platform around the building.)

Public Works and Capital Projects Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	absent	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

Present: 11 **Resolution:** ✓ **Total :** 11 Yes 0 No

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015115 AUTHORIZING LEASE OF COUNTY PROPERTY TO THE HOPEWELL DEPOT RESTORATION CORPORATION LOCATED AT THE HOPEWELL JUNCTION TRAILHEAD OF DUTCHESS RAIL TRAIL IN THE TOWN OF EAST FISHKILL

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015115 AUTHORIZING LEASE OF COUNTY PROPERTY TO THE HOPEWELL DEPOT RESTORATION CORPORATION LOCATED AT THE HOPEWELL JUNCTION TRAILHEAD OF DUTCHESS RAIL TRAIL IN THE TOWN OF EAST FISHKILL

Date: April 13, 2015

Public Works & Capital Projects

RESOLUTION NO. 2015116

RE: AUTHORIZING EXECUTION OF APPLICATIONS AND GRANT AGREEMENTS FOR FUNDING PURSUANT TO U.S.C TITLE 49 SECTION 5311

Legislator HUTCHINGS, BOLNER, BORCHERT, HORTON, MICCIO, SAGLIANO, WEISS, FARLEY, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the County is submitting a request for a consolidated grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49 United States Code, for a Public Transportation Project, which is the continuance of public mass transportation service in rural and small urban areas on a continuing basis in Dutchess County, and

WHEREAS, the grant requests for fiscal year 2015 are $87,000.00 and for fiscal year 2016 is $96,000.00 in connection with this Public Transportation Project, and

WHEREAS, the County and the State of New York entered into a Federal Transit Operating Assistance Agreement which has a term of January 1, 2013 through December 31, 2018, identified as State Contract # C005591, which authorizes the continuance of the Public Transportation Project and the payment of the federal share therefore, be it

RESOLVED, that the County Executive or his designee be and hereby is authorized to sign the application (s) and grant agreements in connection with the Public Transportation Project which is the continuance of public mass transportation service in rural and small urban areas in Dutchess County, and be it further

RESOLVED, that the County Executive or his designee be and hereby is authorized to sign any contracts between the County and any third party subcontractor necessary to provide the Public Transportation Project.

CA-077-15
CAB/kvh/G-0930-B
03/12/15

Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ 174,000

Total Current Year Revenue $ 87,000

and Source

$87,000 federal 5311 funds 2015
87,000 county matching funds 2015

$96,000 federal 5311 funds 2016
96,000 county matching funds 2016

Source of County Funds *(check one)*: ☑ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

ET5680.45890.01

Related Expenses: Amount $ _____

Nature/Reason:

Anticipated Savings to County: $87,000

Net County Cost (this year): $87,000

Over Five Years: _____

Additional Comments/Explanation:

This resolution will authorize the County Executive or his designee to apply for, accept, and sign applications and/or agreements related to federal 5311 Rural Operating Assistance funds for 2015 and 2016.

This funding is available through the Federal Transit Operating Assistance Agreement identified as State Contract #C005591 which has a term of January 1, 2013 - December 31, 2018. The funding will provide $87,000 for 2015 and $96,000 for 2016. Operating Assistance requires a 50/50 match, therefor we must have $174,000 in expenses to receive $87,000 in reimbursement for 2015, and have $192,000 in expenses to receive $96,000 in 2016.

Prepared by: Cynthia Ruiz, Transit Administrator

Prepared On: 2/25/2015

NEW YORK STATE DEPARTMENT OF TRANSPORTATION
5311 CONSOLIDATED GRANT APPLICATION FOR FEDERAL ASSISTANCE
NON-URBANIZED AREA PUBLIC TRANSPORTATION PROGRAM (2015-2016)

PART 1 - GENERAL INFORMATION

						For NYSDOT Office Use Only
Name and Address of Applicant (County, City, Indian Reservation, Intercity Bus Operator, or Regional Transportation Authority)					Approved By:	
Name:	Dutchess County Public Transit				Operating PINs:	
Address:	14 Commerce Street					
	Poughkeepsie, NY 12603				Capital PINs:	
Payee Address: (if different than above)						
DUNS Number:	198718827	Fed ID:	14-6002566	NYS Vendor ID:	Date:	

Applicant Contact (Contact person responsible for application)		Title:	Assistant General Manager
Name:	Joseph P. Mangi	Phone:	845-473-8646
Address:	14 Commerce Street	Fax:	845-473-8662
	Poughkeepsie, NY 12603	Email:	jmangi@dutchessny.gov

Operator 1 - System Name & Manager (Applicants who also provide service re-enter information)		Operator 2 - System Name & Manager (Add additional Operator #2 here)	
System Name:	Transit Management of Dutchess County Inc.	System Name:	Not Applicable
Contact/Title:	Larry J. Morris	Contact/Title:	
Address:	34 Brattleboro Drive	Address:	
	Greensburg, PA 15601		
Phone:	724-689-6041	Phone:	
Fax:		Fax:	
Email:	larry.morris@firstgroup.com	Email:	

Operator 3 - System Name & Manager (Add additional Operator #3 here)		Operator 4 - System Name & Manager (Add additional Operator #4 here)	
System Name:	Not Applicable	System Name:	Not Applicable
Contact/Title:		Contact/Title:	
Address:		Address:	
Phone:		Phone:	
Fax:		Fax:	
Email:		Email:	

PART 2 - PROJECT DESCRIPTION

Area Served: List the specific Municipalities in the service area to the right.	Dutchess County

Funding Type	Fiscal Year From & To (Mo/Day/Yr)	Insert "X" in box if Applying	Estimated Project Cost	Federal Assistance
Operating Assistance 2015	From 01 /01/15 To 12/31/15	X	$5,798,808	$87,000
Operating Assistance 2015	From 01/01/16 To 12 /31/16	X	$5,798,230	$96,000
Capital Assistance 2015-16			$0	$0

PART 3 - PROJECT CERTIFICATION

I certify that the accompanying data in this application are true and correct, to the best of my knowledge and belief and are supported by our records.

	Marcus J. Molinaro, County Executive	
Signature of Chief Elected or Designated Official	*Title*	*Date*

Payment for invoices submitted by Municipalities shall be rendered electronically unless payment by check is authorized by the Commissioner. Payments shall be made in accordance with state process. Authorization forms are available at http://osc.state.ny.us/epay/about.htm, by e-mail at epayments@osc.state.ny.us, by telephone at 518-474-4032.

EXHIBIT 2

FEDERAL FISCAL YEAR 2015 CERTIFICATIONS AND ASSURANCES FOR TRANSIT ASSISTANCE PROGRAMS

Dutchess County Public Transit	PLEASE READ	FEDERAL FISCAL YEAR 2014 CERTIFICATIONS AND ASSURANCES LINK BELOW — By signing below you are certifying you have read these Certifications and Assurances http://flateamweb.fta.dot.gov/static/CertsAndAssurance/2015-Certs-TEAM.pdf
Applicant		

The Applicant agrees to comply with applicable provisions of Categories 1 - 24 below *(if so, check to the right).* [_____]

OR

The Applicant agrees to comply with applicable provisions of the Categories it has selected below:

	Description
	1. Required Certifications and Assurances for Each Applicant
	2. Lobbying
	3. Procurement and Procurement Systems
	4. Private Sector Protections
	5. Rolling Stock Reviews and Bus Testing
	6. Demand Responsive Service
	7. Intelligent Transportation Systems
	8. Interest and Financing Costs and Acquisition of Capital Assets by Lease
	9. Transit Asset Management Plan and Public Transportation Agency Safety Plan
	10. Alcohol and Controlled Substances Testing
	11. Fixed Guideway Capital Investment Grants Program(New Starts, Small Starts, and Core Capacity) and Capital Investment Program in Effect before MAP-21 Became Effective
	12. State of Good Repair Program
	13. Fixed Guideway Modernization Grant Program
	14. Bus and Bus Facilities Formula Grants Program and Bus and Bus Related Equipment and Facilities Grant Program(Discretionary)
	15. Urbanized Area Formula Grants Programs, Passenger Ferry Grants Program, and Job Access and Reverse Commute(JARC) Program
	16. Seniors/Elderly/Individuals with Disabilities Programs/New Freedom Program
	17. Rural/Other Than Urbanized Areas/Appalachian Development/Over-the-Road Bus Accessibility Programs
	18. Tribal Transit Programs (Public Transportation on Indian Reservations Programs)
	19. Low or No Emission/Clean Fuels Grant Programs
	20. Paul S. Sarbanes Transit in Parks Program
	21. State Safety Oversight Program
	22. Public Transportation Emergency Relief Program
	23. Expedited Project delivery Pilot Program
	24. Infrastructure Finance Programs

AFFIRMATION OF APPLICANT

Dutchess County Public Transit	Cynthia Ruiz, Transit Administrator
Applicant	*Name and Relationship of Authorized Representative*

BY SIGNING BELOW, on behalf of the Applicant, I declare that the Applicant has duly authorized me to make these Certifications and Assurances and bind the Applicant's compliance. Thus, the Applicant agrees to comply with all Federal statutes and regulations, and follow applicable Federal directives, and comply with the certifications and assurances as indicated at the link above, as applicable to each application it makes to the Federal Transit Administration (FTA) in Federal Fiscal Year 2015, irrespective of whether the individual that acted on his or her Applicant's behalf continues to represent the Applicant.

FTA intends that the certifications and assurances the Applicant selects, as representative of the certifications and assurances in this document, should apply, as provided, to each project for which the Applicant seeks now, or may later, seek FTA assistance during Federal Fiscal Year 2015

The Applicant affirms the truthfulness and accuracy of the certifications and assurances it has made in the statements submitted herein with this document and any other submission made to FTA, and acknowledges that the Program Fraud Civil Remedies Act of 1986,31 U.S.C. 3801 et seq., and implementing U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR part 31 apply to any certification, assurance or submission made to FTA. The criminal fraud provisions of 18 U.S.C. 1001 apply to any certification, assurance, or submission made in connection with a Federal public transportation program authorized in 49 U.S.C. chapter 53 or any other statute.

In signing this document, I declare under penalties of perjury that the foregoing certifications and assurances, and any other statements made by me on behalf of the Applicant are true and correct.

Signature: _____ Date: _____

AFFIRMATION OF APPLICANT's ATTORNEY

(Each Applicant for financial assistance and an active project must provide an Affirmation of Applicant's Attorney pertaining to legal capacity.)

Dutchess County Public Transit	Carol Bogie
Applicant	*Name of Attorney for Applicant*

As the undersigned Attorney for the above named Applicant, I hereby affirm to the Applicant that it has authority under State, local, or tribal government law, as applicable, to make and comply with the certifications and assurances as indicated at the link above. I further affirm that, in my opinion, the certifications and assurances have been legally made and constitute legal and binding obligations on the Applicant.

I further affirm to the Applicant that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these certifications and assurances, or of the performance of the project.

Signature: _____ Date: _____

Print: _____

Attorney for Applicant

Each Applicant for FTA funding and each FTA Grantee with an active Capital or Formula Project must provide an Affirmation of Applicant's Attorney pertaining to the Applicant's legal capacity. The Applicant may enter its signature in lieu of the Attorney's signature, provided the Applicant has on file this Affirmation, signed by the attorney and dated this Federal fiscal year.

THIRD PARTY SIGNATURE (IF APPLICABLE)

Operator 1	Transit Management of Dutchess County Inc.
Operator 2	Not Applicable
Operator 3	Not Applicable
Operator 4	Not Applicable
Mobility Mgr	

Third Party Applicant(s)

Operator 1	Larry J. Morris, Region Vice President
Operator 2	
Operator 3	
Operator 4	
Mobility Mgr	

Name and Relationship of Authorized Representative(s)

BY SIGNING BELOW, on behalf of the Applicant, I declare that the Applicant has duly authorized me to make these certifications and assurances and bind the Applicant's compliance. Thus, the Applicant agrees to comply with all Federal statutes and regulations, and follow applicable Federal directives, and comply with the certifications and assurances as indicated at the link above, applicable to each application it makes to the Federal Transit Administration (FTA) in Federal Fiscal Year 2015

FTA intends that the certifications and assurances the Applicant selects, as representative of the certifications and assurances in this document, should apply, as provided, to each project for which the Applicant seeks now, or may later, seek FTA assistance during Federal Fiscal Year 2015.

The Applicant affirms the truthfulness and accuracy of the certifications and assurances it has made in the statements submitted herein with this document and any other submission made to FTA, and acknowledges that the Program Fraud Civil Remedies Act of 1986,31 U.S.C. 3801 et seq., and implementing U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR part 31 apply to any certification, assurance or submission made to FTA. The criminal fraud provisions of 18 U.S.C. 1001 apply to any certification, assurance, or submission made in connection with a Federal public transportation program authorized in 49 U.S.C. chapter 53 or any other statute.

In signing this document, I declare under penalties of perjury that the foregoing certifications and assurances, and any other statements made by me on behalf of the Applicant are true and correct.

Operator 1: _____ Date __/__/__ Operator 2: _____ Date __/__/__

Operator 3: _____ Date __/__/__ Operator 4: _____ Date __/__/__

Mobility Mgr _____ Date __/__/__

Public Works and Capital Projects Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	absent	
District 6 - Town of Poughkeepsie	Flesland*	✓	
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

Present: 11 **Resolution:** ✓ **Total :** 11 Yes 0 No

Absent: 1 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2015116 AUTHORIZING EXECUTION OF APPLICATIONS AND GRANT AGREEMENTS FOR FUNDING PURSUANT TO U.S.C TITLE 49 SECTION 5311

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 (Yes) 0 (No)

Absent: 0 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015116 AUTHORIZING EXECUTION OF APPLICATIONS AND GRANT AGREEMENTS FOR FUNDING PURSUANT TO U.S.C TITLE 49 SECTION 5311

Date: April 13, 2015

RESOLUTION NO. 2015117

RE: AUTHORIZING FILING OF SECTION 5307 and 5339 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2015 WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964

Legislators HUTCHINGS and MICCIO offer the following and move its adoption:

WHEREAS, the Federal Transit Administration is authorized to make grants for mass transportation projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including provision by it of the local share of project costs and the Commissioner of Department of Public Works will be advised that the Federal Transit Administration will grant funds to Dutchess County under Section 5307 and 5339, and

WHEREAS, the Federal Transit Administration requires, in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the Federal Transit Administration requirements thereunder, and

WHEREAS, it is the goal of the applicant that minority business enterprises be utilized according to the goals of the disadvantaged business enterprises (DBE) program in connection with mass transportation projects and that definite procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring contracts for construction, supplies, equipment or consultant and other services, and

WHEREAS, grant applications will be filed with the Federal Transit Administration for capital assistance under Section 5307 will be up to $3,448,524, and Section 5339 will be up to $1,387,476, all of which will to be used to assist in funding Dutchess County Public Transit for the purchase of fifteen (15) buses that have outlived their useful life and eight (8) buses that will be due for replacement in 2017. The buses will be replaced with state of the art medium and heavy duty buses from a currently awarded bid as well as other parts and supplies related to maintenance of the assets. All buses will include graphics, bike racks, cameras, and radios with gps/avl systems, and

WHEREAS, the State matching portion of the grants for capital assistance under Section 5307 will be up to a total of $431,066, and Section 5339 will be up to $173,435, all of which will to be used to assist in funding Dutchess County Public Transit for the purchase of buses described in the previous "Whereas" clause, and

WHEREAS, State Mass Transportation Capital Aid is available to fund projects approved by the Commissioner of Transportation, now, therefore, be it

RESOLVED, that the County Executive or his designee be and is hereby authorized to execute and file applications with the Federal Transit Administration for Sections 5307 and 5339 Capital project funds and under the Urban Mass Transportation Act of 1964, as amended and to furnish such additional information as the Federal Transit Administration may require in connection with the applications, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to execute such grant agreements arising from such applications on behalf of Dutchess County with the Federal Transit Administration to aid in the financing of capital projects pursuant to Sections 5307 and 5339 of the Urban Mass Transportation Act of 1964, as amended, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to set forth and execute affirmative action minority business policies in connection with the projects' procurement needs, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to receive on behalf of the County, financial assistance for capital projects pursuant to Sections 5307 and 5339 of the Urban Mass Transportation Act of 1964, as amended, and

RESOLVED, that the County Executive be and he is hereby authorized to execute any necessary agreements arising from such applications on behalf of Dutchess County with the New York State Department of Transportation to aid in the financing of capital projects.

CA-084-15
CAB/kvh/G-0930-B
04/6/15
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/20/2015

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☐ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ 6,045,000

Total Current Year Revenue $ 5,440,500

and Source

$1,387,476 federal 5339 funds	$3,448,524 federal 5307 funds	$4,836,000 total federal
173,435 state matching funds	431,066 state matching funds	604,500 total state
173,434 county funds	431,065 county funds	604,500 total county

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☑ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____

Nature/Reason:

Anticipated Savings to County: $5,440,500

Net County Cost (this year): $443,700

Over Five Years: $604,500

Additional Comments/Explanation:

This resolution will authorize the County Executive or his designee to apply for, accept and sign agreements for federal section 5307, and federal section 5339 funding and New York State matching funds. The funding will be used to purchase fifteen (15) buses that have outlived their useful life and eight (8) buses that will be due for replacement in 2017. The buses will be replaced with state of the art medium and heavy duty buses from a currently awarded bid as well as other parts and supplies related to maintenance of the assets. All buses will include graphics, bike racks, cameras, and radios with gps/avl systems. Funding for this project will come from federal, state, and local funds.

For information regarding the county share of funding for this project refer to resolution 2015114.

Prepared by: Cynthia Ruiz Prepared On: 2/25/2015

Public Works and Capital Projects Roll Call

District	*Name*	*Yes*	*No*
District 8 - City and Town of Poughkeepsie	Rolison*	absent	
District 6 - Town of Poughkeepsie	Flesland*	✓	
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

Present: 11 **Resolution:** ✓ **Total :** 11 Yes 0 No

Absent: 1 **Motion:** ___

Vacant: 0 **Abstentions:** 0

2015117 AUTHORIZING FILING OF SECTION 5307 AND 5339 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2015 WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964

Date: April 9, 2015

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ___ Yes No

Vacant: 0 **Abstentions:** 0

2015117 AUTHORIZING FILING OF SECTION 5307 AND 5339 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2015 WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964

Date: April 13, 2015

Dutchess County Legislature

Commendation: Red Hook Public Library

Legislator STRAWINSKI offers the following and moves its adoption:

WHEREAS, the Red Hook Public Library has been serving the community of Red Hook and its need for lifelong learning since 1898, and in 1935 the Library made its home in a mid-nineteenth century octagonal building based on the designs of Orson Squire Fowler; and

WHEREAS, Red Hook Public Library was designated a five-star library by *Library Journal* in 2013 and 2014, and has been named as the first finalist for the 2015 Best Small Library in America Award, given by *Library Journal,* and the Bill & Melinda Gates Foundation, and

WHEREAS, the Best Small Library in America Award was Established in 2005, and it celebrates libraries that serve less than 25,000 people in innovative ways, including partnering with other agencies and businesses, and

WHEREAS, the Red Hook Public Library was recognized for its creativity in developing services and programs that can be replicated by other libraries, for using technology to expand the reach of library services, for the demonstrated support it has of the Red Hook community, its role as an active community center, and partnerships with other organizations, and

WHEREAS, as first finalist, Red Hook Public Library will receive a $10,000 cash prize and funds to cover two Library staff members to attend the 2016 Public Library Association conference, and

WHEREAS, Red Hook Public Library contributes it success to community support, the efforts of Director Erica Freudenberger, the Library staff, the Friends of the Red Hook Public Library, and a group of volunteers, now, therefore be it

RESOLVED, that the Dutchess County Legislature, on behalf of all people of Dutchess County, does hereby congratulate, compliment and commend the Red Hook Public Library for its accomplishment, and, be it further

RESOLVED, that the Dutchess County Legislature does hereby congratulate the Red Hook Public Library on receiving such a distinguished award.

Resolution No. 2015118

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 April 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 April 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Stanford Grange #808

Legislator PULVER offers the following and moves its adoption:

WHEREAS, the Stanford Grange is located at the Stanford Grange Hall, 6043 Route 82, Stanfordville, New York, and was organized on January 23, 1896, and

WHEREAS, Margaret Plantier is Master/President, Dorothy Burdick is Lecturer/Program Chairman, and Ryan Orton is Secretary to the Stanford Grange #808, and

WHEREAS, the Stanford Grange is hosting its Distinguished Grange Award and Grange Week Open House on Sunday, April 26, 2015, at 2:00 p.m. at Cold Spring Elementary School, and

WHEREAS, at the 2014 National Grange Convention in Sandusky, Ohio, the National Grange Master/President announced that Stanford Grange #808 was selected as a Distinguished Grange for the fifth year in a row, and

WHEREAS, the Stanford Grange was among a select few Granges in the entire United States and the only Grange in New York to receive this top national honor five years in a row, and

WHEREAS, the National Grange Master Edward L. Luttrell will present the Distinguished Grange Award to the Stanford Grange #808, and serve as the Keynote Speaker, New York State Grange Community Service Director Kathy Miller will present the winning Community Service Awards from the State and National Granges, and New York State Grange Master/President Stephen C. Coye will present the following Membership Awards to Stanford Grange members: 25 years – Alfred Genovese; 60 years – Oliver J. Orton; 65 years – Elizabeth A. "Betty" McGhee, Alice H. Messerich, and Cora Marie Shook, now, therefore be it

RESOLVED, that the Dutchess County Legislature, on behalf of all people of Dutchess County, does hereby congratulate, compliment, and commend the Stanford Grange for its accomplishment, and, be it further

RESOLVED, that the Dutchess County Legislature does hereby congratulate the Stanford Grange on receiving such a distinguished award.

Resolution No. 2015119

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 April 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 April 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: John Flowers

The Dutchess County Legislature offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature seeks to commend those individuals whose actions serve to enhance the quality of life in Dutchess County, and

WHEREAS, in 1996 John Flowers started an annual traditional Easter egg hunt in the City of Poughkeepsie's Waryas Park, and

WHEREAS, in the beginning, only approximately 500 children participated in the annual event, but it has grown, and now anywhere from 2,000 to 3,000 children gather each year at Waryas Park to partake in the annual Easter egg hunt, and

WHEREAS, this Easter egg hunt has become an annual tradition for many families, with John Flowers and a group of volunteers working to fill the eggs and set up this traditional Easter egg hunt every year, with this being their 20th year, and

WHEREAS, John's work has extended to other community events such as: Christmas gifts to nursing homes and hospitals, Christmas in February at the Veterans Affairs Hospital, Mother's Day Roses to nursing homes and hospitals, Father's Day Parade, Church Picnic, Halloween Party/Haunted House for the kids, and organizing the volunteers for the Eileen Hickey Thanksgiving Dinner and Christmas Dinner, and

WHEREAS, John Flowers' admirable personal mission is "to share hope, happiness, and humanity with people in the Hudson Valley," and

WHEREAS, John Flowers has earned the admiration and esteem of many Dutchess County residents by being recognized and receiving the Martin Luther King, Jr. Award, Poughkeepsian of the Year, RNN TV Neighbor of the Week, News Channel 6 Good Neighbor Award, Black Achievement Award, United Way Golden Rule Award, Poughkeepsie South Rotary's Jules Schwartz Community Service Award, Neighborhood Community Award, Prestige Award, Ambassador For Peace Award for New York State, the Salvation Army Award, Families First Spirit to Community Award, Psychologically Healthy Community Award, Eleanor Roosevelt Candlelight Award, James Brown Award, Kappa Alpha Psi Civic Spirit Award, and the Salvation Army "Others Award," now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all people of Dutchess County, does hereby compliment and thank John Flowers for organizing the 20th annual Old Fashioned Easter Egg Hunt, and for all his community endeavors, and, be it further

RESOLVED, that the Dutchess County Legislature does hereby honor John Flowers for fulfilling his mission of bringing hope, happiness, and humanity to the children and families of Dutchess County.

STATE OF NEW YORK

ss: Resolution No. 2015120

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 April 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 April 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Dutchess County Sheriff's Deputies &
Town of LaGrange Fire Department Paramedics

Legislator WEISS offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature seeks to commend those individuals whose actions serve to save a life and enhance the quality of life in Dutchess County, and

WHEREAS, members of the Dutchess County Sheriff's Office and the Town of LaGrange Fire Department paramedics are being commended for their actions during a life-threatening medical emergency, and

WHEREAS, on April 5, 2015, at approximately 10:00 p.m., Dutchess County Sheriff's deputies and Town of LaGrange Fire Department paramedics were dispatched to Noxon Road near Robinson Lane for a report of an erratic vehicle that was involved in a collision, and upon arrival the vehicle was stopped in the middle of the roadway with the unconscious operator, and it was immediately recognized that the male victim was having a medical emergency, and

WHEREAS, the actions of the deputies and paramedics on the scene were instrumental in giving the victim a chance to survive during what very well may have been a fatal medical emergency, and by their efforts to work quickly and recognize the medical emergency, they got the victim out of the vehicle and started and maintained CPR, and

WHEREAS, the Dutchess County Legislature would like to recognize and commend the following deputies and paramedics for their efforts:

Deputies	Paramedics (LaGrange)
Sergeant Mark Femenella	Lieutenant Anthony Champion
Deputy Kate Capalbo	Firefighter/EMT Nate Plambeck
Deputy Evan Traudt	Firefighter /EMT Tom Martell
Deputy Paul DiGiovanni	Firefighter /EMT John Calvin
Deputy Matt Kemlage	Firefighter /EMT Brandon Piehler

, and

WHEREAS, the Dutchess County Sheriff's deputies and the Town of LaGrange Fire Department have earned the admiration and esteem of many Dutchess County residents, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all people of Dutchess County, does hereby compliment, commend, and thank the Dutchess County deputies and the Town of LaGrange Fire Department paramedics for their quick observations, action, and genuine concern for mankind and for saving a life, and, be it further

RESOLVED, that the Dutchess County Legislature hereby honors the Dutchess County deputies and the Town of LaGrange Fire Department paramedics for their heroic deed and conduct.

STATE OF NEW YORK Resolution No. 2015121

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 April 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 April 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Evan Gally

Legislators Borchert and Bolner offer the following and move its adoption:

WHEREAS, the Dutchess County Legislature is pleased to recognize the accomplishments of a remarkable young man, Evan Gally, and

WHEREAS, Evan Gally is a member of Boy Scout Troop 50 in LaGrange, New York and has obtained the rank of Eagle Scout which he will receive at a Court of Honor on April 12, 2015, and

WHEREAS, Evan Gally has demonstrated a commitment to the highest ideals of Scouting and to his community earning 46 Merit Badges while obtaining the rank of Eagle Scout, and

WHEREAS, Eagle Scout Evan Gally held the positions of Troop Guide, Patrol Leader, and Assistant Patrol Leader, and

WHEREAS, Eagle Scout Evan Gally also earned the special awards of Historical Trails, Paul Bunyan, Scuba BSA, Totin Chip, and World Conservation, and

WHEREAS, Evan's Eagle Scout Project was performed at the Freedom Lake Waterfront in the Town of LaGrange where he designed and constructed a swing set and play area, he leveled the ground, constructed a wooden swing set including a crow's nest with a climbing wall and play table, and placed a soft foundation surface, and

WHEREAS, Evan is a senior at Arlington High School where he participates in the Marching Band and Ski Club and is a member of the National Honor Society and Honor Key, he works over the summer months at a local lawn service company and has applied at Clarkson and University of Vermont and is undecided which to attend but plans on majoring in environmental science, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate, Eagle Scout Evan Gally, and, be it further

RESOLVED, that the Dutchess County Legislature, does hereby extend to Eagle Scout Evan Gally, its best wishes in all of his future endeavors.

Resolution No. 2015122

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 April 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 April 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Chad Halson

Legislators Borchert and Bolner offer the following and move its adoption:

WHEREAS, the Dutchess County Legislature is pleased to recognize the accomplishments of a remarkable young man, Chad Halson, and

WHEREAS, Chad Halson is a member of Boy Scout Troop 50 in LaGrange, New York, and has obtained the rank of Eagle Scout which he will receive at a Court of Honor on April 12, 2015, and

WHEREAS, Chad Halson has demonstrated a commitment to the highest ideals of Scouting and to his community earning 59 Merit Badges while obtaining the ranking of Eagle Scout, and

WHEREAS, Eagle Scout Chad Halson held the positions of Senior Patrol Leader and Patrol Leader, and

WHEREAS, Eagle Scout Chad Halson also earned the special awards of Historical Trail, Mile Swim, National Outdoor, Camping, Kayaking BSA, Paul Bunyan, SCUBA BSA, Totin Chip, World Conservation, and

WHEREAS, Chad's Eagle Scout Project was performed at the Unitarian Universalist Fellowship of Poughkeepsie where he designed and constructed a peace pole plaza and garden, he created a grass pathway outlined with at grade inlaid bricks to a circular inlaid brick plaza with a wooden peace pole (a 6 foot wooden post with writing on all sides), and small garden in the center that will be used for functions and gatherings at the fellowship, and

WHEREAS, Chad is President of the Unitarian Universalist Fellowship of Poughkeepsie youth group, a member of the National Honor Society and the Ski Club, participates on the Independent Research Team on hydrofracking and plans to attend SUNY Oswego and major in biology, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate, Eagle Scout Chad Halson, and, be it further

RESOLVED, that the Dutchess County Legislature, does hereby extend to Eagle Scout Chad Halson, its best wishes in all of his future endeavors.

STATE OF NEW YORK

ss: Resolution No. 2015123

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 April 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 April 2015.

Carolyn Morris

CAROLYN MORRIS CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: James Constantino

Legislators Borchert and Bolner offer the following and move its adoption:

WHEREAS, the Dutchess County Legislature is pleased to recognize the accomplishments of a remarkable young man, James Constantino, and

WHEREAS, James Constantino is a member of Boy Scout Troop 50 in LaGrange, New York, and has obtained the rank of Eagle Scout which he will receive at a Court of Honor on June 21, 2015, and

WHEREAS, James Constantino has demonstrated a commitment to the highest ideals of Scouting and to his community earning 25 Merit Badges while obtaining the rank of Eagle Scout, and

WHEREAS, Eagle Scout James Constantino held the positions of Patrol Leader and Assistant Patrol Leader, and

WHEREAS, Eagle Scout James Constantino also earned the special award of 50 Miler, Arrow of Light, Historical Trails, National Outdoor, Camping, Snorkeling BSA, and Totin Chip, and

WHEREAS, James's Eagle Scout Project was performed at Holy Trinity Church in the Town of Poughkeepsie where he designed and constructed a picnic area, he tilled and leveled the ground, made a defined area, constructed 4 wooden picnic tables, and placed a soft foundation, and

WHEREAS, James is a junior at Arlington High School where he is a member of the National Italian Honor Society, is employed at LaGrange Veterinarian Hospital and plans to apply to Cornell and Binghamton University and major in biology or life science with plans of going to veterinarian school, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate, Eagle Scout James Constantino, and, be it further

RESOLVED, that the Dutchess County Legislature, does hereby extend to Eagle Scout James Constantino, its best wishes in all of his future endeavors.

STATE OF NEW YORK Resolution No. 2015124

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 April 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 April 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature

Commendation: Sean Hogan

Legislators Borchert and Bolner offer the following and move its adoption:

WHEREAS, the Dutchess County Legislature is pleased to recognize the accomplishments of a remarkable young man, Sean Hogan, and

WHEREAS, Sean Hogan is a member of Boy Scout Troop 50 in LaGrange, New York, and has obtained the rank of Eagle Scout which he will receive at a Court of Honor on June 21, 2015, and

WHEREAS, Sean Hogan has demonstrated a commitment to the highest ideals of Scouting and to his community earning 21 Merit Badges while obtaining the rank of Eagle Scout, and

WHEREAS, Eagle Scout Sean Hogan held the position of Troop Guide, and

WHEREAS, Eagle Scout Sean Hogan also earned the special awards of Historical Trails, National Outdoor, Camping, Kayaking BSA, and Totin Chip, and

WHEREAS, Sean's Eagle Scout Project was performed at the St. Kateri Tekakwitha Church in the Town of LaGrange where he designed and constructed a covered patio outside their community room, he leveled the ground, placed a concrete pad, and constructed a free-standing metal swing, and

WHEREAS, Sean participates in the Arlington High School Marching Band and Bowling Team, is a member of the St. Kateri Takakwitch Church Youth Group, National Honor Society, Honor Key, and Tri-M Music Honor Society, he is employed at Dunkin Donuts and plans on attending Dutchess Community College next year and transfer to a college where he can pursue a degree in music education, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate, Eagle Scout Sean Hogan, and, be it further

RESOLVED, that the Dutchess County Legislature, does hereby extend to Eagle Scout Sean Hogan, its best wishes in all of his future endeavors.

Resolution No. 2015125

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 April 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 April 2015.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LAID ON DESKS 4/13/15
DISCUSSION ONLY 5/7/15
Government Services & Administration
PULLED BY SPONSOR 6/4/15

RESOLUTION NO. 2015126

RE: LOCAL LAW NO. OF 2015, A LOCAL LAW ESTABLISHING A CONSTRUCTION APPRENTICESHIP FOR AGREEMENTS FOR CERTAIN BRIDGE CONTRACTS IN EXCESS OF $500,000

Legislators TYNER, FARLEY, JOHNSON, MACAVERY, PERKINS, and STRAWINSKI offer the following and move its adoption:

RESOLVED, that the Legislature of the County of Dutchess adopt Local Law No. _____ of 2015 which has been submitted this day for consideration by said Legislature.

NO FURTHER ACTION TAKEN IN 2015

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 8th day of June 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 8th day of June 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. OF 2015

RE: LOCAL LAW NO. OF 2015, A LOCAL LAW ESTABLISHING A CONSTRUCTION APPRENTICESHIP FOR AGREEMENTS FOR CERTAIN BRIDGE CONTRACTS IN EXCESS OF $500,000

BE IT ENACTED, by the County Legislature of the County of Dutchess, New York, as follows:

SECTION 1. INTENT.

The County of Dutchess hereby establishes a policy to promote apprenticeship training as authorized by § 816-b of the New York Labor Law.

SECTION 2. DEFINITIONS.

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

CONSTRUCTION CONTRACT: Any contract to which the County of Dutchess shall be a signatory which involves the construction, reconstruction, improvement, rehabilitation, installation, alteration, renovation, demolition of, or otherwise providing for any bridge, culvert or any appurtenance thereto of any kind with a value in excess of $500,000.

CONTRACTOR or SUBCONTRACTOR: A contractor or subcontractor which directly employs labor under a construction contract for which an apprenticeship program has been approved by the New York State Commissioner of Labor in accordance with Article 23 of the New York Labor Law.

SECTION 3. REQUIREMENTS AND EXCEPTIONS.

A. The County of Dutchess hereby requires any contractor, prior to entering into a construction contract with the County of Dutchess, or any subcontractor entering into a contract with a contractor who has a construction contract with the County of Dutchess, to have apprenticeship agreements appropriate for the type and scope of work to be performed, which have been registered with, and approved by, the New York State Commissioner of Labor in accordance with Article 23 of the New York State Labor Law, anything in § 103 of the New York General Municipal Law to the contrary notwithstanding.

B. If a specific trade required for performance of a contract or project does not have a New York State Department of Labor-approved apprenticeship training program at the time of the award of a construction contract, such contract is not subject to the provisions of this Local Law.

C. If a single bid is received for a construction contract subject to this Local Law from a contractor that does not maintain an approved apprenticeship training program, the Director of Purchasing may elect, in his/her sole discretion, to award said contract to the single bidder rather than rebidding the construction contract.

D. Notwithstanding anything in this Local Law to the contrary, at its discretion the Director of Purchasing reserves the right to accept any bid, in whole or in part, or reject all bids and readvertise in the manner outlined by §§ 101 and 103 of the General Municipal Law.

SECTION 4. ENFORCEMENT.

The Director of Division of Central Services is hereby authorized, empowered and directed to promulgate such rules and regulations that are lawful, necessary and appropriate for the implementation and enforcement of any provisions of this Local Law.

SECTION 5. APPLICABILITY.

This Local Law shall apply to construction contracts advertised for bids on or after the effective date.

SECTION 6. EFFECTIVE DATE.

This Local Law shall take effect upon filing with the Office of the Secretary of State of the State of New York.

The foregoing local law, Resolution No. 2015126, was laid on desks on April 13, 2015, offered for discussion only at the Government Services and Administration on May 7, 2015, and pulled by sponsor on June 4, 2015.

No further action was taken on this resolution in 2015.

UNANIMOUS CONSENT 4/13/15

RESOLUTION NO. 2015127

RE: URGING PASSING OF SENATE BILL S.4161 AND ASSEMBLY BILL A.6025 THE "COMMON CORE PARENTAL REFUSAL ACT"

Legislators FLESLAND, ROLISON, BOLNER, SAGLIANO, WEISS, INCORONATO, MICCIO, ROMAN, HORTON, SURMAN, PULVER, NESBITT, and KELSEY offer the following and move its adoption:

WHEREAS, parents, educators, and students are deeply concerned about the standardized testing, or assessments, associated with state implementation of the controversial Common Core Learning Standards (CCLS) established by the National Governors Association and the Council of Chief State School Officers; and

WHEREAS, in 2014 parents of 60,000 students objected to CCLS reliance on "teaching to the test" by refusing to participate in New York State Common Core tests; and

WHEREAS, because federal guidance developed around CCLS lacked parental input, there exists no statute in current law to provide parents with a process for opting out of these high-stakes examinations, no alternative educative activities available to students who choose not to participate in all or part of the tests, and no protections against potential punitive actions taken against a district or school that fails to meet the required state and federal student-testing participation threshold of 95 percent; and

WHEREAS, legislation known as the Common Core Parental Refusal Act has been introduced in the state Legislature (A.6025/S.4161) which would, among other things, clarify the right of parents of students in grades three through eight to opt out of high-stakes testing, ensure and outline a universal notification method be posted on school district websites as well as a universal method for parental response, and prohibit punitive measures taken against districts or individual schools in the form of withheld state aid; and

WHEREAS, the legislation would protect students against similarly retaliatory action by a district or school, such as "sit-and-stare" discipline for non-participants, nor reward those students who do participate in such exams, while at the same time provide alternate educational activity for students opting out at such times as the exams are administered; now, therefore, be it

RESOLVED, that the Dutchess County Legislature urges the New York State Senate and Assembly to approve Senate Bill 4161 and Assembly Bill 6025; and, be it further

RESOLVED, that a copy of this resolution be forwarded to Governor Andrew Cuomo, Senators Serino and Murphy and Assembly Members Cahill, Skartados, Lalor and Barrett.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

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 14th day of April 2015 and that the same is a true and correct transcript of said original resolution and of the whole thereof. Date 4/20/2015

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

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

☐ No Fiscal Impact

FISCAL IMPACT STATEMENT

APPROPRIATION RESOLUTIONS

Total Current Year Cost $

Total Current Year Revenue and Source: $

Source of County Funds (check one): Existing Appropriations
Contingency
Transfer of Existing Appropriations
Additional Appropriations
Other (explain)

Identify Line Item (s): A.4046.01 Special Ed.Admin
A.4046.33 Special Ed.Programs

Related Expenses:

Nature of Expenses:

Anticipated Savings to County:

Net county Cost (this year): **$ 8,604,298**

(over five years): $

Additional Comments:

Common Core places downward pressure on the growing need for Early Intervention and Special Education Pre-K services which is a large unfunded mandate on county government.

STATE OF NEW YORK

4161

2015-2016 Regular Sessions

IN SENATE

March 4, 2015

Introduced by Sens. MURPHY, FUNKE -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to enacting the "common core parental refusal act"

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. This act shall be known and may be cited as the "common
2 core parental refusal act".
3 § 2. Section 305 of the education law is amended by adding a new
4 subdivision 51-a to read as follows:
5 51-a. The commissioner shall ensure that school districts notify
6 parents of students in grades three through eight, either by email
7 and/or a mailed letter, that such students may refuse to participate in
8 all state testing provided by Pearson or any other state testing based
9 on common core standards. Such notification shall be given no sooner
10 than fourteen days and no later than seven days prior to the scheduled
11 administration of such testing. Such notification shall read as
12 follows:
13 "It is the right of every parent to direct the upbringing and educa-
14 tion of their children. Parents may refuse to permit their children to
15 take state testing provided by Pearson or any other state testing based
16 on common core standards. Parents who refuse to permit their children to
17 take such tests may fill out and return the attached form. No punitive
18 measures may be taken against students who refuse to participate in such
19 testing, nor shall students who do participate in such testing receive
20 any incentive or reward for doing so."
21 The text of such notification shall be posted on school district
22 websites.
23 The response form, which shall be contained within the notification,
24 shall read as follows:

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD09318-05-5

1 "As the parent or legal guardian of (child's full name), I
2 respectfully and formally state my refusal to permit my child to take
3 part in testing provided by Pearson or any other state testing based on
4 common core standards. My child shall be scored as a 'refusal', rather
5 than as 'absent', in accordance with the student information repository
6 system, and therefore my child will continue to receive a free and
7 appropriate public education in his/her regular classroom environment
8 during the administration of all makeup test periods as this letter
9 provides written verification of a 'refusal' for all tests."
10 Notwithstanding any other law, rule or regulation to the contrary, it
11 shall be unlawful for any school district to require a student to
12 participate in testing provided by Pearson or any other state testing
13 based on common core standards. It shall further be unlawful for any
14 school district to take punitive measures against students who refuse to
15 participate in such testing, or provide any form of incentive or reward
16 for students who do so participate. School districts shall provide
17 students whose parents refuse to permit their testing participation with
18 an alternate educational activity during scheduled state testing times.
19 It shall be unlawful for school districts to require such students to be
20 placed in a testing room or environment during scheduled state testing
21 times or makeup times. Notwithstanding the provisions of subdivision
22 two of section three hundred six of this article, state aid for schools
23 shall not be contingent on or in any way affected by the student partic-
24 ipation rate for testing provided by Pearson or any other state testing
25 based on common core standards. Notwithstanding any other law, rule or
26 regulation to the contrary, score results on Pearson or any other state
27 testing based on common core standards shall not constitute grounds or
28 be considered as a factor for determining whether a school is a chron-
29 ically underperforming or failing school. Nor shall a school district
30 give any consideration to classroom participation rates in such testing
31 when evaluating teacher performance or making personnel decisions. It
32 shall likewise be unlawful for a school district to re-allocate funding
33 among or between schools within such district based on student partic-
34 ipation rates for such testing.
35 § 3. This act shall take effect immediately.

STATE OF NEW YORK

6025

2015-2016 Regular Sessions

IN ASSEMBLY

March 11, 2015

Introduced by M. of A. TEDISCO, BARRON, BORELLI, BRABENEC, BUTLER, CROUCH, DiPIETRO, DUPREY, FRIEND, GOODELL, GRAF, HAWLEY, JOHNS, KATZ, KEARNS, LALOR, LOPEZ, LUPINACCI, McDONOUGH, McLAUGHLIN, NOJAY, PALMESANO, RA, RAIA, WALTER -- Multi-Sponsored by -- M. of A. BARCLAY, CERETTO, GARBARINO, LAWRENCE, MALLIOTAKIS, MURRAY, TENNEY -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to enacting the "common core parental refusal act"

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. This act shall be known and may be cited as the "common
2 core parental refusal act".
3 § 2. Section 305 of the education law is amended by adding a new
4 subdivision 51-a to read as follows:
5 51-a. The commissioner shall ensure that school districts notify
6 parents of students in grades three through eight, either by email
7 and/or a mailed letter, that such students may refuse to participate in
8 all state testing provided by Pearson or any other state testing based
9 on common core standards. Such notification shall be given no sooner
10 than fourteen days and no later than seven days prior to the scheduled
11 administration of such testing. Such notification shall read as
12 follows:
13 "It is the right of every parent to direct the upbringing and educa-
14 tion of their children. Parents may refuse to permit their children to
15 take state testing provided by Pearson or any other state testing based
16 on common core standards. Parents who refuse to permit their children to
17 take such tests may fill out and return the attached form. No punitive
18 measures may be taken against students who refuse to participate in such
19 testing, nor shall students who do participate in such testing receive
20 any incentive or reward for doing so."

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD09318-05-5

The text of such notification shall be posted on school district websites.

The response form, which shall be contained within the notification, shall read as follows:

"As the parent or legal guardian of _____ (child's full name), I respectfully and formally state my refusal to permit my child to take part in testing provided by Pearson or any other state testing based on common core standards. My child shall be scored as a 'refusal', rather than as 'absent', in accordance with the student information repository system, and therefore my child will continue to receive a free and appropriate public education in his/her regular classroom environment during the administration of all makeup test periods as this letter provides written verification of a 'refusal' for all tests."

Notwithstanding any other law, rule or regulation to the contrary, it shall be unlawful for any school district to require a student to participate in testing provided by Pearson or any other state testing based on common core standards. It shall further be unlawful for any school district to take punitive measures against students who refuse to participate in such testing, or provide any form of incentive or reward for students who do so participate. School districts shall provide students whose parents refuse to permit their testing participation with an alternate educational activity during scheduled state testing times. It shall be unlawful for school districts to require such students to be placed in a testing room or environment during scheduled state testing times or makeup times. Notwithstanding the provisions of subdivision two of section three hundred six of this article, state aid for schools shall not be contingent on or in any way affected by the student participation rate for testing provided by Pearson or any other state testing based on common core standards. Notwithstanding any other law, rule or regulation to the contrary, score results on Pearson or any other state testing based on common core standards shall not constitute grounds or be considered as a factor for determining whether a school is a chronically underperforming or failing school. Nor shall a school district give any consideration to classroom participation rates in such testing when evaluating teacher performance or making personnel decisions. It shall likewise be unlawful for a school district to re-allocate funding among or between schools within such district based on student participation rates for such testing.

§ 3. This act shall take effect immediately.

COUNTY OF DUTCHESS

MARCUS J. MOLINARO
COUNTY EXECUTIVE

January 17, 2014

Dr. John B. King, Jr.
Commissioner of Education and
President of the University of the State of New York
New York State Education Department
89 Washington Avenue
Albany, New York 12234

Dear Commissioner King:

Over the past several months there have been numerous forums throughout Dutchess County, focused on the implementation of Common Core. Clearly, it is an issue that has sparked great concern among the parents and educators of Dutchess County.

As County Executive and parent of two school aged children, one receiving special education programming, I have worked to educate myself on the issues surrounding Common Core. I have spoken with other parents and educators who are passionate advocates for their children. I have heard stories of teachers being overwhelmed and feeling unprepared. I have read, with concern, debates over testing regimens and the privacy of data. And most importantly, I have heard the cries of parents whose kids of all learning levels come home from school confused and burdened by a new curriculum and standards heaped upon them seemingly overnight.

Additionally, I wonder if adequate thought has been given to the "downward pressure" Common Core places on the growing need for Early Intervention and Special Education Pre-K services – a large unfunded mandate on county governments.

After careful consideration and a lot of listening, I have come to the conclusion that the State Education Department must fully reconsider Common Core standards. Too many aspects are being implemented without the necessary public dialogue, involvement of all appropriate stakeholders and investment from parents and students.

22 Market Street, Poughkeepsie New York 12601 • (845) 486-2000 • Fax: (845) 486-2021
www.dutchessny.gov

Finally, I fear the level of confusion, concern and unrest among parents and educators threatens to seriously undermine confidence in our educational system. Our schools are the center of civic life and should be a place that brings us together, not tears us apart.

With these concerns in mind, I add my voice to so many others and call on the State Education Department to stop the process and fully reconsider the implementation of Common Core.

Sincerely,

Marcus J. Molinaro
Dutchess County Executive

COUNTY OF DUTCHESS

MEMORANDUM

MARCUS J. MOLINARO
COUNTY EXECUTIVE

To: All County Legislators

From: Marcus J. Molinaro, County Executive

Date: April 23, 2015

Re: **Resolution 2015127: URGING PASSING OF SENATE BILL S.4161 AND ASSEMBLY BILL A.6025 THE "COMMON CORE PARENTAL REFUSAL ACT"**

In January, Chairman Rolison and I co-signed a letter urging the state Legislature to reintroduce and pass legislation that would withdraw New York State from the Common Core and Race to the Top programs (attached). It is my belief now, as it was then, that New York State must reconsider its implementation of Common Core standards.

Too many aspects of the Common Core Learning Standards (CCLS) have been imposed without the necessary dialogue with and investment from local stakeholders including parents and educators. The State seems to have been forced by the federal government into committing to CCLS, which shift the emphasis away from actual learning and instead focuses purely on testing and data collection. It is unacceptable that when the CCLS were released in 2010 by the federal government the State had only 60 days to evaluate and adopt them with no opportunity to modify to reflect state-specific needs or goals. Rushing to apply a one-size-fits-all model to our State and our children, who have unique challenges and goals, is an affront to our education system and how the democratic process should work.

While we must continue to fight for the repeal of Common Core, I applaud your decision to unanimously adopt resolution 2015127 that calls for the passage of the Common Core Parental Refusal Act (S.4161/A.6025). This state legislation is an important step toward full repeal of CCLS by clarifying the right of parents with children in grades three through eight to opt out of Common Core tests while prohibiting punitive actions against the school district by the State in the form of withheld financial aid. The more that opt out, the more likely the state will need to revisit and repeal Common Core. It is my hope the State will rescind Common Core this legislative session or at the very least consider and adopt the Common Core Parental Refusal Act.

I hereby return resolution 2015127 signed.

COUNTY OF DUTCHESS

MARCUS J. MOLINARO
COUNTY EXECUTIVE

ROBERT G. ROLISON
CHAIRMAN OF THE LEGISLATURE

January 30, 2015

Dear Dutchess County State Representatives:

With the start of a new State Legislature term, we ask that you support the reintroduction and passage of the 2013-14 bill A07994 and S06267. This bill, if adopted, would withdraw New York State from the Common Core and Race to the Top programs.

The State must fully reconsider the implementation of Common Core standards. Too many aspects have been imposed without the necessary dialogue with and investment from local stakeholders including parents and educators. The State seems to have been forced by the federal government into committing to Common Core standards that shifts the emphasis away from actual learning and instead focuses purely on testing and data collection. It is unacceptable that when the Common Core standards were released in 2010 by the federal government the State had only 60 days to evaluate and adopt them with no opportunity to modify to reflect State specific needs or goals. Rushing to apply a one-size-fits-all model to our State and our children, who have unique challenges and goals, is an affront to our educational system and how the democratic process should work.

Further, we ask that you reintroduce and support the passage of the 2013-14 bill A0953a and S06832. In the event, the State does not completely withdraw from Common Core, at least this bill would allow school districts to opt children with an Individual Education Program (IEP) out of the Common Core standards. The need for this legislation should be apparent. The application of Common Core one-size-fits-all standards would undermine the IEP. Common Core essentially sends a message to school administrators and teachers as well as parents that the "common" way is the best way. This is an insulting message to send to those who interact with the child on a daily basis and know what is best for that child.

With the reintroduction of these two important pieces of legislation in both the state Assembly and Senate, the County Legislature can consider memorialization resolutions calling on the entire State Legislature to adopt these bills as well as call on the Governor to sign them into law. The adopted rules of the County Legislature prohibit the consideration of a memorialization tied to specific state legislation unless that legislation has an assigned bill number in both houses of the State Legislature and four county legislators agree to sponsor the local bill. It is our hope, that with your help, these bills will be reintroduced as soon as possible so that the Dutchess County Legislature can consider memorialization resolutions.

Please help us STOP COMMON CORE. Should you wish to discuss this issue further, please feel free to contact us.

Sincerely,

Marcus J. Molinaro
Dutchess County Executive

Robert G. Rolison
Dutchess County Legislature Chairman

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 Yes 0 No

Absent: 0 **Motion:** ✓

Vacant: 0 **Abstentions:** 0

AF / MH

Unanimous Consent

4·13·15 "Urging Passing of Senate Bill S. 4161 and
2015 127 Assembly Bill A·6025 The "Common Core Parental Refusal Act"

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Ignaffo		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 **Resolution:** ✓ **Total :** 25 0

Absent: 0 **Motion:** ____ Yes No

Vacant: 0 **Abstentions:** 0

Common Core

2015127

4.13.15

Dutchess County Legislature

Condolence: Warren Wigsten

Legislator SAGLIANO offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature has learned with sadness and regret of the recent death of Warren Wigsten, on March 14, 2015, at the age of 87, and

WHEREAS, Warren Wigsten was born on March 16, 1927, the son of the late Frank Murray Wigsten and Edna (Cornelius) Wigsten, and the Wigsten family resided briefly in Kingston, Poughkeepsie, and Wappingers Falls before settling in Pleasant Valley on Wigsten's Highline Farm, and

WHEREAS, Warren attended a one-room schoolhouse in Wappingers Falls, went on to graduate from Arlington High School, and in 1944 enlisted in the US Navy serving our Country from 1944-1946, and

WHEREAS, after the end of World War II Warren went on to graduate from Cornell University College of Agriculture and Life Sciences in 1950, where he was a member of Alpha Zeta, an agricultural fraternity, and

WHEREAS, Warren owned and operated Wigsten Highline dairy farm, an ice cream home delivery business, and a popular seasonal ice cream shop, and was also involved in a international cattle exportation where he helped many governments improve the quality of their dairy industry on the continents of Europe, Africa and South America, and

WHEREAS, Warren was a member of the First Presbyterian Church in Pleasant Valley, a member of the Pleasant Valley Grange, was the Town of Pleasant Valley Town Supervisor from 1966-1967, and a Dutchess County Legislator serving on the Board of Supervisors from 1966-1967 and Board of Representatives from 1968-1969, and he also served 49 years on the Board of Directors for the Dutchess County Agricultural Society, the organization which directs the County Fair, was a stand-out 4-H member and leader, a dairy cattle show judge, both in the United States and abroad, a member of Cooperative Extension, Holstein Association, and was instrumental in the Pleasant Valley Train Station restoration project, and

WHEREAS, his passing will be mourned by his family, friends, and colleagues throughout Dutchess County, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby extend its deep sympathy and sincere condolences to the family and friends of the late Warren Wigsten, and, be it further

RESOLVED, that the meeting of the Dutchess County Legislature be adjourned in memory of the late Warren Wigsten.

Resolution No. 2015128

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 April 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 April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

On motion by Legislator Miccio, duly seconded by Legislator Bolner and carried, the Rules were suspended to allow the public to address the Legislature on agenda and non-agenda items.

Laura LiBassi, 6 E Tilden Place, Hopewell Junction, spoke in opposition to common core and thanked the Legislature for adopting the unanimous consent resolution.

Constantine Kazolias, 47 Noxon Street, spoke in opposition to common core.

No one else wishing to speak, on motion by Legislator Incoronato, duly seconded by Legislator Weiss and carried, the Regular Order of Business was resumed.

There being no further business, the Chairman adjourned the meeting in memory of the late Warren Wigsten at 8:48 p.m.