Attendance Sheets

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

Present: 25
Absent: 0
Vacant: 0

Date: 1/3/12

Organizational Meeting

of the

Dutchess County Legislature

Tuesday, January 3, 2012

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, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Tyner, Weiss, White, Wilkinson

ABSENT: 0

PRESENT, LATE: 1 MacAvery.

Quorum Present.

Presentation of the Colors by the Dutchess County Sheriff's Office Color Guard, led by Undersheriff Kirk Imperati

Pledge of Allegiance to the Flag led by Undersheriff Kirk Imperati

Singing of the Star-Spangled Banner by Sarah Murray

Invocation by Monsignor Frank Bellew of St. Mary's Church, Wappingers Falls, followed by a moment of silent meditation

Swearing-in Ceremony of Legislators Officiated by Honorable Peter Forman, County Court Justice

Legislator Borchert made a motion, which was seconded, to elect Legislator Cooper as Temporary Chairman of the Legislature.

Roll call vote on the motion to elect Legislator Cooper as Temporary Chairman of the Legislature proceeded as follows:

AYES: 24 Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, Miccio, Perkins, Rolison, Roman, Serino, Surman,

Thomes, Traudt, Tyner, Weiss, White, Wilkinson

NAYS: 0

ABSENT: 1 MacAvery

Motion carried.

Legislator Cooper was elected Temporary Chairman of the Legislature.

Legislator Flesland made a motion, which was seconded, to nominate Legislator Rolison as Chairman of the Legislature.

Roll call vote on the motion to elect Legislator Rolison as Chairman of the Legislature proceeded as follows:

AYES: 24 Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Weiss, White, Wilkinson

NAYS: 1 Tyner

ABSENT: 0

Motion carried.

Legislator Rolison was elected Chairman of the Legislature

Chairman Rolison read the foregoing address.

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.

Roll Call Sheets

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

Present: 24 **Resolution:** ___ **Total :** 24 (Yes) 0 (No)

Absent: 1 **Motion:** ✓

Vacant: 0 **Abstentions:** ___

Election of Temporary Chairman - Cooper

January 3, 2012

Roll Call Sheets

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

Present: 25 **Resolution:** ___ **Total :** 24 (Yes) 1 (No)

Absent: 0 **Motion:** ✓

Vacant: 0 **Abstentions:** 0

Election of Permanent Chairman - Rolison
January 3, 2012

ADDRESS TO THE DUTCHESS COUNTY LEGISLATURE
Overcoming Dutchess County's challenges together
Chairman Robert G. Rolison
January 3, 2012

My colleagues and fellow legislators... good evening.

Thank you for the opportunity to – for the third time – address you as Chairman of the Dutchess County Legislature. I am honored and humbled to have been chosen by you – my esteemed peers – to again lead this diverse, dedicated and hard working group of legislators as we – together – seek ways to enhance the quality of life for all those who call Dutchess County home.

The last two years have not been easy as fiscal conditions remain stagnant. While our Federal and State governments struggle to find solutions that will put our economy back on track, Dutchess County has had to deal with the profound impact of a national economic recession. Unemployment in Dutchess County continues to hover above 7% and the demand on our social services' programs continues to rise. As with any economic downturn, the increase on public services is made more difficult by the decrease in property values and unpredictable sales tax revenue vital to the continued operation of school, local and county services.

Despite these hardships, we have not cowered from our duty nor shrank from our responsibility. Instead, for the last two years, we have confronted many challenges and I, for one, am proud of what we have accomplished together.

Pause

Together, we have crafted two budgets despite the recession that maintained vital County services while lowering the property tax levy for the 2011 budget and staying under the property tax cap for the 2012 budget. Together, we shrunk the size of County Government by consolidating nine departments into four. Together, we sought greater public participation in

the legislative process by using social media and hosting forums throughout the County. Together, we created fact finding committees in search of innovative, new ways to dispose of garbage, provide legal defense for the indigent and incarcerate inmates. Together, we sought new policies, State and local, related to domestic violence in our efforts to protect victims and prosecute offenders. Together, we attempted to refocus our debates on the issues important to County residents and businesses so that our time, energy and skills are used in optimal ways.

Together we accomplished much, but it goes without saying that we have a lot still to do.

The major problems of 2012 and 2013 are not new nor are they unique to Dutchess County. They are issues that will require partnerships and innovative thinking to resolve.

Pause

In 2010 I created a Resource Recovery Reform Committee that was designed to investigate ways to improve our recycling rate and reduce the County subsidy from our waste-to-energy facility. Under the leadership of Legislator Jim Miccio this committee has researched and debated how best to fulfill its mission. Their conversations with waste haulers, solid waste managers, consultants, community leaders, State agencies and regional partners have resulted in a better informed Legislature and public regarding the issues of resource recovery.

It is the belief of this Committee that the waste-to-energy facility does provide a vital service to the people of Dutchess County – a more environmentally friendly method to dispose of 100,000 tons of solid waste annually than burying it in a landfill. Thus it should not be shuttered, but perhaps sold.

Placed into the hands of private operators the facility might become self-sufficient with an opportunity to expand via private investment. 2012 will bring the opening of Hudson Baylor Recycling Facility to Beacon and single stream recycling to Dutchess County. With a concerted

effort to remove recyclable products from the waste stream by the County and our partners in the waste business, we can allow the market to dictate how best and at what cost our garbage will be disposed of. If the public sector is incapable of doing something smarter and cheaper the private sector should have the chance to take the reins.

The Dutchess County Jail continues to exceed capacity on a daily basis. A jail designed for 292 inmates with a population often in excess of 400 has resulted in the dangerous and costly policy of boarding out inmates in other jail facilities around the State. It is sad that on any given day Dutchess County, which has the responsibility to incarcerate its own inmates, must send them to other County correctional facilities as far away as Erie County because of a lack of cell space.

In the very near future the Jail Study Advisory Committee, chaired by Legislator Ken Roman, will release its report for feedback and in it they move Dutchess County one step closer to hiring the necessary consultants to develop plans to expand and modernize our current jail facility. If the current jail's footprint is not suitable then a new location must be found to house our inmates. Whether it is a retro-fit of an existing structure or a brand new one, the bottom line is that a bricks and mortar solution is needed to address the issue of overcrowding at the Jail.

Let me be clear, a larger and more updated jail structure is not to say our ATI programs have failed nor should we stop exploring new methods to get people and keep people out of jail. I do not need to remind you that due to the economic circumstances we face, far too many people are struggling to make ends meet and thus are turning to substance abuse and crime. Addressing issues of substance abuse – particularly by young people – is an issue that needs aggressive revamping by service providers in Dutchess County. We can help residents struggling with poverty and addiction to help themselves with effective, targeted programs and aggressive economic development.

We legislators must pledge to work with our new County Executive and help him create the government infrastructure needed to assist businesses, create jobs and revitalize our economy.

We can assist our businesses, and families, by doing what we have done for the last two years – maintain core County services while holding the line on taxes.

Pause

Core County services are those that people have come to expect from County Government. Services such as Sheriff road patrols, indigent legal defense, criminal prosecution, medical examiners services, community health services, road maintenance, snow removal, veteran and aging programs, parks, and economic development including tourism to name a few. County Government does a lot, but it is handcuffed by the State's inability to deliver unfunded mandate relief. While struggling to provide its own core services, County Government must also administer State required services without adequate funding from the State.

The New York State Association of Counties (NYSAC) points out that the nine "big" state mandates consume 90% of county property tax levies statewide. This means that counties only have true control over 10% of their levies and often these mandates result in the increase in taxes for local homeowners. This trend must stop and State lawmakers must deliver on their promise of mandate relief.

Continued cooperation and discussions with our state lawmakers will be essential to achieving mandate relief. I trust that our partnerships with state Senators Steve Saland and Greg Ball as well as with Assemblyman Joel Miller will prove valuable in making sure our voice is heard in Albany. This push for mandate relief is amplified here in Dutchess County as this year our residents will go to the polls in special elections to elect two new Assembly people in the 100th and 103rd districts. This surely will be a year filled with change and I am confident our democratic process will ensure the right person is elected.

Pause

Dutchess County's electorate seems to find the right person; this year three of our countywide public servants were reelected – Sheriff Adrian "Butch" Anderson, District Attorney Bill Grady, and County Clerk Brad Kendall. These countywide elected officials – plus Comptroller Jim Coughlan – are invaluable public servants who dedicate themselves every day to ensure the delivery of core County services to the very residents who entrusted them to do so. These County officials, along with municipal leaders and County employees, understand that together we can do more for residents than alone. On behalf of the Legislature, we look forward to working with everyone in this new year and thank them all for their service.

Pause, recognize

Of course, we could not serve our respective constituents as well as all the residents and businesses of Dutchess County without our own dedicated staff. Just a few days ago we wished Patricia Hohmann well as she retired after 38 years of service. While we thank Patty for her guidance, advice and assistance, we also welcome our new Clerk, Carolyn Morris. Carolyn, with Leigh Wager serving as Deputy, will surely serve us and the people of this great County well. Please join me in congratulating *all* of them on their new positions.

Pause, recognize

A staple of Dutchess County Government also retired after more than three decades of service. County Executive Bill Steinhaus guided Dutchess County through the years making it a model in so many ways. I have no doubt that our new County Executive – Marc Molinaro – will strive to continue this tradition and build upon our County's solid foundation. Please join me in congratulating, once again, our new County Executive, Marc Molinaro.

Pause, recognize

As I said a few days ago at your swearing-in ceremony Marc, this Legislature is "all in" with you and we look forward to the policy dialogues and debates as we strive together to make Dutchess County the best it can be. This Legislature that includes four new legislators – Peter Wilkinson, Sue Serino, Rich Perkins and Francena Amparo – stands ready, willing and able to confront whatever challenges 2012 and 2013 may bring. Please join me in welcoming these individuals into our legislative family.

Pause, recognize

Finally, Marc, we expect big things... but we do not expect you to do it all alone. Government is an organization that requires buy-in from stakeholders. It requires stakeholders to be courageous enough to try new things, admit when they fail, pat others on the back when they succeed, but above all else to never give up and continue to seek new ways to solve problems and build a better Dutchess County.

You, Marc, bring this approach to our Government and on behalf of Legislature leadership – Majority Leader Dale Borchert, Assistant Majority Leader Angela Flesland, Minority Leader Barbara Jeter-Jackson and Assistant Minority Leader Alison MacAvery – and their respective Caucus members we look forward to the new approach. We will not always agree, but together we can find ways to overcome the challenges and continue to make Dutchess County a model of success.

Thank you all for your time this evening, and may God bless our County and our Country.

End

RESOLUTION NO. 2012001

RE: APPOINTMENT OF THE CLERK OF THE COUNTY LEGISLATURE

Legislators ROLISON, BORCHERT, FLESLAND, KELSEY, HORTON, and TRAUDT offer the following and move its adoption:

RESOLVED, that Carolyn Morris be and hereby is appointed Clerk of the Dutchess County Legislature of the County of Dutchess.

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 3rd day of January 2012, 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 3rd day of January 2012.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2012001 resulted as follows:

AYES:	25	Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Tyner, Weiss, White, Wilkinson
NAYS:	0	
ABSTAIN:	0	
ABSENT:	0	

Resolution adopted.

Roll Call Sheets

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

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

Absent: 0 **Motion:** ____ Yes No

Vacant: 0 **Abstentions:** 0

2012001 APPOINTMENT OF THE CLERK OF THE COUNTY LEGISLATURE

Date: 1/3/12

RESOLUTION NO. 2012002

RE: APPOINTMENT OF THE DEPUTY CLERK OF THE COUNTY LEGISLATURE

Legislators ROLISON, BORCHERT, FLESLAND, KELSEY and HORTON offer the following and move its adoption:

RESOLVED, that Leigh Wager be and hereby is appointed Deputy Clerk of the Dutchess County Legislature of the County of Dutchess.

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 3rd day of January 2012, 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 3rd day of January 2012.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2012002 resulted as follows:

AYES:	25	Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Tyner, Weiss, White, Wilkinson
NAYS:	0	
ABSTAIN:	0	
ABSENT:	0	

Resolution adopted.

Roll Call Sheets

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

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

Absent: 0 **Motion:** ____ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2012002 APPOINTMENT OF THE DEPUTY CLERK OF THE COUNTY LEGISLATURE

Date: 1/3/12

RESOLUTION NO. 2012003

RE: ADOPTION OF THE TEMPORARY RULES OF THE DUTCHESS COUNTY LEGISLATURE

Legislators ROLISON, BORCHERT, and FLESLAND offer the following and move its adoption:

RESOLVED, that the 2012 Rules, as attached hereto, be and they hereby are adopted as the Temporary Rules of the Dutchess County Legislature, effective January 1, 2012.

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 3rd day of January 2012, 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 3rd day of January 2012.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

2012

Temporary Rules of the Dutchess County Legislature

TABLE OF CONTENTS

	PAGE
Organizational Meeting	1
Notice of Organizational Meeting	1
Election of Chairman	1
Appointment of Clerk	2
Appointment of Counsel	3
Confirmation of Appointments	3
Meetings; General	3
Meetings; Regular, Special	4
Duties of Clerk	5
Order of Business	6
Roll Call	7
Attendance and Quorum	7
Powers and Duties of Chairman	8
Privilege of the Floor	10
Petitions, Reports, Motions and Resolutions	10
Priority of Business	13
Debate	13
Addressing Chair	13
Calls to Order	13
Members Entitled to Vote	13
Appeal Decision of Chair	14
Vote Required for Adoption of Resolution	15
Effective Date of Resolutions	15
Power to Amend or Repeal	15
Roll Call Vote	15
Withdrawal of Motion	16
Motions	16
Adjournment	16
Moving the Question	16
Postponement of Consideration	17
Reference to Committee	17

Reconsideration.....17
Minutes of Meeting.....18
Where no Express Rule is Provided.....18
State Statute or County Charter Shall Govern.....19
Amendment to Rules.....19
Creation of Committees.....19
Duties and Functions of Committees.....19
Time and Manner of Appointment
Committees.....20
Term of Committee Membership.....20
Rules of Procedure for Committees.....20
Committee Authorized to Accept Help
from Non-Members.....22
Powers and Duties of the Legislature not be Delegated.....22
Reference to Committees.....23
Reference to Special Committee.....23
Resignation from Committee.....24
Presiding Officer of the Committee of the Whole.....24
Rules of Committee of the Whole.....24
Standing Committees:
Budget, Finance, & Personnel.....25
Environment.....26
Family and Human Services.....26
Government Services and Administration.....27
Public Safety.....28
Public Works and Capital Projects.....28
Index.....29

TEMPORARY RULES OF THE DUTCHESS COUNTY LEGISLATURE FOR THE YEAR 2012

ARTICLE I

ORGANIZATIONAL MEETING OF THE COUNTY LEGISLATURE

RULE 1.1 ORGANIZATION MEETING:

The Organizational meeting of the County Legislature shall be conducted on or before the first Tuesday after the first Monday in January at 7:00 pm.

RULE 1.2 NOTICE OF ORGANIZATIONAL MEETING:

The Clerk of the County Legislature shall serve upon each member of the Legislature a written notice stating the date, time and place of meeting pursuant to Section 151 of the County Law. In the event of a vacancy in the Office of the Clerk of the Legislature, or his/her inability or failure to act in accordance with this provision, notice shall be given by the Deputy Clerk. If the offices of Clerk and Deputy Clerk of the Legislature are vacant, notice shall be given by the County Clerk.

RULE 1.3 ELECTION OF CHAIRMAN OF THE LEGISLATURE AND LEADERSHIP:

A. A Chairman of the County Legislature shall be elected by a roll call vote from the membership of the County Legislature at its Organizational Meeting, or at an adjourned meeting thereof,

who shall serve as Chairman for the balance of the calendar year. In the event of a vacancy, the County Legislature shall fill the office of Chairman in the manner provided by its rules. Should the County Legislature fail to select a Chairman within thirty (30) days after the office shall become vacant for any reason, the County Executive shall appoint a member of the County Legislature to serve as its Chairman for the balance of the calendar year, as provided in Section 302 (j) of the Dutchess County Charter.

B. Prior to the commencement of the Legislative Term, Members of the two political parties which shall have polled the largest vote in the past general election for the County Legislature shall elect leaders of their respective parties. The leader of the political party whose membership constitutes a majority shall be known as Majority Leader; the leader of the other political party shall be known as Minority Leader. The assistant leader of the political party whose membership constitutes a majority shall be known as Assistant Majority Leader; the assistant leader of the other political party shall be known as the Assistant Minority Leader.

RULE 1.4 APPOINTMENT OF CLERK OF LEGISLATURE

A Clerk of the Legislature shall be appointed by the Legislature at its Organizational Meeting, or at an adjourned meeting thereof, in the manner provided by its rules. The Clerk shall be and remain an elector of the County, and he/she shall serve at the pleasure of the Legislature and until his/her successor shall be appointed and shall qualify. A vacancy in the Office of the Clerk shall be filled by the County Legislature. The Legislature may appoint such Deputy Clerks and employees as it may require.

RULE 1.5 APPOINTMENT OF COUNSEL TO THE LEGISLATURE:

A Counsel to the Legislature shall be appointed in accordance with the provisions of Section 2.14 of the Dutchess County Charter.

RULE 1.6 CONFIRMATION OF APPOINTMENTS:

Confirmation of appointment, where required by the Dutchess County Charter, shall be by affirmative roll call vote of a majority of the members of the County Legislature, except that if the Legislature shall fail to take action within sixty (60) days after the filing of written notification of appointment with the Clerk of the Legislature such appointment shall be deemed approved.

ARTICLE II

MEETINGS OF THE LEGISLATURE

RULE 2.1 GENERAL PROVISIONS OF MEETINGS:

The County Legislature shall, in addition to its Organizational Meeting, hold regular meetings at stated intervals and special meetings as herein provided, all of which shall be public and may be adjourned from time to time. All such meetings shall be held at the Legislative Chambers in the Dutchess County Office Building, City of Poughkeepsie, Dutchess County, New York, and shall begin at the hour specified in these Rules unless a different time and place shall be provided by a motion for adjournment, or by notice of a special meeting. All meetings - regular, adjourned, or special - shall begin with the Pledge of Allegiance to the Flag. The time of convening and adjournment of each meeting shall be recorded in the Proceedings of the County Legislature.

RULE 2.2 REGULAR MONTHLY MEETINGS:

A. Regular monthly meetings of the County Legislature shall commence at 7:00 pm on the second Monday in each month during the year, except when the second Monday of a month shall fall on a legal holiday, in which case, such regular monthly meeting shall be held on the following day at the same hour and place, except in the month of January when the regular monthly meeting shall be on the fourth Monday of the month. Meetings of the Legislature may be established by resolution at the Organizational meeting for the ensuing term.

B. The Clerk of the County Legislature shall serve upon each member of the Legislature electronic notice or if requested written notice stating the date, time and place of the meeting at least forty-eight (48) hours before the date of the meeting, stating the subject matter of all resolutions, ordinances and local laws to be voted on at such meeting, except as otherwise provided in Rule 4.5. Such meeting may be postponed for up to 24 hours by the Chairman of the Legislature.

RULE 2.3 SPECIAL MEETINGS:

Special meetings shall be held at the Call of the Clerk or Deputy Clerk of the Legislature upon direction of the Chairman or upon written request signed by a majority of the members of the Legislature; notice in writing stating the time, place and purpose of the special meeting shall be served either personally, by mail, and electronic mail upon each member by the Clerk of the Legislature. In the event that such service is personal, it shall be made at least forty-eight (48) hours in advance of such meeting, upon each member of the Legislature by the Clerk of

the Legislature or his/her designee, who is competent to execute service of process in the State of New York. In the event that such service is by mail it shall be made upon each member of the Legislature at least seventy-two (72) hours in advance of such meeting by the Clerk of the Legislature. Service shall be deemed complete when deposited in a postage, prepaid envelope in a duly maintained depository of the United States Postal Service.

Service either personal, or by mail and by electronic mail shall be evidenced by a notarized affidavit of service duly executed by the person making service. A member may waive the service of notice of such meeting by a waiver signed by the member.

Such meeting may be postponed for up to 24 hours by the Chairman of the Legislature.

RULE 2.4 DUTIES OF THE CLERK OF THE LEGISLATURE:

The Clerk of the Legislature shall keep a record of all acts and proceedings of the Legislature and be the custodian of the records, vouchers and other papers required or authorized by law to be deposited in his/her office. The Clerk's responsibilities will include, but are not limited to, forwarding to all Legislators committee reports and printed draft minutes of full Legislature meetings. He/she shall perform such additional and related duties as may be prescribed by law and/or directed by the County Legislature.

ARTICLE III

ORDER OF BUSINESS

RULE 3.1 ORDER OF BUSINESS:

The Order of Business at each meeting of the County Legislature shall be as follows:

a) Roll Call by the Clerk of the Legislature;
b) Pledge of Allegiance to the Flag, Invocation, and a Moment of Silent Meditation;
c) Proclamations, Commendations and Presentations
d) Privilege of the Floor with respect to printed agenda items;
e) Approval of prior month's meeting minutes
f) Resolutions
1) Consent Resolutions
2) All Other Resolutions
3) Resolutions for Unanimous Consent;
g) Other County business;
h) Announcements (limited to three minutes)
i) Privilege of the Floor with respect to agenda and non-agenda County business; and
j) Adjournment.

ARTICLE IV

RULES OF ORDER AND PROCEDURE

RULE 4.1 ROLL CALL:

The members of the County Legislature shall be called to order by the Chairman at every meeting of the Legislature and it shall be the duty of the Clerk of the Legislature to call roll and record names of those members who are present or absent. Any member arriving after the roll call has been completed shall report to the Clerk and shall be recorded "Present, Late."

RULE 4.2 ATTENDANCE AND QUORUM:

A. A Majority of the whole of the members of the County Legislature shall constitute a quorum for the transaction of business, but a lesser number may adjourn.

B. A member of the County Legislature who has answered roll call at any meeting of the Legislature shall not be permitted to absent himself/herself from such meeting without notifying the Clerk.

C. Any legislator failing to be properly seated at any regular or special meeting of the Legislature shall be recorded absent by the Clerk.

RULE 4.3 POWERS AND DUTIES OF THE CHAIRMAN:

A. It shall be the duty of the Chairman of the Dutchess County Legislature:

a) to become familiar with the property, function and fiscal affairs of the County;
b) to see that the statutes, local laws and resolutions of the County Legislature and directions of County officers empowered to make the same are faithfully executed and report to the Legislature any neglect of duty; and
c) to make recommendations to the County Legislature on legislation and such other matters deemed material and advisable.

B. The Chairman shall preside at all meetings of the Legislature at which he/she is present; shall preserve order and decorum; shall decide all questions of order subject to appeal to the Legislature; and shall perform such duties as are provided by Law and these Rules.

C. In the event that the Chairman fails to appear within fifteen (15) minutes of the time fixed for a meeting of the Legislature, it shall be the duty of the Clerk of the Legislature to call the meeting to order and the Legislative members present, by a majority vote, shall select a member of the Legislature as Chairman who shall have and exercise all the duties and powers of the Chairman as temporary Chairman for said meeting.

D. The Chairman shall designate a Legislator as acting Chairman to preside when the Chairman desires to speak from the floor on any pending matter. Such designation shall be effective

until the question on the floor is disposed of or the Chairman elects to return to the Chair.

E. The Chairman shall in all cases, have the right to vote, except on appeals to the Legislature from decisions of the Chair; on all other questions, when the vote is equally divided, including the vote of the Chairman, the question shall be lost.

F. The County Legislature may delegate to the Chairman the power to:

a) determine what officers and employees of the Legislative Branch may attend conferences and schools conducted for the betterment of County government.
b) perform such other duties as the Legislature may determine to be necessary to give full effect to the provisions of the County Law or these Rules.

G. The Chairman may declare an emergency and adjourn a regular or special meeting to a date not to exceed seven (7) days beyond the meeting so adjourned.

H. After the Organizational Meeting of the Legislature, the Chairman shall establish a seating plan. Such plan shall be observed at all regular and special meetings of the Legislature.

I. The Chairman will notify, in a timely fashion, the sponsors of any resolutions, including those resolutions submitted by the Executive Branch, petitions, reports, or local laws which may have conformed to all other requirements of the Legislative rules but have been pulled by the Chairman. This notification will be accompanied by a written explanation from the Chairman.

RULE 4.4 PRIVILEGE OF THE FLOOR:

Persons not members of the County Legislature may, on motion to suspend the rules, be permitted to speak in regard to matters pending before the Legislature or in the process of being presented to said Legislature.

RULE 4.5 PETITIONS, REPORTS, MOTIONS AND RESOLUTIONS:

A. All petitions, reports, and resolutions shall be reduced to writing, sponsored by at least two members of the Legislature and filed with the Clerk. Memorialization resolutions shall require at least four sponsors.

B. Any Legislator who wishes to be a sponsor of any resolution shall notify the Clerk, at any time prior to the taking of the vote, and the Clerk with the permission of the sponsors(s) shall add the Legislator's name to the resolution as a sponsor or co-sponsor.

C. Petitions, reports, and communications may be presented to the County Legislature by the Chairman or any member of the Legislature and the same or a summary thereof shall be read by the Clerk.

D. All petitions, reports, motions, resolutions and communications requiring action of a committee shall be referred by the Chairman without motion to the committee having in charge matters relating to the same.

E. All resolutions, to be presented at a regular, adjourned or special meeting of the County Legislature shall be filed with

the Clerk of the County Legislature not later than 4:45 pm on the resolution deadline date established annually except that this requirement may be waived by the Chairman of the Legislature.

F. All resolutions amending the adopted budget or directing a capital expenditure must be submitted with a fiscal impact statement.

G. All resolutions authorizing the bonding of expenditures of $500,000 or more shall be presented at a meeting of the relevant Committee no later than seven (7) calendar days prior to the regularly scheduled legislative committee day and copies thereof shall be placed immediately thereafter in the mailbox of each legislator located in the legislative office This requirement may be waived by the Chairman of the Legislature.

H. No resolution except those subject to Rule 4.5 (G) shall be considered by a committee unless the same shall have been placed in the mailbox of each legislator located in the legislative office at least three (3) calendar days prior to the legislative committee day. This requirement may be waived by the Chairman of the Legislature or in his/her absence by the Chairman of the relevant Committee.

I. A proposed local law may be introduced by a member of the Legislature at a meeting of the Legislature by laying it on the desks of each Legislator.

As an alternative means of introduction, the Chairman of the Legislature may introduce the Local Law by mailing copies to each Legislator in postpaid, properly addressed and securely closed envelopes or wrappers in a post box or post office of the United States Post Office, at least ten (10) calendar days, exclusive

of Sunday, prior to a meeting of the Legislature and, at the same time, placing copies in the mailbox of each Legislator at the Legislative office.

J. The Clerk will notify, in a timely fashion, the sponsors of any resolutions, including those resolutions submitted by the Executive Branch, petitions, reports, or local laws which have conformed to all other requirements of the Legislative rules which have been pulled by the Committee Chairman.

K. A Consent Agenda may be presented by the Chairman of the Legislature at the beginning of a meeting. Any item of business requiring action by the Legislature but considered to be routine or not controversial in nature, may be presented as part of the Consent Agenda. The Consent Agenda shall be introduced by a motion "to approve the Consent Agenda" and shall be considered by the Legislature as a single item. The motion to approve the Consent Agenda is not debatable. Upon objection by any Legislator to inclusion of any item on a Consent Agenda, that item shall be removed from the Consent Agenda. Such objections may be recorded any time prior to the taking of a vote on a motion to approve the Consent Agenda. Any item removed from the Consent Agenda shall be considered as part of all other resolutions portion of the agenda. The approval of motion to approve the Consent Agenda shall be fully equivalent to approval, adoption or enactment of each such motion or resolution or other item of business thereon, exactly as if each had been acted upon individually.

L. The Legislature can discharge from committee a matter that has been referred to it upon which the committee has not reported back to the Legislature, or which has been defeated in committee, by a majority vote of the Legislature as fully constituted, or a majority of those present and voting if previous

notice of intent to discharge from said committee is given.

RULE 4.6 PRIORITY OF BUSINESS:

All questions relating to the priority of business under the same order of business shall be decided by the Chairman without debate.

RULE 4.7 WHEN DEBATE IN ORDER:

No debate shall be in order until the pending questions shall be stated by the Chair.

RULE 4.8 ADDRESSING THE CHAIR:

A member rising to debate, to give notice, to make a motion, or report, or to present a petition on other Legislative business, shall address the Chair and shall not proceed until recognized by the Chair. When two or more members rise to speak at the same time, the Chair shall decide and determine which member is entitled to the floor.

RULE 4.9 CALLS TO ORDER:

If a member shall breach or violate the Rules of the County Legislature or *Robert's Rules of Order* (newly revised), the Chairman shall call him/her to order, in which case the member so called shall yield the floor and observe order and decorum until recognized by the Chair.

RULE 4.10 MEMBERS ENTITLED TO VOTE:

A. Any member who shall be present when the Chairman announces a vote shall vote, unless he/she has obtained permission of the chair to abstain.

B. A member has the right to change his/her vote up to the time the vote is finally announced by the Clerk.

C. A member who declares a conflict or an intent to abstain may not participate in the discussion of the question.

RULE 4.11 APPEAL FROM DECISION OF CHAIR:

A. Any member of the Legislature may appeal from any decision of the Chairman, except when another appeal is pending, but it can be made only at the time the ruling is made. If any debate or business has intervened, it is too late to appeal.

B. When a member wishes to appeal from the decision of the Chair, he/she shall do so as soon as the decision is made, even though another has the floor and without waiting to be recognized by the Chair, saying, "Madame/Mr. Chairman, I appeal from the decision of the Chair." If this appeal is seconded, the Chair should state clearly the question at issue and his reasons for the decision if he/she thinks it necessary and then state the question. If there is a tie vote, the Chair is sustained.

C. An appeal cannot be debated when related to indecorum, transgression of rules of speaking, priority of business or while the immediately-pending question is undebatable. When debatable, no member is allowed to speak more than once except the Chairman, who may at the close of the debate answer the arguments against the decision.

RULE 4.12 VOTE REQUIRED FOR ADOPTION OF

RESOLUTIONS:

A. It shall require a majority vote of all members of the Legislature to adopt a resolution; however, any procedural matter may be adopted by a majority of the members present, except where these rules expressly provide to the contrary and where otherwise required by law.

B. Once the County Budget in any given fiscal year has been adopted it shall require 2/3 affirmative vote of all members of the Legislature to adopt resolutions authorizing the transfer of funds from any contingency line in the adopted County Budget or from the fund balance.

RULE 4.13 EFFECTIVE DATE OF RESOLUTIONS

All resolutions shall become effective as provided by law.

RULE 4.14 POWER TO AMEND OR REPEAL RESOLUTIONS, ORDINANCES AND LOCAL LAWS:

Except as otherwise expressly provided by law or these Rules, the Legislature shall have the power to amend, repeal or supersede any local laws, ordinances or resolutions theretofore adopted.

RULE 4.15 ROLL CALL VOTE TAKEN:

The roll call vote shall be taken on any questions when required by statute or these Rules, or upon demand by any member of the Legislature at any time prior to stating the next question.

RULE 4.16 WITHDRAWAL OF A MOTION:

A motion for leave to withdraw a motion may be made by the mover at any time before voting on the question has commenced, even though the motion has been amended and it requires no second. After the question has been stated, it is in possession of the Legislature, and a member can neither withdraw nor modify it without the consent of the Legislature.

RULE 4.17 MOTIONS WHEN RECEIVABLE:

When a question is under debate, no motion shall be entertained unless:

1) for an adjournment;
2) to lay on the table;
3) for the previous questions;
4) to postpone;
5) to refer to a committee;
6) to amend.

These motions shall have preference in the order in which they are here stated; the first four motions are neither amendable nor debatable.

RULE 4.18 ADJOURNMENT:

A motion to adjourn may be made by a member who has the floor; it cannot be made during a roll call or when the Legislature is engaged in voting and it shall be decided without debate.

RULE 4.19 MOVING THE QUESTION:

A. The Chair shall not close debate so long as any member who has not exhausted his/her right to debate desires the floor,

except by order of the Legislature, which requires a 2/3 majority

of those present and voting.

B. The form of this motion is "I move (or demand, or call for) the question on (here specify the motion on which it is desired to be ordered)." It cannot be debated or amended and must be voted on immediately. When the Legislature shall order the question and amendments are pending, the questions shall first be taken upon such amendments in reverse order and then upon

the main question without further debate or amendment.

RULE 4.20 POSTPONEMENT OF CONSIDERATION:

A. A motion to lay a question on the table shall be decided without amendment or debate. This motion cannot be applied to anything except a question actually pending.

B. A motion to postpone to a day certain or to make the consideration of the question a special order for a day certain shall until it is decided preclude all amendments to the main question. A question cannot be postponed beyond the next regular session of the Legislature.

RULE 4.21 REFERENCE TO COMMITTEE:

The motion to commit or refer to a committee shall, until it is decided, preclude all amendments to the main question.

RULE 4.22 RECONSIDERATION GENERALLY:

No motion for reconsideration shall be in order unless made on the same day, or the meeting, regular or special, next succeeding that on which the decision proposed to be reconsidered took place, nor unless made by a member who voted with the prevailing side on the vote of the motion or resolution proposed

to be reconsidered.

RULE 4.23 MINUTES OF MEETINGS OF THE LEGISLATURE:

A. All resolutions, reports of committees of this Legislature, reports of County Officers, notices and communications from State Officers directing the levy of any tax shall be printed in full in the proceedings of the Legislature.

B. The printed minutes of the Clerk shall record the reading of other communications with sufficient description to show their nature and purpose, but they need not be printed in full in the proceedings except upon the order of this Legislature. Public comment shall be included in the minutes, which will include the name of the person who speaks.

C. In all cases where a resolution or motion is entered on the minutes the Clerk shall enter the name of the moving members.

D. A draft of the previous regular monthly meeting's minutes shall be given to Legislators, either by e-mail or in their mail boxes, no later than five days before the next regularly scheduled monthly meeting. Accepted minutes shall be made available to Legislators no more than seven days after the meeting at which they were accepted. The same requirements shall apply to the minutes of any special meeting conducted by the Legislature.

RULE 4.24 WHERE NO EXPRESS RULE IS PROVIDED:

Except as herein otherwise provided, *Robert's Rules of Order* (newly revised), shall be applicable and shall govern.

RULE 4.25 STATE STATUTE OR COUNTY CHARTER SHALL GOVERN:

A. In the event that any Rules herein, or portion thereof, is inconsistent or in conflict with any State Statute or County Charter, the said State Statute or County Charter shall govern.

B. In the absence of any rule or in the event of an inconsistency of any rules of this Legislature with respect to any requirement of the statutes of the State of New York or the County Charter, such statutory provision or requirement shall be deemed to be a part of these Rules and such statute shall govern.

RULE 4.26 AMENDMENT TO RULES:

The Legislature shall have the power to amend these Rules by affirmative vote of a majority of the whole Legislature.

ARTICLE V

COMMITTEES

RULE 5.1 CREATION OF COMMITTEES:

For the purpose of aiding or assisting the Legislature in the transaction of its business, the Legislature shall create Standing and Special Committees. The local law or resolution creating such Standing or Special Committee shall specify the power, duties and number of such committee members.

RULE 5.2 GENERAL DUTIES AND FUNCTIONS OF COMMITTEES:

Every committee shall have actual or implied authority to do whatever is necessary to carry out the functions of the committee

or whatever is reasonably incidental thereto, and shall do things as may be necessary or advisable to comply with the requirements of the law and of this Legislature.

RULE 5.3 TIME AND MANNER OF APPOINTMENT COMMITTEES:

Except as specifically required by law, all committees of this Legislature shall be appointed from its membership by the Chairman within thirty (30) days from the date of the Organizational Meeting by filing with the Clerk a list showing the name of the committee and the membership thereof and all vacancies shall be filled in like manner. The Clerk shall, upon receipt of such list, mail a copy to each member of the Legislature. Those committees specifically required to be appointed pursuant to law shall be created as directed by Statute. The Chairman of the Legislature, Majority Leader, Assistant Majority Leader, Minority Leader and Assistant Minority Leader shall be ex officio members of each of said Committees.

RULE 5.4 TERM OF COMMITTEE MEMBERSHIP:

A member of any Standing or Special Committee shall serve until the end of the year of his/her appointment unless sooner replaced by the Chairman for stated written cause. Each member of any Special Committee shall serve for a period specified in the resolution appointing him/her unless sooner replaced by the Chairman, provided, however, no committee member shall serve longer than the term of which he/she shall have been elected as Legislator.

RULE 5.5 RULES OF PROCEDURE FOR COMMITTEES:

A. The Chairman of each committee shall be the Presiding Officer and shall cause the members thereof to be notified twenty-

four (24) hours in advance of each meeting and call all necessary and required meetings. Upon his refusal or neglect to call any meeting, the Clerk of the Legislature upon written request signed by a majority of the committee shall call such meetings. Each committee shall perform the duties assigned to it by the Legislature and such other duties as may be required by law.

B. The Order of Business at each meeting of Committees of the County Legislature shall be as follows:

a) Roll Call by the Clerk
b) Presentations and Reports
c) Privilege of the floor with respect to printed agenda items, except during budget review sessions of the Budget & Finance Committee subject to Rule 5.13 (A).
d) Consideration of Resolutions with respect to printed agenda items
e) Other Business
f) Adjournment

C. A quorum shall be defined as a majority of the members of any given committee including the Chairman of the Legislature, the Majority Leader, the Minority Leader, the Assistant Majority Leader, and the Assistant Minority Leader.

For the purpose of conducting the business of any given committee, a quorum must be maintained. Except as provided in Rule 4.12, once a quorum has been established all voting shall be decided by a majority of those present and voting, including the Chairman of the Legislature, the Majority Leader, the Minority Leader, the Assistant Majority Leader and the Assistant Minority Leader. Except as provided in Rule 4.12, all committee determinations shall be on recorded roll call vote of a majority of those present and voting. All votes shall be cast in person in open session of the committee.

D. The chairman of a committee shall not close debate so long as any member of the committee who has not exhausted his/her right to debate desires the floor, except by order of the committee, which requires a 2/3 majority of those members present. Every member of the committee present shall have the opportunity to speak at least once for a period not to exceed ten minutes.

E. No report shall be made by any committee on any subject referred to it in the absence of approval by a majority of the said committee unless a majority of the Legislature so orders or directs.

F. All committee meetings shall be open to the public, except as otherwise provided by law.

G. The Chairman of each committee shall appoint a standing subcommittee for the purpose of reviewing and making recommendations regarding appointments submitted for confirmation by the Legislature. Such appointments to the standing subcommitee will be provided to the Majority and Minority leaders by February 1st along with any changes that are made during such term.

RULE 5.6 COMMITTEE AUTHORIZED TO ACCEPT HELP FROM NON-MEMBERS

Any committee of this Legislature is authorized to accept advice and counsel from citizens who are not members of the Legislature.

RULE 5.7 POWERS AND DUTIES OF THE LEGISLATURE NOT BE DELEGATED:

Except when expressly authorized by law, nothing herein

shall be deemed to authorize the delegation of the power, duties, or responsibilities of the legislature, or of any officer.

RULE 5.8 REFERENCE TO COMMITTEES:

A. No action shall be taken by the Legislature upon any matter or resolution on the same day on which it is presented, except for the election or appointment of the Chairman, Clerk, and Deputy Clerk of the County Legislature, members of committees whose terms have expired, resolutions directing the Chairman and the Clerk of the Legislature to sign tax rolls and affix the seal of the Legislature thereto, resolutions ratifying and confirming the tax rolls and directing the collection of taxes, and matters or resolutions which have theretofore been considered by and reported out of committee.

B. Except by unanimous consent of the Legislature in attendance, no matter, except the election or appointment of the Chairman, Clerk, and Deputy Clerk of the County Legislature, shall be acted upon by the Legislature until after reported out by the proper committee.

C. Any resolution considered by a committee shall be considered by any subsequent committee in the form reported out by the prior committee. The resolution considered or amended by the last committee to consider or amend such resolution shall be the version of such resolution listed on the Legislature's meeting agenda.

RULE 5.9 REFERENCE TO SPECIAL COMMITTEE:

Upon the majority vote of all members of the Legislature, any matter entrusted to any committee may be withdrawn from the consideration of such committee and referred to a

special committee appointed in such manner as the resolution withdrawing such matter shall direct.

RULE 5.10 RESIGNATION FROM COMMITTEE:

No member shall be entitled to resign from any Committee to which he/she has been appointed unless said application has been approved by the Chairman of the Legislature.

RULE 5.11 PRESIDING OFFICER OF THE COMMITTEE OF THE WHOLE:

In forming a Committee of the Whole Legislature, the Chairman shall leave the Chair and appoint another Legislator to preside.

RULE 5.12 RULES FOR THE COMMITTEE OF THE WHOLE:

A. The Rules of the Legislature shall be observed by this Committee so far as they may be applicable except limiting the number of times of speaking and except that the yeas and nays shall not be taken on substantive matters and except that a motion to rise and report progress shall always be in order and decided without debate.

B. The Committee of the Whole shall be open to the public, except as otherwise provided by law, with no public comment.

RULE 5.13 STANDING COMMITTEES OF THE

LEGISLATURE:

A. BUDGET, FINANCE, AND PERSONNEL

This committee shall consist of twelve (12) members of the Legislature inclusive of ex officio members.

Except as to matters specifically assigned to other committees, this committee shall have referred to it all matters relating to or arising out of the requirements of the law and the action of the Legislature with respect to:

1) Annual Budget Review
2) Arts, History, Tourism
3) County Comptroller
4) Dutchess Community College
5) Economic Development Corporation
6) Economic Development Zone
7) Employee Contracts
8) Finance
   Real Property Tax
9) Grants
10) Human Resources
    Risk Management
11) Industrial Development Agency
12) Leases
13) Merit Awards
14) Off-Track Betting
15) Taxes - hotel/motel, property, sales
16) Above Department Budget Amendments

Not withstanding Rule 5.5 (B)(c) it is intended that public

comment on the Tentative Budget and the reports by this committee will be reserved for a public hearing(s) on said budget.

B. ENVIRONMENT

This committee shall consist of twelve (12) members of the Legislature inclusive of ex officio members.

Except as to matters specifically assigned to other committees, this committee shall have referred to it all matters relating to or arising out of the requirements of law and the action of the Legislature with respect to:

1) Cooperative Extension
2) Environmental Impact Statements
3) Environmental Mangament Council
4) Fish & Wildlife
5) Grants
6) Forest Practice Board
7) Planning and Development, Department of
8) Resource Recovery Agency
9) Soil Conservation Board
10) Solid Waste Agency
11) Water and Natural Resources
12) Above Department Budget Amendments

C. FAMILY AND HUMAN SERVICES

This committee shall consist of twelve (12) members of the Legislature inclusive of ex officio members.

Except as to matters specifically assigned to other committees, this committee shall have referred to it all matters relating to

or arising out of the requirements of law and the action of the Legislature with respect to:

1) Community Action Agency
2) Family Court
3) Grants
4) Health Department
   Weights and Measures
5) Mental Hygiene Department
6) Services for Aging, Veterans, and Youth
7) Social Services Department
8) Voluntary Action Agency
9) Above Department Budget Amendments

D. GOVERNMENT SERVICES AND ADMINISTRATION

This committee shall consist of twelve (12) members of the Legislature inclusive of ex officio members.

Except as to matters specifically assigned to other committees, this committee shall have referred to it all matters relating to or arising out of the requirements of law and the action of the Legislature with respect to:

1) Board of Elections
2) Board/Code of Ethics
3) Central Services, Division of
4) Computer Information Services, Office of
5) County Attorney
6) County Charter
7) County Clerk
8) County Executive
9) County Legislature
10) Grants
11) Local Laws

12) Above Department Budget Amendments

E. PUBLIC SAFETY

This committee shall consist of twelve (12) members of the Legislature inclusive of ex officio members.

Except as to matters specifically assigned to other committees, this committee shall have referred to it all matters relating to or arising out of the requirements of law and action of the Legislature with respect to:

1) Commissioner of Jurors
2) County of Courts (except Family Court)
3) County Sheriff
4) District Attorney
5) Emergency Response, Department of
6) Grants
7) Homeland Security
8) Probation, Department of
9) STOP-DWI
10) Traffic Safety
11) Above Department Budget Amendments

F. PUBLIC WORKS AND CAPITAL PROJECTS

This committee shall consist of twelve (12) members of the Legislature inclusive of ex officio members.

Except as to matters specifically assigned to other committees, this committee shall have referred to it all matters relating to or arising out of the requirements of law and the action of the Legislature with respect to:

1) Capital Budget

2) Capital Projects
3) Grants
4) Public Works, Department of
   - Airport
   - Buildings and Grounds
   - Dutchess Stadium
   - Highways
   - Parks
5) Above Department Budget Amendments
6) Transportation

INDEX

A

PAGE

Addressing Chair 13
Adjournment 16
Amendment to Rules 19
Appeal Decision of Chair 14
Appointments:
Clerk 2
Counsel 3
Confirmation of 3
Attendance and Quorum 7

B

Budget, Finance, and Personnel Committee 25
Business:
Order of 6
Priority of 13

C

Chairman, Election of 1

Chairman, Powers and Duties 8
Clerk:
Appointment of..... 2
Duties of..... 5
Committee of the Whole
Presiding Officer 24
Rules..... 24
Committees:
Creation of..... 19
Duties and Functions 19
Reference to 17, 23
Resignation from..... 24
Rules of Procedures 20
Special, Reference to..... 23
Standing 25-29
Term of Membership 20
Time and Manner of Appointment..... 20

D

Debate..... 13

E

Environment Committee..... 26

F

Family & Human Services Committee 26

G

Government Services and Administration Committee..... 27

M

Meetings:
Calls to Order..... 13
General, Regular.....3, 4
Members Entitled to Vote..... 13
Special 4
Minutes of Meeting..... 18
Motions..... 16
Reconsideration..... 17
Moving the Question..... 16

O

Organization Meeting..... 1
Organization Meeting, Notice of..... 1

P

Petitions, Reports, Motions and Resolutions 10
Postponement of Consideration..... 17
Priority of Business..... 13
Privilege of Floor..... 10
Public Safety Committee..... 28
Public Works & Capital Projects Committee..... 28

R

Reference to Committee 17
Reconsideration..... 17
Resolutions:

Roll call vote on the foregoing Resolution No. 2012003 resulted as follows:

AYES:	24	Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Weiss, White, Wilkinson
NAYS:	1	Tyner
ABSENT:	0	

Resolution adopted.

Roll Call Sheets

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

Present: 25 **Resolution:** ✓ **Total :** 24 1

Absent: 0 **Motion:** ____ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2012003 ADOPTION OF THE TEMPORARY RULES OF THE DUTCHESS COUNTY LEGISLATURE

Date: 1/3/12

RESOLUTION NO. 2012004

RE: ATTENDANCE AT CONVENTIONS AND CONFERENCES FOR THE YEAR 2012

Legislators ROLISON, BORCHERT and FLESLAND offer the following and move its adoption:

RESOLVED, that pursuant to Section 77 (b) of the General Municipal Law the Clerk and the Deputy Clerk of the County Legislature be and hereby are authorized to attend the official and unofficial conferences and conventions of the New York State Association of Counties and the official and unofficial conferences and conventions of the Association of Clerks of the Board of Supervisors, and, be it further

RESOLVED, that the members of the Dutchess County Legislature are hereby authorized to attend the official and unofficial conventions and conferences of the Association of Supervisors and County Legislators, the official and unofficial conferences and conventions of the New York State Association of Counties, the official and unofficial conferences and convention of the New York State Conference of Mayors and other Municipal Officials, the official and unofficial conferences and conventions of the Association of Towns, and the official and unofficial conferences and conventions of the National Association of Counties, and, be it further

RESOLVED, that this Legislature does hereby ask members of the County Legislature to notify the Chairman of the County Legislature when attending aforesaid meetings, conferences, and conventions.

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 3rd day of January 2012, 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 3rd day of January 2012.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2012004 resulted as follows:

AYES:	25	Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Tyner, Weiss, White, Wilkinson
NAYS:	0	
ABSTAIN:	0	
ABSENT:	0	

Resolution adopted.

Roll Call Sheets

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

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

Absent: 0 **Motion:** ____ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2012004 ATTENDANCE AT CONVENTIONS AND CONFERENCES FOR THE YEAR 2012

Date: 1/3/12

RESOLUTION NO. 2012005

RE: ATTENDANCE AT CONFERENCES AND CONVENTIONS – BOARD OF ELECTIONS

Legislators ROLISON, BORCHERT, and FLESLAND offer the following and move its adoption:

RESOLVED, that the two Election Commissioners of Dutchess County be and they hereby are authorized to attend conventions of the County Officers Association, and, be it further

RESOLVED, that the two Election Commissioners of Dutchess County and their Deputies be and they are authorized to attend conventions of the Election Commissioners Association of the State of New York, State Board of Elections Commissioners seminars and training programs, and Downstate Region I Meetings.

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 3rd day of January 2012, 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 3rd day of January 2012.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2012005 resulted as follows:

AYES:	25	Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Tyner, Weiss, White, Wilkinson
NAYS:	0	
ABSTAIN:	0	
ABSENT:	0	

Resolution adopted.

Roll Call Sheets

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

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

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

Vacant: 0 **Abstentions:** 0

2012005 ATTENDANCE AT CONFERENCES AND CONVENTIONS – BOARD OF ELECTIONS

Date: 1/3/12

RESOLUTION NO. 2012006

RE: UNDERTAKINGS 2012

Legislators ROLISON, COOPER, and FLESLAND offer the following and move its adoption:

WHEREAS, by Resolution No. 87 of 1973, the County Legislature authorized a blanket undertaking in lieu of individual undertakings in accordance with Section 11, Subdivision 2 of the Public Officers Law of the State of New York, and

WHEREAS, Section 2.02 (1) of the Dutchess County Charter requires that the County Legislature shall establish the amount of bonds of officers and employees, now, therefore, be it

RESOLVED, that the blanket undertaking be continued in force and that the amount of the bond shall be $100,000 for each covered officer and employee.

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 3rd day of January 2012, 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 3rd day of January 2012.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2012006 resulted as follows:

AYES:	25	Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Tyner, Weiss, White, Wilkinson
NAYS:	0	
ABSTAIN:	0	
ABSENT:	0	

Resolution adopted.

Roll Call Sheets

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

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

Absent: 0 **Motion:** ____ **Yes** **No**

Vacant: 0 **Abstentions:** 0

2012006 UNDERTAKINGS 2012

Date: 1/3/12

REVISED

RESOLUTION NO. 2012007

RE: ESTABLISHING DATES OF REGULAR MONTHLY MEETINGS FOR 2012

Legislators ROLISON, BORCHERT, and FLESLAND offer the following and move its adoption:

WHEREAS, for various reasons, it is not convenient for the regular monthly meetings of the Dutchess County Legislature for 2012 be held on the dates specified by the Rules of the Legislature, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby adopt the following schedule for its regular meetings for the calendar year 2012

DATES OF MEETINGS

January 23
February 15
March 12
April 16
May 14
June 11
July 16
August 13
September 10
October 10
November 8– Public Hearing on County Executive Budget
November 13
December 4– Public Hearing on Budget with Amendments
December 6
December 17

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 3rd day of January 2012, 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 3rd day of January 2012.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2012007 resulted as follows:

AYES:	25	Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Tyner, Weiss, White, Wilkinson
NAYS:	0	
ABSTAIN:	0	
ABSENT:	0	

Resolution adopted.

Roll Call Sheets

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

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

Absent: 0 **Motion:** ____ Yes No

Vacant: 0 **Abstentions:** 0

2012007 ESTABLISHING DATES OF REGULAR MONTHLY MEETINGS FOR 2012

Date: 1/3/12

Amended

RESOLUTION NO. 2012008

RE: DESIGNATION OF OFFICIAL NEWSPAPERS FOR THE PUBLICATION OF LOCAL LAWS, NOTICES, AND OTHER MATTERS REQUIRED BY LAW TO BE PUBLISHED PURSUANT TO SECTION 214 (2) OF THE COUNTY LAW

Legislators ROLISON, BORCHERT, FLESLAND, FORMAN, HORTON, and INCORONATO offer the following and move its adoption:

WHEREAS, pursuant to Section 214 (2) of the County Law at least two newspapers published within the County shall annually be designated by the Legislature to be official newspapers for the publication of all local laws, notices, and other matters required by law to be published, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby designate the **Poughkeepsie Journal** and the **Southern Dutchess News** as the official newspapers for the year 2012 for the publication of all local laws, notices, and other matters required by law to be published pursuant to Section 214 (2) of the County Law.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Amended on floor 1/3/12 lw

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 3rd day of January 2012, 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 3rd day of January 2012.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Discussion on Resolution No. 2012008 proceeded as follows:

Legislator Borchert made a motion, which was seconded and unanimously carried by voice vote, to amend the resolution to add the Poughkeepsie Journal and the Southern Dutchess News.

Roll call vote on the foregoing Resolution No. 2012008 resulted as follows:

AYES:	25	Amparo, Bolner, Borchert, Cooper, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes, Traudt, Tyner, Weiss, White, Wilkinson
NAYS:	0	
ABSENT:	0	

Resolution adopted.

Roll Call Sheets

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

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

Absent: 0 **Motion:** ✓ **Yes** **No**

Vacant: 0 **Abstentions:** 0

201200 P

DB | AF

Amend to add P.J. - SDN

1/3/12

Roll Call Sheets

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

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

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

Vacant: 0 **Abstentions:** 0

2012008 DESIGNATION OF OFFICIAL NEWSPAPERS FOR THE PUBLICATION OF LOCAL LAWS, NOTICES, AND OTHER MATTERS REQUIRED BY LAW TO BE PUBLISHED PURSUANT TO SECTION 214 (2) OF THE COUNTY LAW

Date: 1/3/12

On motion by Legislator Cooper, duly seconded by Legislator Flesland and carried, the Rules were suspended to allow the public to address the Legislature on agenda and non-agenda items.

Constantine Kazolias, 47 Noxon Street, City of Poughkeepsie, spoke in opposition to hydrofracking.

No one else wishing to speak, on motion by Legislator Cooper duly seconded by Legislator Flesland and carried, the Regular Order of Business was resumed.

There being no further business, the Chairman adjourned the meeting at 7:45 p.m.

We, the undersigned Republican members of the Dutchess County Legislature, support Legislator Angela E. Flesland for Assistant Majority Leader of the Legislature for the years 2012-2013.

DONNA BOLNER

JAMES MICCIO

DALE BORCHERT

ROBERT ROLISON

GARY COOPER

KENNETH ROMAN

ANGELA FLESLAND

SUE SERINO

JOHN FORMAN

ALAN SURMAN

MARGE HORTON

JOHN THOMES

GERALD HUTCHINGS

BENJAMIN TRAUDT

JOSEPH INCORONATO

ROBERT WEISS

MICHAEL KELSEY

PETER WILKINSON

December 5, 2011

We, the undersigned Republican members of the Dutchess County Legislature, support Legislator Dale Borchert for Majority Leader of the Legislature for the years 2012-2013.

DONNA BOLNER

JAMES MICCIO

DALE BORCHERT

ROBERT ROLISON

GARY COOPER

KENNETH ROMAN

ANGELA FLESLAND

SUE SERINO

JOHN FORMAN

ALAN SURMAN

MARGE HORTON

JOHN THOMES

GERALD HUTCHINGS

BENJAMIN TRAUDT

JOSEPH INCORONATO

ROBERT WEISS

MICHAEL KELSEY

PETER WILKINSON

December 5, 2011

We, the undersigned Republican members of the Dutchess County Legislature, support Legislator Robert Rolison for Chairman of the Legislature for the year 2012.

DONNA BOLNER

JAMES MICCIO

DALE BORCHERT

ROBERT ROLISON

GARY COOPER

KENNETH ROMAN

ANGELA FLESLAND

SUE SERINO

JOHN FORMAN

ALAN SURMAN

MARGE HORTON

JOHN THOMES

GERALD HUTCHINGS

BENJAMIN TRAUDT

JOSEPH INCORONATO

ROBERT WEISS

MICHAEL KELSEY

PETER WILKINSON

December 5, 2011

Pursuant to Section 214 (1) of the County Law, a majority of the Republican members of the Dutchess County Legislature hereby affix their signatures designating the Poughkeepsie Journal as the official political newspaper for the year 2012.

DONNA BOLNER

JAMES MICCIO

DALE BORCHERT

ROBERT ROLISON

GARY COOPER

KENNETH ROMAN

ANGELA FLESLAND

SUE SERINO

JOHN FORMAN

ALAN SURMAN

MARGE HORTON

JOHN THOMES

GERALD HUTCHINGS

BENJAMIN TRAUDT

JOSEPH INCORONATO

ROBERT WEISS

MICHAEL KELSEY

PETER WILKINSON

December 5, 2011

We, the undersigned Republican members of the Dutchess County Legislature, support Leigh Wager as Deputy Clerk of the Legislature for the years 2012-2013.

DONNA BOLNER

JAMES MICCIO

DALE BORCHERT

ROBERT ROLISON

GARY COOPER

KENNETH ROMAN

ANGELA FLESLAND

SUE SERINO

JOHN FORMAN

ALAN SURMAN

MARGE HORTON

JOHN THOMES

GERALD HUTCHINGS

BENJAMIN TRAUDT

JOSEPH INCORONATO

ROBERT WEISS

MICHAEL KELSEY

PETER WILKINSON

December 5, 2011

We, the undersigned Republican members of the Dutchess County Legislature, support Carolyn Morris for Clerk of the Legislature for the years 2012-2013.

DONNA BOLNER

JAMES MICCIO

DALE BORCHERT

ROBERT ROLISON

GARY COOPER

KENNETH ROMAN

ANGELA FLESLAND

SUE SERINO

JOHN FORMAN

ALAN SURMAN

MARGE HORTON

JOHN THOMES

GERALD HUTCHINGS

BENJAMIN TRAUDT

JOSEPH INCORONATO

ROBERT WEISS

MICHAEL KELSEY

PETER WILKINSON

December 5, 2011

We, the undersigned Democratic members of the Dutchess County Legislature, support Barbara Jeter-Jackson as Minority Leader of the Legislature for the years 2012-2013.

FRANCENA AMPARO

BARBARA JETER-JACKSON

ALISON MACAVERY

RICHARD PERKINS

JOEL TYNER

STEVEN WHITE

We, the undersigned Democratic members of the Dutchess County Legislature, support Alison MacAvery as Assistant Minority Leader of the Legislature for the years 2012-2013.

FRANCENA AMPARO

BARBARA JETER-JACKSON

ALISON MACAVERY

RICHARD PERKINS

JOEL TYNER

STEVEN WHITE

Pursuant to Section 214 (1) of the County Law, a majority of the Democratic members of the Dutchess County Legislature hereby affix their signatures designating the _____ as the official political newspaper for the year 2012.

Southern/Northern Dutchess News / Beacon Free Press

FRANCENA AMPARO

BARBARA JETER-JACKSON

ALISON MACAVERY

RICHARD PERKINS

JOEL TYNER

STEVEN WHITE