Attendance Sheets

District	Last Name	Present	Absent	Present/Late
District 14 - Town of Wappinger	Amparo	✓		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	✓		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓		
District 3 - Town of LaGrange	Borchert	✓		
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	✓		
Present: 25	**Total:**	25		
Absent: 0				
Vacant: 0				

Date: 1/8/13

Re-Organizational Meeting

of the

Dutchess County Legislature

Tuesday, January 8, 2013

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

Roll Call by the Clerk of the Legislature

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

ABSENT: 0

PRESENT, LATE: 0

Quorum Present.

Pledge of Allegiance to the Flag; invocation by Pastor Scharlise Dorsey of the United Methodist Church of Wappingers Falls, followed by a moment of silent meditation.

At this time, William Tatum, County Historian, presented the Proclamation: 150th Anniversary of the Emancipation Proclamation.

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

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

AYES: 25 Amparo, Blalock, Bolner, Borchert, 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

Motion carried.

Legislator Hutchings was elected Temporary Chairman of the Legislature.

Legislator Borchert made a motion, which was seconded by Legislator Jeter-Jackson, 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, Blalock, Bolner, Borchert, 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 following address:

2013 Chairman Address
Address to the Dutchess County Legislature
Robert G. Rolison

January 8, 2013

My fellow legislators and colleagues,

I am honored to once again be chosen by my colleagues to represent them and this distinguished legislative body as its Chairman. The role is one that I find truly rewarding and I am proud of the work we have accomplished together. And I am grateful for the opportunity to continue on this path we have begun in transforming County Government.

In 2012, I asked that you join me in committing ourselves to govern through consensus. In doing so, we overcame numerous obstacles including a $40 million dollar budget gap, a credit rating in jeopardy, and ultimately delivered

a budget that reduced spending by nearly $7 million dollars, held the property tax levy under the State Property Tax Cap, and ensured the continuation of core County services.

Through civil debates and thoughtful consideration, we worked diligently to meet the expectations of those we serve. While the decisions we have had to make have not been easy, the Dutchess County electorate entrusted us to make those tough decisions and work together to transform government and ease the burdens of our constituents.

The past year has found this Legislature renewed with vigor and purpose. In the spirit of consensus we have found a partner in the Executive and his Administration. Most of us understand that through civil discourse and public dialogue we can make the best possible decisions for the people we represent. This isn't about political point scoring or challenging the Executive for the sake of challenging the Executive. Rather, we must strive to be the legislative body that crosses organizational and political barriers, participate in discussions, and work together to craft the best possible policies for the people of Dutchess County and assist in the making of management decisions that impact those that provide, and those that need, County services. This is a collaborative effort, one we all are engaged in, and one we all play an important role in.

As we look ahead, we will not be without challenges and strife. American industrialist and businessman Henry Ford, once said, "Coming together is a beginning; keeping together is progress; working together is success." To address these fiscal and economic challenges it will take the continuation of the progress we have made thus far.

In County Executive Molinaro's first year in office, we worked with his Administration to begin a multi-year transformation. In doing so, we have already seen phase one of the consolidations and reorganization of various county departments. Our goal here is to deliver County services in the most efficient and effective manner possible. It will take the buy in from many stakeholders and a commitment of civil partnership to see these new initiatives through, but may I remind you we all have the same goal in mind – to forge a better Dutchess County.

The partnerships we have formed are essential as County Government joins with nonprofits and municipalities to provide fundamental services that County residents need and rely upon. As Federal and State mandates continue to be imposed on us, it takes innovative strategies in order to meet these obligations. Therefore, we have considered and will continue to explore options to consolidate or share services with other public sector entities. However, it is imperative to have an open dialogue with state lawmakers in

order to achieve mandate relief. I can not stress how critical it is that our concerns are heard in Albany. We need the ability at the county level to make decisions without having to request permission from the State, we know the needs of our community and we need Albany to act as a partner not an obstruction.

To that end, the County Executive called me to tell me he wanted to be here tonight to offer his support of this legislative body and commend its selection of Chairman, but he is in Albany today advocating for our County. In my conversations with him in the past day or so we have agreed that was I not being sworn in as Chairman this evening I would be right there with him fighting for our mutual constituents and taxpayers. But soon enough he and I will be in Albany fighting the good fight for the people of this County.

Recently, I was appointed to serve as Chairman of the Hudson Valley Regional Council. The council membership consists of elected officials and representatives of Dutchess, Orange, Putnam, Rockland, Sullivan, Ulster and Westchester counties. Throughout the State, regional councils like this are collaborating on initiatives such as planning, education, outreach, and advocacy. Together, we are working to strengthen, enhance and improve our ability to provide services to the region. Yet another important partnership that will be beneficial to us all and to this County.

In 2012, the Dyson Foundation along with the Marist College Institute of Public Opinion conducted a survey on determining the issues that are important to Dutchess County residents. Results showed that creating more jobs and keeping businesses in the County are residents' leading concerns. Respondents also emphasized that the improvement to the quality of public education, the accessibility of health care, services available to senior citizens, tax reduction, and community safety are of concern as well. It is through our committee structures where we address these issues.

The Public Safety Committee led by Legislator Ken Roman has been active on many fronts. The Jail Study Advisory Committee submitted reports in 2011-2012 assessing our current criminal justice system. The findings of that report along with the report by the Criminal Justice Council has recommended ways to move forward on addressing the current jail overcrowding issue, the fiscal implications this has had and how we can provide better conditions for our jail population through a modern, transitional facility. We believe that we need to also improve programs to transition inmates back into the community as well as better outcomes and pragmatic initiatives for those who are in our ATI programs.

Public safety is paramount. In light of the event in Newtown, Connecticut I joined members of the Executive Branch and the Sheriff's Office last week to meet with our local School District Superintendents to identify the best way to meet their safety needs. The Legislature, I am sure, is committed to

providing the resources necessary for school safety and to advocate at the State and Federal levels for assistance to do so. I have asked Public Safety Chairmen Ken Roman, who is a Lieutenant with the Town of Poughkeepsie Police Department and had previously spent thirteen years as an Elementary School DARE Officer and Legislator Pete Wilkinson, who retired as Chief of Town of Poughkeepsie Police Department to stand ready to offer any assistance through our Public Safety Committee to our local schools and communities.

Legislator Donna Bolner, who leads our Family and Human Services Committee, has continued to work diligently to ensure that we provide the very best in community services that are essential to the quality of life of our residents here in Dutchess County. This includes special populations such as youth, veterans, seniors and individuals dealing with mental health issues. I want to especially commend Donna for her advocacy in the area of Domestic Violence, an issue near and dear to me as well, as together we continue to find new ways to protect victims and prosecute offenders.

Our Public Works and Capital Projects Committee led by Legislator Gerry Hutchings ensures that the infrastructure, which is necessary in order for the County to function, continues to get the attention it deserves and action it requires. As part of the consolidation process specific components of the Department of Public Works and Central Services were merged to eliminate duplicity and today, we are well equipped in ensuring that our road, bridges, water supply, sewers, telecommunications, county's solid waste management and so forth, are maintained and meet the highest standards. Gerry is always on top of these issues and I thank him for it.

I want to acknowledge Legislator Jim Miccio, Chairman of the Budget, Finance, and Personnel Committee, whose insight and input was critical throughout the long budget process. Legislator Mike Kelsey, who leads our Government Services and Administration Committee, plays an important role in making sure our local laws pass muster and we will be working through that committee in the coming months as we seek to enhance our consumer protection laws.

Dutchess County has rich and abundant natural resources. The protection and preservation of the land, water, and natural beauty of our county is vital. The Environment Committee led by Legislator Ben Traudt plays a critical role as good stewards of environmental issues here in Dutchess County. Further, I want to thank Legislator Miccio and his working group of Legislators who worked on solid waste management issues here in the county. Through their advocacy Dutchess County now has a Solid Waste Management department through county planning and because of the addition of this solid waste management planning unit we are being told the Local Solid Waste Management Plan (LSWMP) is nearly ready for this body's consideration and adoption. It has been a long road but the final product will

surely be something we can all be proud of.

While I have referenced our Committee Chairmen by name, it truly takes the work of all respective Legislative members of the committees to do the work necessary to carry out its mission. Your diligence and hard work does not go unnoticed and you should all get a round of applause.

This year we will commemorate Dutchess County 300th anniversary of democracy. With the assistance of our County Historian William Tatum, I too look forward to promoting our County's rich history. In addition, the sector devoted to economic development is essential in order to attract, retain, and promote what Dutchess County has to offer residents, businesses, and nonprofits. With the guidance of Ron Hicks, Deputy Director of Strategic Planning and Economic Development, we will together look to bring in businesses and create jobs. Overall, initiatives to promote tourism and economic development lead to many positive outcomes; outcomes that make County Government and the local economy stronger.

I would be remiss if I did not acknowledge our countywide elected officials that emulate true public servants. Sheriff Adrian "Butch" Anderson, District Attorney Bill Grady, County Clerk Brad Kendall, and Comptroller Jim Coughlan; thank you for your service and all you do for our residents. I look forward to the continued partnerships with you that this legislature has as we confront the challenges we have before us.

This year we have a new Legislator Debra Blalock representing the towns of Milan, Pine Plains, Northeast and a portion of Stanford, we welcome her to our legislative family. Please join me in welcoming her.

We, as Legislators, come from different perspectives, points of view, and geographic regions. These characteristics of diversity, dedication and diligence enable us to accomplish great things. While other levels of government may be in deadlock due to partisan differences and political gamesmanship, we have the opportunity and the obligation to continue to move forward.

I want to thank the Clerk of the Legislature Carolyn Morris, Deputy Clerk Leigh Wager, and Deirdre Werner for their service and dedication. Without their assistance we would be unable to provide and serve our constituents with what they have come to expect of their representatives. To our Legislative Counselor Scott Volkman, thank you, for your advice, guidance, and assistance. And to my Assistant Catherine Durland, who, without Catherine I would not be able to do many of the things that I have been able to do and when we are able to do these things together having Catherine along with the legislative staff helping is very important. To close this part out, none of us in this room can be effective if we do not have our family

members support. I have said this so many times and I think it bears repeating, when you become an elected official it takes receiving your family's approval to enter into public service. And, yes, the voters vote you in but the support of family and friends is key. We are here, we are at our local board meetings, we serve on various committees and boards, we are accessible many times 24/7 with the phone ringing during dinner, weekends and even on vacation. If it wasn't for their understanding, we wouldn't be able to function at the high level we function and with that I would like to acknowledge my wife, Lori and son, Christopher for them allowing me this opportunity to serve.

In closing on behalf of Legislature leadership – Majority Leader Dale Borchert, Assistant Majority Leader Angela Flesland, my colleague from the City of Poughkeepsie Minority Leader Barbara Jeter-Jackson and Assistant Minority Leader Alison MacAvery– we look forward to working with you to continue our journey together, a journey that will make Dutchess County truly great again. And together we will continue on this path to set Dutchess County Government on course for stronger fiscal stability. And I truly believe this because of the hard work we have done together thus far and I believe things will truly get better here sooner because of the commitment we have made to our County, Dutchess County. I believe because we work that way because the way we conduct ourselves in these Chambers and the fact that we have set a foundation in working with the Executive and all these department heads here tonight who work so very hard day in and day out to provide the services they can in the best possible and efficient manner to our County residents. And I want to thank you very much for being here this evening and we appreciate the work you do for us as well.

So again, I want to thank you from the bottom of my heart. You know how very much I think of all of you. While we have had the opportunity to work so very closely on many initiatives, 2013 will be no different and we will be faced with challenges but together- I am confident that we will overcome and ensure Dutchess County reaches its full potential. Thank you for your time this evening and may God bless our County and our Country.

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
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 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
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

Election of Temporary Chairman – Hutchings

January 8, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
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 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
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) 0 (No)

Absent: 0 **Motion:** ✓

Vacant: 0 **Abstentions:** ___

Election of Permanent Chairman – Rolison

January 8, 2013

RESOLUTION NO. 2013001

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 2013 Rules, as attached hereto, be and they hereby are adopted as the Temporary Rules of the Dutchess County Legislature, effective January 1, 2013.

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 January, 2013, 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 January, 2013.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

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TEMPORARY RULES OF THE
DUTCHESS COUNTY LEGISLATURE
FOR THE YEAR 2013

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

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Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
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 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
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

2013001 ADOPTION OF THE TEMPORARY RULES OF THE DUTCHESS COUNTY LEGISLATURE

Date: 1/8/13

RESOLUTION NO. 2013002

RE: ATTENDANCE AT CONVENTIONS AND CONFERENCES FOR THE YEAR 2013

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 8th day of January, 2013, 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 January, 2013.

Carolyn Morris

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
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 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
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

2013002 ATTENDANCE AT CONVENTIONS AND CONFERENCES FOR THE YEAR 2013

Date: 1/8/13

RESOLUTION NO. 2013003

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

Date 1/14/2013

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 January, 2013, 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 January, 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
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 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
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

2013003 ATTENDANCE AT CONFERENCES AND CONVENTIONS – BOARD OF ELECTIONS

Date: 1/8/13

RESOLUTION NO. 2013004

RE: UNDERTAKINGS 2013

Legislators ROLISON, BORCHERT, 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
Date 1/14/2013

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

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IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 8th day of January, 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
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District 9 - City of Poughkeepsie	White		
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District 12 - Town of East Fishkill	Weiss		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
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

2013004 UNDERTAKINGS 2013

Date: 1/8/13

RESOLUTION NO. 2013005

RE: ESTABLISHING DATES OF REGULAR MONTHLY MEETINGS FOR 2013

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 2013 to 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 2013:

DATES OF MEETINGS

January 22 [1]
February 11
March 11
April 8
May 13
June 10
July 15[2]
August 12
September 9
October 15[3]
November 7[4]
November 12[5]
December 5[6]
December 16[7]

[1] Martin Luther King Jr. Day – January 21
[2] Moved due to Fourth of July Holiday
[3] Columbus Day - October 14
[4] Budget Public Hearing – November 7
[5] Veterans Day – November 11
[6] Budget Public Hearing – December 5
[7] Budget Override/adoption of Tax Levy

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 January, 2013, 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 January, 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
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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

2013005 ESTABLISHING DATES OF REGULAR MONTHLY MEETINGS FOR 2013

Date: 1/8/13

RESOLUTION NO. 2013006

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, and FLESLAND 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 Group* as the official newspapers for the year 2013 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
Date 1/14/2013

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 January, 2013, 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 January, 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
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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 (Yes) 0 (No)

Absent: 0 **Motion:** ____

Vacant: 0 **Abstentions:** 0

2013006 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: 1/8/13

Legislator MacAvery stated that the Poughkeepsie Journal was a Gannet owned newspaper and a Gannet owned newspaper in Rockland published the names of the individuals with pistol permits. She urged the Poughkeepsie Journal to not publish any names of any individuals with pistol permit in Dutchess County.

Roll call vote on the foregoing Resolution No. 2013006 resulted as follows:

AYES:	25	Amparo, Blalock, Bolner, Borchert, 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.

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

Re: Proclamation: 150th Anniversary of the Emancipation Proclamation

The Dutchess County Legislature offers the following and moves its adoption:

WHEREAS, personal freedom is a cornerstone of American citizenship and identity, and

WHEREAS, on January 1, 1863, President Abraham Lincoln issued the Emancipation Proclamation freeing all citizens held in slavery in the rebellious states, and

WHEREAS, the Emancipation Proclamation was the first formal abolition of slavery on the Federal level, which would be enshrined in the 13th Ammendment of the United States Constitution, and

WHEREAS, the Emancipation Proclamation Collaborative Group, consisting of the Black Studies Program at Dutchess Community College, the Black History Committee at the Dutchess County Historical Society, the Dutchess County Interfath Council, the Center for Multicultural Affairs at Marist College, the Mid-Hudson Anti-Slavery Project Committee, the Mid-Hudson Chapter of the National Pan-Hellenic Council, Nubian Directions, the Black Studies Department at the State University of New York at New Paltz, and Vassar College, is commemorating the 150th Anniversary of the Emancipation Proclamation this year, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby recognize the significance of the 150th Anniversary of the Emancipation Proclamation as a cornerstone of our personal liberties and, be it further

RESOLVED, that the Dutchess County Legislature does hereby extend to the Emancipation Proclamation Collaborative Group its heartfelt gratitude for ensuring that this anniversary will be observed within our community.

Resolution No. 2013007

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 January, 2013, 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 January, 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

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 2013.

DONNA BOLNER

ROBERT ROLISON

DALE BORCHERT

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

JAMES MICCIO

DATE: 12/6/12

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 Northern / Southern Newspaper as the official political newspaper for the year 2013.

FRANCENA AMPARO

DEBRA BLALOCK

BARBARA JETER-JACKSON

ALISON MACAVERY

RICHARD PERKINS

JOEL TYNER

STEVEN WHITE

Date: 12/6/12

We, the undersigned Republican members of the Dutchess County Legislature, support Legislator Robert G. Rolison for Chairman of the Legislature for the year 2013.

DONNA BOLNER

ROBERT ROLISON

DALE BORCHERT

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

JAMES MICCIO

DATE: 12/6/12

DAVID N. SNUSHALL