

Regular Meeting  
of the  
Dutchess County Legislature

Monday, March 8, 2010

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

Roll Call by the Clerk of the Legislature

PRESENT: 24 Borchert, Cooper, Doxsey, Flesland, Forman, Goldberg, Horn, Horton, Hutchings, Incoronato, Jeter-Jackson, Kelsey, Kuffner, MacAvery, Miccio, Rolison, Roman, Sadowski, Surman, Thomes, Traudt, Tyner, Weiss, White.

ABSENT: 1 Bolner.

PRESENT, LATE: 0

Quorum Present.

Pledge of Allegiance to the Flag.

The invocation was given by Reverend Robert Browning of St. Andrews Episcopal Church in LaGrange, New York followed by a moment of silent meditation.

The Chairman entertained a motion from the floor, duly seconded and unanimously adopted, to suspend the regular order of business to allow the public to address the Legislature on agenda items.

Virginia Buechele, Windsor Court, Poughkeepsie, New York, expressed her concerns on Resolution No. 2010047 "Confirmation of Appointment of Kealy Salomon as Commissioner of Planning and Development for the County of Dutchess."

Constantine Kazolias, City of Poughkeepsie, New York, spoke in favor of Resolution No. 2010064 "Requesting the NYS Public Service Commission to reject Central Hudson's Newly Proposed Rate Hike."

No one else wishing to be heard, the Chairman entertained a motion to resume the regular order of business.

Chairman Rolison entertained a motion to approve the minutes of February 11, 2010.

Legislator Kelsey corrected Will Reschke's Troop # from 59 to 95.

Legislator Horton corrected the meeting day of February's board meeting from Monday, February 11 to Thursday, February 11.

The prior month's meeting minutes were approved as amended.

## **COMMUNICATIONS RECEIVED FOR THE MARCH, 2010 BOARD MEETING**

RECEIVED: Memo received February 22, 2010, from Susan J. Miller, Town Clerk, Town of Poughkeepsie notice of public hearing on March 24, 2010 at 7pm at the Town Hall, Town of Poughkeepsie, to consider an amendment to the Town Code, Chapter 210, entitled "Zoning."

RECEIVED: Letter from Office of State Comptroller regarding application for Town of East Fishkill; Establishment of Sagamore Sewer District.

RECEIVED: Notice of Public Hearing from Deputy Town Clerk, Margaret Schmitz, Town of LaGrange to be held on March 24, 2010 at 7:30 pm - Amending Section 199-47, Inspection of Improvements, of the Town Code to adjust costs of Inspection.

RECEIVED: Received from Clerk, Putnam County Legislature two resolutions entitled, Resolution No. 47 Memorialization/Requesting New York State Legislature Enact Legislation Requiring the Metropolitan Transportation Authority to Utilize Recent Windfall Funds from Federal Stimulus Act to Eliminate "Mobility Payroll Tax" on Dutchess, Orange, Putnam & Rockland Counties' Employers, and Resolution No. 49 Support for the Hudson River Valley Special Resource Study Act.

RESOLUTION NO. 2010039

RE: SETTING A PUBLIC HEARING IN CONNECTION WITH THE  
ESTABLISHMENT OF PART COUNTY SEWER DISTRICT NO. 6  
LOCATED IN THE VILLAGE AND TOWN OF RED HOOK,  
DUTCHESS COUNTY, NEW YORK

Legislators TRAUDT, MICCIO, and SADOWSKI offer the following and  
move its adoption:

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

WHEREAS, the WWA has presented to this Legislature a notice of  
project pursuant to Section 1124 of the Public Authorities Law which outlines the  
WWA's plan to establish Part County Sewer District No. 6 located in the Village and  
Town of Red Hook, Dutchess County, New York, and

WHEREAS, said notice of project also describes the Part County Sewer  
District No. 6 that will be created, which is more particularly described in Attachment A  
attached hereto, and

WHEREAS, the original public hearing was scheduled for February 10,  
2010 but was postponed to February 11, 2010 due to inclement weather on February 10,  
2010, and

WHEREAS, this Legislature conducted a public hearing on February 11,  
2010, however, there was no notice in the official County newspapers advising the public  
of the new public hearing date, and

WHEREAS, the WWA is requesting that another public hearing date be  
scheduled and the public be notified by notices in the official County newspapers, and

WHEREAS, it is necessary to conduct a public hearing on the  
establishment of such Part County Sewer District No. 6, now therefore, be it

RESOLVED, that this Legislature shall conduct a public hearing on the  
12<sup>th</sup> day of April 2010 at 7:00 in the evening of said day, at the Chambers of the Dutchess  
County Legislature, County Office Building, 22 Market Street, Poughkeepsie, New York,  
on a proposal to establish Part County Sewer District No. 6 located in the Village and  
Town of Red Hook, Dutchess County, New York, described in Attachment A attached  
hereto, and be it further

RESOLVED, that the Clerk of the Legislature shall publish notice of said hearing in the official newspapers of the County and shall include therein a description, identifying the areas to be included within the Part County Sewer District No. 6, the improvements proposed, the maximum amount to be expended for the improvements, the proposed method of assessment of the cost, the estimated cost of hook-up fees, if any, the cost to the typical property or one or two family home, all in accordance with Section 254 of the County Law.

CA-48-10

CAB:ca/G-1332-F

3/8/10

Fiscal Impact: Statement will be attached to resolution creating  
Part County Sewer District No. 6 when submitted to Legislature.

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

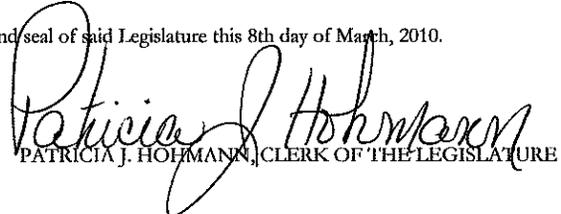
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

## ATTACHMENT A

**DUTCHESS COUNTY PART-COUNTY SEWER DISTRICT NO. 6**  
 Part-County Sewer District No. 6 shall include all those properties presently  
 indicated by the tax parcel grid numbers below:

ZONE OF ASSESSMENT A

6272- 07-514864	6272- 10-444720	6272- 10-422678	6272- 00-242939
6272- 07-531857	6272- 10-455723	6272- 10-392686	6272- 00-310385
6272- 07-506847	6272- 10-459722	6272- 10-421656	6272- 00-283385
6272- 07-503840	6272- 10-450722	6272- 10-408663	6272- 00-346380
6272- 07-522832	6272- 10-450702	6272- 10-385673	6272- 00-256365
6272- 06-490816	6272- 10-455704	6272- 10-404652	6272- 00-310361
6272- 06-479800	6272- 10-460703	6272- 10-385658	6272- 00-285362
6272- 06-459805	6272- 10-466723	6272- 10-378656	6272- 00-249341
6272- 06-450818	6272- 10-464702	6272- 10-398640	6272- 00-305346
6272- 06-454830	6272- 10-470720	6272- 10-371656	6272- 00-244321
6272- 06-473785	6272- 10-472702	6272- 10-388636	6272- 00-282336
6272- 06-456795	6272- 10-478721	6272- 10-368650	6272- 00-280330
6272- 06-455789	6272- 10-477701	6272- 10-358639	6272- 00-295276
6272- 06-471776	6272- 10-482721	6272- 10-395562	6272- 00-230310
6272- 06-453784	6272- 10-482699	6272- 10-343617	6272- 00-269271
6272- 06-451778	6272- 10-485722	6272- 10-334606	6272- 00-244274
6272- 06-478765	6272- 10-485691	6272- 10-330601	6272- 00-257211
6272- 06-440772	6272- 10-490719	6272- 10-328593	6272- 00-298202
6272- 06-470753	6272- 10-491689	6272- 10-317588	6272- 00-237238
6272- 06-443763	6272- 10-499714	6272- 10-282617	6272- 17-235217
6272- 06-461750	6272- 10-498689	6272- 10-338560	6272- 17-233209
6272- 06-440756	6272- 11-508722	6272- 10-314564	6272- 17-230195
6272- 10-471735	6272- 11-506690	6272- 10-324546	6272- 17-219182
6272- 10-436749	6272- 11-512689	6272- 10-307560	6272- 17-225162
6272- 10-452731	6272- 11-523727	6272- 10-299560	6272- 00-288312
6272- 10-429738	6272- 11-520689	6272- 10-292549	6272- 10-407720
6272- 10-446726	6272- 11-526712	6272- 10-289538	6272- 10-403700
6272- 10-425729	6272- 11-530695	6272- 10-319528	6272- 10-474721
6272- 10-413739	6272- 11-532711	6272- 10-318519	6272- 09-205603
6272- 10-395718	6272- 11-535694	6272- 10-286526	6272- 14-329473
6272- 10-408743	6272- 11-538711	6272- 10-317512	6272- 13-246435
6272- 10-403746	6272- 11-544688	6272- 10-285513	6272- 14-271441
6272- 10-390724	6272- 11-546711	6272- 10-324503	6272- 00-312410
6272- 10-396745	6272- 11-553669	6272- 10-281504	6272- 00-222345
6272- 10-383729	6272- 11-553715	6272- 14-320493	6272- 00-234295
6272- 10-378736	6272- 11-557709	6272- 14-279495	
6272- 06-390752	6272- 11-567659	6272- 14-309484	
6272- 06-383756	6272- 11-567686	6272- 14-278485	
6272- 10-373736	6272- 11-570707	6272- 14-278467	
6272- 10-357737	6272- 10-440706	6272- 14-271451	
6272- 06-374762	6272- 10-419715	6272- 14-302461	
6272- 06-367763	6272- 10-402710	6272- 00-340455	
6272- 10-353746	6272- 10-416707	6272- 00-304449	
6272- 10-348747	6272- 10-442688	6272- 00-242426	
6272- 06-361767	6272- 10-413702	6272- 00-267429	
6272- 06-342750	6272- 10-431694	6272- 00-350421	
6272- 06-351772	6272- 10-433677	6272- 00-293419	
6272- 06-334754	6272- 10-404688	6272- 00-310400	

ZONE OF ASSESSMENT B

6272- 10-250565
6272- 10-263580
6272- 10-312583
6272- 10-273554
6272- 10-302574
6272- 10-287598
6272- 10-285569
6272- 10-262591
6272- 10-273583

# FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

## APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_  
Over Five Years: \_\_\_\_\_

Additional Comments/Explanation:

Prepared by: Bridget Barclay

**DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY**  
**27 HIGH STREET**  
**POUGHKEEPSIE, NEW YORK 12601**  
**Tel. (845) 486-3601**  
**Fax (845) 486-3610**

**MEMORANDUM**

TO: Executive Office  
cc: County Attorney  
FROM: Bridget Barclay, Executive Director  
DATE: March 8, 2010  
RE: Resolution Requests: Scheduling a Public Hearing on Creation of Part-County Sewer District No. 6 (Red Hook Sewer District)

The Authority previously requested a resolution to schedule a public hearing for the creation Part-County Sewer District No. 6 (Red Hook.) The resolution was adopted by the Legislature at its January meeting, and a public hearing scheduled for the February 10, 2010 meeting. Due to inclement weather, the board meeting was postponed to February 11<sup>th</sup>, and the public hearing held at that meeting. Subsequently, the question was raised of whether the public hearing was legitimate, given that there was no public notice provided for the rescheduled hearing.

While we understand that the Legislature acted properly and in accordance with its rules to postpone the board meeting and to notify the public of the postponed meeting, we asked our legal counsel and bond counsel to review the specific issue of required notice for a rescheduled public hearing. They provide to us an Opinion of the State Comptroller which states that, "Where a public hearing on a proposed local law is postponed, a new hearing must be scheduled and a new legal notice published in the same manner as was done for the original hearing." While the issue at hand involves creation of a Part-County Sewer District as opposed to adoption of a local law, NYS County Law governing each of these processes requires that a public hearing be held and be properly noticed. Accordingly, we are requesting that a new public hearing be scheduled and held by the County Legislature.

**Background information on the proposed Red Hook Sewer District**

Working in conjunction with the Village and Town of Red Hook, the Authority has completed an Engineering Report for the Red Hook Sewer Project, to provide sewer services to 189 properties in the existing commercial corridor of the Village and Town along Broadway (NYS Route 9) and Market Street (NYS Route 199.) Wastewater treatment capacity would be provided through the acquisition and expansion of the existing Red Hook Commons Wastewater Treatment Plant. The Authority is requesting the creation of Part County Sewer District No. 6 to include all parcels within this area.

The Authority is providing to the County a Map, Plan and Report that identifies the specific parcels to be included in Part-County Sewer District No. 6, and describes the improvements that will be constructed in order to provide sewer service to Part-County Sewer District No. 6. The proposed Part County Sewer District No. 6 will include a total of one hundred and eighty-eight (189) tax parcels, consisting of one hundred and seventy-three (173) developed commercial and residential properties, and sixteen (16) vacant lots. The proposed Sewer District will be comprised of two Zones of Assessment, as specified in the Map, Plan and Report. Zone of

Assessment B will include those ten parcels currently within the existing service area of the Red Hook Commons Sewer Transportation Corporation. Zone of Assessment A will include the remaining 179 parcels.

As presented in the Map, Plan and Report, the estimated capital expenditure for the construction of the sewer system is \$7,600,000. The average annual cost for the typical property, a small commercial property within Zone of Assessment A, will be \$765. The average annual cost for a typical single family home will also be \$765.

Please find attached the original resolution to schedule the public hearing.

Please direct any questions to Bridget Barclay at Ext. 3623

Thank you.

Roll call vote on the foregoing Resolution No. 2010039 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0

ABSENT: 1 – Bolner

Resolution adopted.

FAMILY & HUMAN SVS

RESOLUTION NO. 2010040

RE: AUTHORIZING ACCEPTANCE OF TWO 2008 SUBARU IMPREZA VEHICLES FROM LEXINGTON CENTER FOR RECOVERY, INC.

LEGISLATORS HORN, ROLISON, ROMAN, MICCIO, and WEISS offer the following and moves its adoption:

WHEREAS, Lexington Center for Recovery, Inc. would like to transfer title of two 2008 Subaru Impreza vehicles to Dutchess County, as outlined on the attached Memorandum of Understanding, and

WHEREAS, the Commissioner of Mental Hygiene and the Commissioner of Social Services request authorization to accept said equipment for use by Dutchess County, and

WHEREAS, acceptance of said donation would be in the best interests of the County, now, therefore, be it

RESOLVED, that the acceptance of two 2008 Subaru Impreza vehicles from Lexington Center for Recovery, Inc. is hereby authorized.

CA-32-10  
ca/G-0167  
2/11/10  
Fiscal Impact: See attached statement

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

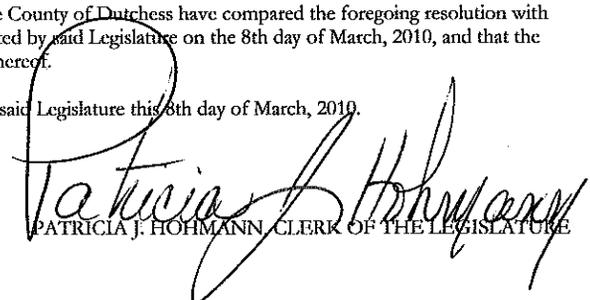
Date March 10, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ 0

Nature/Reason:

Anticipated Savings to County: \$ 0

Net County Cost (this year): \$ 0  
Over Five Years: \$ 0

#### Additional Comments/Explanation:

Accept donation of two (2) 2008 Subaru Impreza, one designated for the Department of Mental Hygiene and one designated for the Department of Social Services

VIN# JF1GE61638H510058

VIN# JF1GE61688H510010

Prepared by: GERALD A. BRISLEY, II, MBA

**Memorandum of Understanding  
Dutchess County Department of Mental Hygiene  
And  
Dutchess County Department of Social Services  
And  
Lexington Center for Recovery, Inc.**

Whereas, the Dutchess County Department of Social Services (DSS) provided funding through the NYS Office of Children and Family Services (OCFS) to the Department of Mental Hygiene (DMH) in 2007 to provide services under the Co-location project and;

Whereas, DMH contracted with Lexington Center for Recovery, Inc.(LCR) to provide these Co-location Services, and;

Whereas, LCR purchased furniture, equipment and machines to provide these services, and;

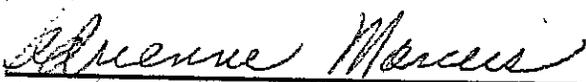
Whereas, LCR operates the only publically funded clinic program in Dutchess County providing treatment to chemically dependent persons, and;

Whereas, Dutchess County wishes LCR to continue to provide services to chemically dependent persons and wishes to support those efforts;

Resolved, after consultation with OCFS, it is agreed that LCR will continue to use all equipment, machines and furniture throughout their useful life, as part of the delivery of services to the target population , with the exclusion of the vehicles whose title will be signed over to the County of Dutchess,

LCR agrees to assume responsibility for care and repair of the equipment and to follow Dutchess County inventory procedures. Inventory records will be made available by LCR to DSS or DMH upon request

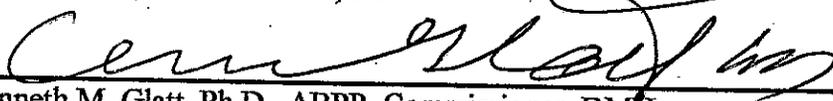
All parties agree to abide by the terms of this Agreement.

  
\_\_\_\_\_  
Adrienne Marcus, Ph.D., Executive Director, LCR

12/21/09  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Robert Allers, Commissioner, DSS

1/10/10  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Kenneth M. Glatt, Ph.D., ABPP, Commissioner, DMH

1/27/10  
\_\_\_\_\_  
Date

Roll call vote on the foregoing Resolution No. 2010040 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner

Resolution adopted.

Family & Human Services

RESOLUTION NO. 2010041

RE: REAPPOINTMENT TO THE DUTCHESS COUNTY BOARD OF HEALTH

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

WHEREAS, the term of Legislator Suzanne Horn as a member of the Dutchess County Board of Health expired on December 31, 2009, and

WHEREAS, Suzanne Horn has expressed an interest to be reappointed to such board, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby reappoint Suzanne Horn as a member of the Dutchess County Board of Health for a term of six years, said term commencing on January 1, 2010, and expiring on December 31, 2015.

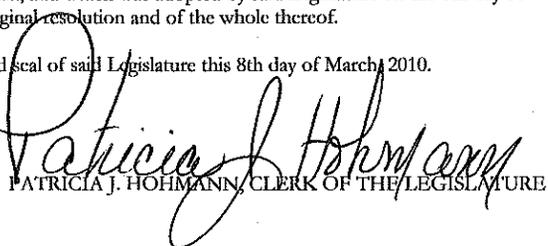
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 8th day of March, 2010, 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 March, 2010.

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010041 resulted as follows:

AYES: 21 – Rolison, Cooper, Flesland, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 3 – Goldberg, Kuffner, Tyner.

ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010042

RE: APPOINTMENTS TO THE VETERANS AFFAIRS COMMITTEE

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

WHEREAS, by Resolution No. 314 of 1995, the Dutchess County Legislature did create a Veterans Affairs Committee to advise the County Legislature with respect to those matters relating to veterans affairs to consist of eight member veterans from the private sector and four county legislators to be appointed by and serve at the pleasure of the Chairman of the County Legislature subject to confirmation by the County Legislature, and

WHEREAS, by Resolution No. 376 of 2007 the Dutchess County Legislature did reactivate the Veterans Affairs Committee, and amend Resolution No. 314 of 1995 to assign staggered terms of two years to appointments with expiration dates of November 30<sup>th</sup>, and

WHEREAS, there are currently two vacancies, by reason of the expiration of terms of Robert Sears and Peter Wassell, for county legislators on the Veterans Affairs Committee and Legislators Joseph Incoronato and Daniel Kuffner have expressed a desire to become members of the Veterans Affairs Committee, now, therefore, be it

RESOLVED, that Legislators Joseph Incoronato and Daniel Kuffner are hereby appointed to the Veterans Affairs Committee for terms ending November 30, 2011, or such time as they cease to serve as legislators.

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

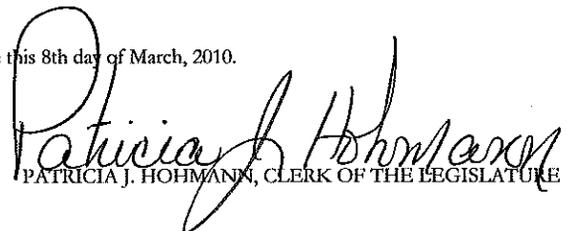
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010042 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0

ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010043

RE: APPOINTMENT TO THE REGION 3 FOREST PRACTICE BOARD

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

WHEREAS, there exists a vacancy on the Region 3 Forest Practice Board by reason of the expiration of the term of Thomas Mansfield, and

WHEREAS, pursuant to Article 11, Section 9-0705 of the Environmental Conservation Law, the Chairman of the Dutchess County Legislature has made the following appointment to such board, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby ratify and confirm the following appointment to the Region 3 Forest Practice Board for the term set forth:

APPOINTMENT

TERM

Benjamin Traudt  
20 Church Street #2  
Red Hook, NY 12571

12/31/11

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

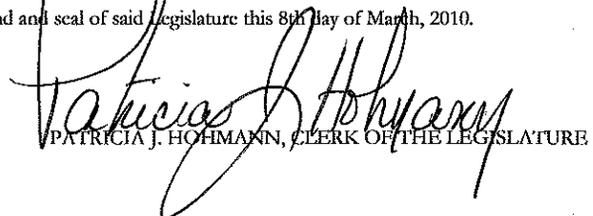
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.

  
PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010043 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010044

RE: APPOINTMENT AND REAPPOINTMENT TO THE DUTCHESS COUNTY SOIL AND WATER CONSERVATION BOARD

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

WHEREAS, vacancies exist on the Dutchess County Soil and Water Conservation Board by reason of the expiration of the terms of Legislators James J. Miccio and Margaret Fettes, and

WHEREAS, Legislator Alison MacAvery has expressed an interested to be appointed to said Board, and

WHEREAS, Legislator James J. Miccio have expressed a desire to be reappointed to said Board, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby appoint Legislator Alison MacAvery and reappoint Legislator James J. Miccio to the Dutchess County Soil and Water Conservation Board for the terms specified below:

APPOINTMENT

TERM ENDING

Legislator Alison MacAvery  
10 Driscoll Road  
Fishkill, NY 12524

1/1/10 – 12/31/10

REAPPOINTMENT

TERM ENDING

Legislator James J. Miccio  
24 Broad Street  
Fishkill, NY 12524

1/1/10 – 12/31/10

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

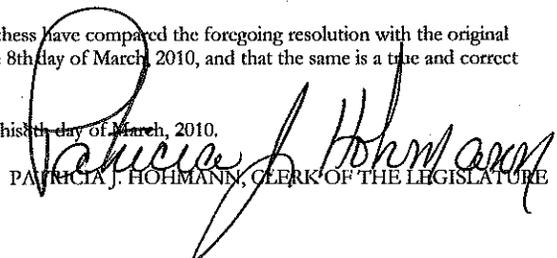
Date March 12, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010044 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010045

RE: APPOINTMENTS TO THE DISTRICT 3 FISH AND WILDLIFE MANAGEMENT BOARD

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

WHEREAS, pursuant to Article 11, Section 11-0501 of the Environmental Conservation Law of the State of New York, the Chairman of the Legislature shall appoint members to the District 3 Fish and Wildlife Management Board, subject to confirmation by the County Legislature, and

WHEREAS, vacancies exist on such board by reason of the expiration of the terms of Thomas Mansfield and Robert Weiss, and

WHEREAS, Legislator Rob Weiss would like to be reappointed and Legislator Suzanne Horn desires to be appointed to such board, and the Chairman of the Legislature does hereby appoint Rob Weiss and Suzanne Horn to said Board, now, therefore, be it

RESOLVED, that the following appointments to the District 3 Fish and Wildlife Management Board are hereby confirmed by this Legislature for the term indicated:

APPOINTMENT

TERM ENDING

Rob Weiss  
1459 Route 82  
Hopewell Junction, NY 12533

12/31/11

Suzanne Horn  
Cedar Crest Farm, 1971 Route 44  
Pleasant Valley, NY 12569  
(Alternate)

12/31/11

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

STATE OF NEW YORK

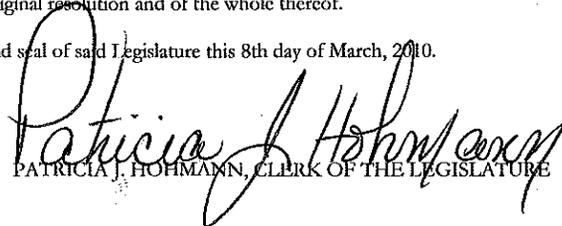
Date March 12, 2010

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 March, 2010, 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 March, 2010.



PATRICIA J. HOFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010045 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010046

RE: APPOINTMENT AND REAPPOINTMENT TO THE DUTCHESS  
COUNTY RESOURCE RECOVERY AGENCY

Legislators BOLNER, MACAVERY, and TRAUDT offer the following and move  
its adoption:

WHEREAS, a vacancy exists on the Dutchess County Resource Recovery Agency,  
and

WHEREAS, Maurice Edward Kinkadehas indicated a desire to be appointed to such  
board and Edward J. Mills, III has indicated a desire to be reappointed, subject to  
confirmation of the Legislature, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby confirm the  
appointment of Maurice Edward Kinkadeand the reappointment of Edward J. Mills, III  
to expire on the 31<sup>st</sup> day of December, 2012.

*APPOINTMENT*

*Term*

*Maurice Edward Kinkade  
819 VanWagner Road  
Poughkeepsie, NY 12601  
(Replaces Christine Chale)*

*1/1/10-12/31/12*

*REAPPOINTMENT*

*Edward J. Mills, III  
16 Miller Road  
Poughkeepsie, NY 12603*

*1/1/10-12/31/12*

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 8<sup>th</sup> day of March, 2010, 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 8<sup>th</sup> day of March, 2010.

*Patricia J. Hohmann*  
PATRICIA J. HOHMANN, CLERK

Roll call vote on the foregoing Resolution No. 2010046 resulted as follows:

AYES: 23 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Horn, Borchert,  
Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato,  
MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman,  
Kelsey.

NAYS: 1- Doxsey. ABSENT: 1 – Bolner.

Resolution adopted.



Dutchess  
County  
Executive

# Dutchess

William R. Steinhaus  
County Executive

22 Market Street  
Poughkeepsie  
New York  
12601  
(845) 486-2000  
Fax (845) 486-2021

## Memorandum

To: All Legislators

From: William R. Steinhaus  
Dutchess County Executive 

Re: Resolution Nos. 2010064 and 2010046

Date: March 16, 2010

Absent any analysis, research and/or financial details which the Legislature reviewed to come to its conclusion regarding the Central Hudson proposed rate increase, I am unable to approve or disapprove Resolution No. 2010064 and therefore return it unsigned.

With no in-depth legislative review of the finances of the company to warrant the conclusions in the resolution, it appears the resolution is a political statement.

It is the responsibility of the New York State Public Service Commission to do the in depth financial and operational review necessary to determine if, in the case of Central Hudson, an increase in the electric and gas rate increases is warranted to pay higher expenses, including higher property taxes.

County legislators do have responsibility to determine other rates that county residents pay... their county property tax rate.

The second whereas of this resolution states "*WHEREAS, families, businesses and local governments in Dutchess County are still reeling from the effects of one of the worst financial crises in our nation's history; we've all had to make painful sacrifices, and we expect Central Hudson to do the same and forgo this proposed rate hike.*"

Many of the legislators who supported this "feel good resolution" asking a utility to forgo a rate increase, even though these words have no authority in the final determination, are some of the same legislators who voted to increase county spending and levied a higher property tax rate on those **same** families and businesses – like Central Hudson.

Companies and homeowners must deal with higher county property tax rates this year as a result of the 2010 adopted Legislative budget. Imagine the irony and the legislative reaction if Central Hudson's Board of Directors simply passed a resolution calling on the "rejection" of the property tax rate increase the County Legislature adopted because of the "financial crisis".

Central Hudson paid almost \$2.6 million in county/local property taxes last year {excluding city of Poughkeepsie}. In 2010, this company like other county companies will pay double digit property tax increases – in this case this company will pay nearly \$3 million in their 2010 property tax bill. It seems some legislators who last November raised taxes on businesses now want to obfuscate that tax vote.

\*\*\*\*\*

I have approved most all the resolutions of various legislative appointments sent me this month. However, there is one in particular I will not endorse. Resolution No. 2010046 regarding the reappointment of Mr. Edward Mills to the Resource Recovery Agency (RRA) is returned without my support. There has been pointed and extensive criticism and attacks aimed at the RRA by some legislators – most especially by the current minority caucus. It strains credibility that these same RRA critics have supported the reappointment of an individual with responsibility for the very policies, management and leadership that these legislators *claim* have failed so miserably. Mr. Mills' reappointment to the Board would suggest the call for restructuring and overhaul heard from vocal legislator critics meant little.

cc: Patricia Hohmann, Clerk of the Legislature

ENVIRONMENT

RESOLUTION NO. 2010047

RE: CONFIRMATION OF APPOINTMENT OF KEALY SALOMON  
AS COMMISSIONER OF PLANNING AND DEVELOPMENT  
FOR THE COUNTY OF DUTCHESS

LEGISLATORS ROLISON, COOPER, FLESLAND, MICCIO, WHITE,  
FORMAN, KELSEY and WEISS offer the following and move its adoption:

WHEREAS, the Commissioner of Personnel has determined that Kealy Salomon is qualified to perform the duties of the position of Commissioner of Planning and Development, and

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

RESOLVED, that the appointment of Kealy Salomon as Commissioner of Planning and Development for the County of Dutchess is hereby confirmed by this Legislature.

CA-34-10  
ca/G-0179  
2/16/10

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

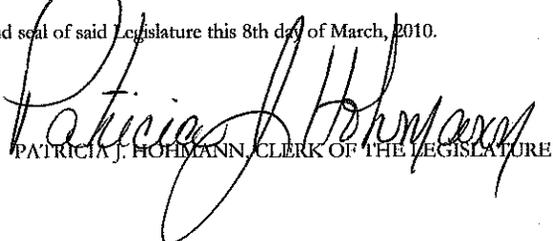
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010047 resulted as follows:

AYES: 23 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Horn, Borchert,  
Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato,  
MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman,  
Kelsey.

NAYS: 1 – Doxsey.

ABSENT: 1 – Bolner.

Resolution adopted.

Government Services and Administration

RESOLUTION NO. 2010048

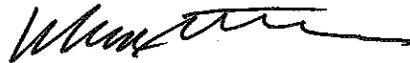
RE: APPOINTMENT TO THE DUTCHESS COUNTY JURY BOARD

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

RESOLVED, that pursuant to Section 503 of the Judiciary Law, the Dutchess County Legislature does hereby appoint Majority Leader Gary Cooper as a member of the Dutchess County Jury Board, and, be it further

RESOLVED, that the Clerk of the Dutchess County Legislature be and she is hereby authorized and directed to file a certified copy of this resolution in the Office of the Clerk of the County of Dutchess.

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

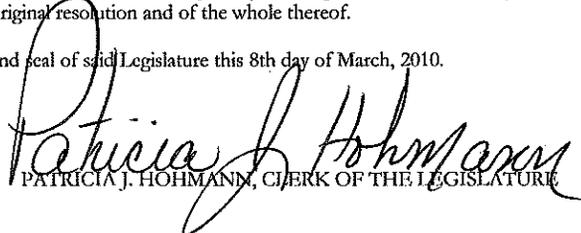
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010048 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                    ABSENT: 1 – Bolner.

Resolution adopted.

Government Services and Administration

RESOLUTION NO. 2010049

RE: APPOINTMENTS TO THE WIRELESS NETWORK  
COMMITTEE

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

WHEREAS, by Resolution No. 206155 the Dutchess County Legislature authorized a creation of a Wireless Network Committee, and

WHEREAS, the Chairman of the Legislature has appointed the following to the Wireless Network Committee:

*APPOINTMENTS*

Alan Surman  
P.O. Box 234  
Pawling, NY 12564  
**(Replacing Legislator Peter Wassell)**

James Doxsey  
55 Buckingham Avenue  
Poughkeepsie, NY 12601  
**(Replacing Legislator Richard Keller-Coffey)**

RESOLVED, that the Dutchess County Legislature hereby confirms the aforesaid appointments to the Wireless Network Committee.

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

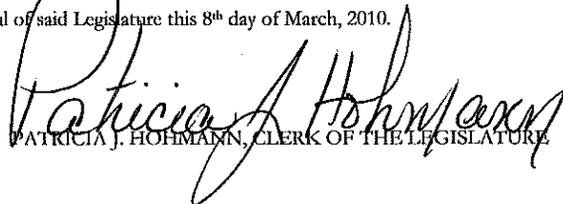
Date March 12, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compare 8<sup>th</sup> day of March, 2010, 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 8<sup>th</sup> day of March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010049 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert,  
Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato,  
MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman,  
Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted

RESOLUTION NO. 2010050

RE: AMENDING THE 2010 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS-AVIATION (EA0396)

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

WHEREAS, Resolution No. 208147 authorized the County Executive to accept a grant offer made by the Federal Aviation Administration (FAA) in connection with the Department of Public Works, Aviation Division project under its Airport Capital Improvement Plan (ACIP) Fiscal Year 2008 Improvement Program for the construction of the GA Apron Rehabilitation, and

WHEREAS, Resolution No. 208218 amended Resolution No. 208147 authorizing additional projects costs and Resolution No. 209077 further amended Resolution No. 208147, and

WHEREAS, change order number 2, the final change order, resulted in further increases/decreases for this project, and

WHEREAS, the FAA concurs with these increased costs, and

WHEREAS, the final project costs will total \$552; FAA will grant \$524 (95%); the State will provide \$14 (2.5%) and Dutchess County will provide \$14 (2.5%), now, therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2010 Adopted County Budget as follows:

APPROPRIATIONS

Increase

EA0396.5610.3550	Airport Improvements	<u>\$ 552</u>
------------------	----------------------	---------------

REVENUES

Increase

EA0396.5610.45890.00	Federal Aid – Airport	\$ 524
EA0396.5610.35890.00	State Aid – Airport	14
EA0396.5610.50310	Interfund Transfers	<u>14</u>
		<u>\$ 552</u>

APPROPRIATIONS

Increase

A.9950.9801                      Transfer to Capital Project Fund                      \$ 14

REVENUES

Decrease

A.1990.4007                      General Contingency                      \$ 14

CA-36-10

CAB/ca/G-0103

2/17/10

Fiscal Impact: See attached statement

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

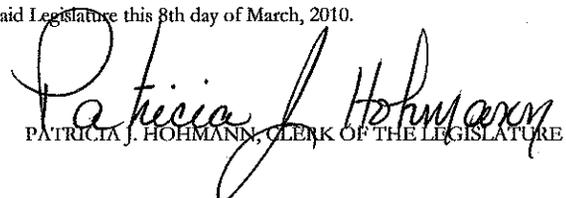
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

### FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

#### APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 552

Total Current Year Revenue \$ 538  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \$14  
Over Five Years: \_\_\_\_\_

#### Additional Comments/Explanation:

A change order was required by the FAA to complete this project and the contractor is awaiting payment.

Prepared by: Brenda-Jean Fulling, DPW Aviation Division, 463-6002

Roll call vote on the foregoing Resolution No. 2010050 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010051

RE: ESTABLISHING A MILEAGE REIMBURSEMENT POLICY FOR COUNTY  
LEGISLATORS

Legislators ROLISON, COOPER, FLESLAND, BORCHERT, HORN, HUTCHINGS,  
MICCIO, ROMAN, FORMAN, SURMAN and WEISS offer the following and move its  
adoption:

WHEREAS, the County Legislature is desirous of formalizing its mileage reimbursement  
policy for County Legislators; and

WHEREAS, County Law Section 203 allows the County Legislature to establish  
reasonable mileage allowances for County Legislators; now therefore, be it

RESOLVED, that in accordance with County Law Section 203, mileage shall be  
reimbursed to the County Legislators at a rate not in excess of that allowed County employees  
for each mile actually traveled in going from their place of residence to the place of meeting of  
the County Legislature and returning therefrom, by the usually traveled route, for attendance at  
Legislative Board meetings, for attendance at Legislative Committee meetings, and for  
attendance at meetings at which a Legislator has been appointed as an official member or liaison;  
and be it further

RESOLVED, that said mileage will be allowed for each Legislator in actual attendance of  
the member claiming the same and all claims therefor to be presented, audited, allowed and paid  
in the same manner as other county charges for travel.

AMENDED ON FLOOR 3-8-10 CM

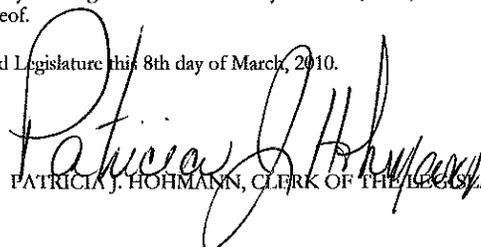
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Discussion on the foregoing Resolution No. 2010051 resulted as follows:

Legislator Goldberg moved to amend the foregoing resolution, duly seconded by Legislator Kuffner to delete the last two RESOLVES and to replace with the following:

RESOLVED, that the Chairman of the Legislature form a bipartisan committee to draft appropriate guidelines for reimbursement for Legislators and to report back to the Legislature.

Roll call vote on the foregoing amendment resulted as follows:

AYES: 8 - Goldberg, Kuffner, Doxsey, White, Jeter-Jackson, Tyner, MacAvery, Horton.

NAYS: 16 – Rolison, Cooper, Flesland, Horn, Borchert, Sadowski, Roman, Weiss, Incoronato, Miccio, Forman, Traudt, Hutchings, Thomes, Surman, Kelsey.

ABSENT: 1 – Bolner.

Amendment defeated.

Legislator Miccio moved to Call the Question, duly seconded by Legislator Cooper. Roll call vote on the foregoing motion resulted as follows:

AYES: 14 – Rolison, Cooper, Flesland, Borchert, Sadowski, Roman, Weiss, Incoronato, Miccio, Traudt, Horton, Hutchings, Thomes, Surman.

NAYS: 10 – Goldberg, Kuffner, Doxsey, Horn, White, Jeter-Jackson, Tyner, MacAvery, Forman, Kelsey.

ABSENT: 1 – Bolner.

Motion defeated.

Legislator White moved to amend the last Resolved to remove the words **upon proof of the** and add the word **in**, duly seconded by Legislator Horn and unanimously carried by voice vote.

RESOLVED, that said mileage will be allowed for each Legislator **in** actual attendance of the member claiming the same and all claims therefor to be presented, audited, allowed and paid in the same manner as other county charges for travel.

Roll call vote on the foregoing amendment resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn,

Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner,  
Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton,  
Hutchings, Thomes, Surman, Kelsey.

NAYS: 0

ABSENT: 1 – Bolner.

Amendment adopted.

Legislator Kuffner moved to table the foregoing resolution, duly seconded by Legislator Goldberg and defeated by voice vote.

Legislator Weiss, duly seconded by Legislator Borchert moved to “Call the Question”

Roll call vote on the foregoing motion resulted as follows:

AYES: 18 – Rolison, Cooper, Flesland, Horn, Borchert, Sadowski, Roman, White,  
Jeter-Jackson, Weiss, Incoronato, Miccio, Forman, Traudt, Hutchings,  
Thomes, Surman, Kelsey.

NAYS: 6 – Goldberg, Kuffner, Doxsey, Tyner, MacAvery, Horton.

ABSENT: 1 – Bolner.

Motion adopted.

Roll call vote on the foregoing Resolution No. 2010051 resulted as follows:

AYES: 16 - Rolison, Cooper, Flesland, Horn, Borchert, Sadowski, Roman, Tyner,  
Weiss, Incoronato, Miccio, Forman, Traudt, Hutchings, Thomes, Surman.

NAYS: 8

ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010052

RE: ACCEPT GRANT FROM THE COMMUNITY FOUNDATION (THE AREA FUND) AND AMENDING THE 2010 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.25)

LEGISLATORS ROMAN, FLESLAND, HORN, HORTON, and WEISS offer the following and moves its adoption:

WHEREAS, the Sheriff has advised that a grant made by the John T. Sloper Community Fund for the Community Foundation of Dutchess County has been awarded to the County in the sum of \$2,500, and

WHEREAS, the grant is identified as grant number 20090252 and funds are to be used to purchase two foldable Medivac floatation litters for patrol boat for lifting and transporting patients during medical emergencies on the Hudson River and Whaley Lake, and

WHEREAS, it is necessary for this Legislature to authorize the acceptance of the grant and to amend the 2010 Adopted County Budget to provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the grant award from the Community Foundation in connection with the above project, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2010 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3110.25.4750 Other Equipment \$2,500

REVENUES

Increase

A.3110.25.15890.06 Other Public Safety-Local Grants \$2,500

APPROVED

WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

CA-27-10  
ca/C-8046  
2/10/10

Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

Date March 12, 2010

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 March, 2010, 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 March, 2010.

  
PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ 2,500

Total Current Year Revenue \$ 2,500  
and Source

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

Identify Line Items(s):

A.3110.25.4750  
A.3110.25.15890 .06

Related Expenses:    Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_

Over Five Years: \_\_\_\_\_

#### Additional Comments/Explanation:

The Sheriff's Office has been awarded a Grant Award in the amount of \$2500 from the Community Foundation of Dutchess County. The purpose of the Grant is to purchase two foldable Medivac floatation litters for patrol boat for lifting and transporting patients during medical emergencies on the Hudson River and Whaley Lake. The County Executive has signed the agreement in addition to Sheriff Anderson. We are requesting authorization to accept payment in the amount of \$2500 and appropriation to the Sheriff's Operating Budget for purchase.

Prepared by: Maureen Sarigianis



**COMMUNITY FOUNDATION**  
*Serving Dutchess, Putnam and Ulster Counties*  
*(Legal name The Area Fund)*

80 Washington Street, Suite 201  
Poughkeepsie, NY 12601  
845-452-3077

**GRANT AGREEMENT**  
**JOHN T. SLOPER COMMUNITY FUND**

The grant to you or your organization from the Community Foundation is for the purpose described in your application, subject to any special conditions described in Section V below. **TO ACKNOWLEDGE THIS AGREEMENT, TO ACCEPT THE GRANT, AND TO BE ELIGIBLE TO RECEIVE THE FUNDS, PLEASE SIGN THE GRANT AGREEMENT AND RETURN IT TO THE FOUNDATION. A countersigned Grant Agreement will be returned with the payment of the grant.**

**DATE AUTHORIZED:** November 24, 2009

**GRANTEE:** Dutchess County Sheriff's Office

**AMOUNT:** \$2,500.00

**GRANT NUMBER:** 20090252

**GRANT PROJECT TITLE AND PURPOSE:** Sheriff Marine Unit Medical Equipment. Purchase of two foldable Medivac floatation litters for patrol boats for lifting and transporting patients during medical emergencies while on the Hudson River and Whaley Lake.

**I. PUBLIC ANNOUNCEMENT:**

Since the Community Foundation is a public foundation, we believe it is important that the public be told of our grants. We would be pleased to cooperate with you in any publicity effort about our gift that might further the general efforts of your program and explain the role of the Foundation to the community. **All recognition of this grant must indicate that it was made by the John T. Sloper Community Fund of the Community Foundation of Dutchess County.** Use of just the fund name is not appropriate.

**II. GRANT PAYMENT:**

A check in the amount of the grant will be issued upon receipt of a signed Grant Agreement. If you prefer for the Foundation to hold payment until requested you should indicate as such when you return the signed Grant Agreement.

**III. EXPENDITURE OF FUNDS:**

This grant is to be used only for the purpose described in your grant request and stated above, in accordance with the approved budget. The program is subject to modification only with the Foundation's prior written approval.

- The grantee shall return to the Community Foundation any unexpended funds

1. at the conclusion of the project funded.

C-8046

2. if the Foundation determines that the grantee has not performed in accordance with this agreement and approved program/budget.
3. if the grantee loses its exemption from Federal Income Taxes under Section 501(c)(3) of the Internal Revenue Code.

- No funds provided by the Foundation may be used for any political campaign, or to support attempts to influence legislation by any governmental body, other than through making available the results of nonpartisan analysis, study, and research.
- The grantee is responsible for the expenditure of funds and for maintaining adequate supporting records consistent with generally accepted accounting practices.
- The Foundation reserves the right to examine the progress of any grant funded. If, in the judgment of the Foundation, a grant has not adequately achieved its originally stated goals and objectives, the Community Foundation reserves the right to terminate the grant and cease making further payments, or require that the recipient return any portion or all of the previously paid grant at the point in time the Foundation deems it appropriate.

IV. INDEMNIFICATION

Grantee accepts responsibility for complying with this agreement's terms and conditions and will exercise full control over the grant and the expenditure of grant funds. The Grantee agrees to indemnify and hold the Community Foundation harmless from any claims that may ever be asserted against it arising from the Grantee's activities under this agreement.

V. REPORTS TO THE COMMUNITY FOUNDATION:

At the conclusion of the project funded, a financial report and project evaluation shall be provided to the Foundation. If the project has not been completed within one year of the date of the grant, an interim report is required. In some cases, quarterly or semi-annual reports will be requested, and this will be noted in Section V as a special condition of the grant. **The Foundation appreciates receiving photos or other graphics in relation to the grant for use in its Annual Report, etc.**

VI. SPECIAL CONDITIONS OF THE GRANT:

- **All recognition of this grant must indicate that it was made by the John T. Sloper Community Fund of the Community Foundation of Dutchess County.** Use of just the fund name is not appropriate.

Project/Program must be completed by December 31, 2010 or this grant will expire.

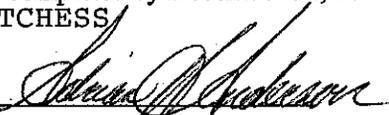
ACCEPTED : COUNTY OF DUTCHESS

Signature of Organization Director

William Steinhaus / Adrian H Anderson  
County Executive Sheriff

Print or type name and title

For the Community Foundation  
David Ringwood - Vice President, Development



12/04/09

Date

APPROVED AS TO FORM:

  
County Attorney

Date

Roll call vote on the foregoing Resolution No. 2010052 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010053

RE: AMENDING THE 2010 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.25)

LEGISLATORS ROMAN, FLESLAND, HORN, HORTON, MICCIO, and WEISS offer the following and moves its adoption:

WHEREAS, the Sheriff has requested that the 2010 Adopted County Budget be amended to include appropriations and revenues for a new LiveScan fingerprinting system in the Sheriff's Pistol Permit Bureau, and

WHEREAS, the LiveScan system is used to take fingerprints and submit them to NYS for background checks, and

WHEREAS, as the Sheriff was not aware of the costs at the time of the 2010 budget submission, the expense and revenue for the system were not factored into the Sheriff's Office 2010 operating budget, now, therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2010 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3110.25.4404 NYS Assessments & Fees \$85,000

REVENUES

Increase

A.3110.25.15100.08 Fees Collected-Fingerprint System \$85,000

CA-29-10  
KPB/ca/G-0224  
2/10/10

Fiscal Impact: See attached statement

STATE OF NEW YORK ss:  
COUNTY OF DUTCHESS

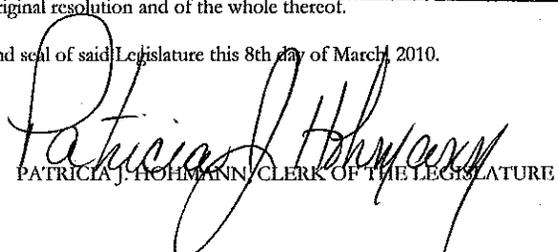
APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

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 <sup>March 12, 2010</sup> Date which was adopted by said Legislature on the 8th day of March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

# FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

## APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 85,000

Total Current Year Revenue \$ 90,000  
and Source

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

### Identify Line Items(s):

A.3110.25.4404 NYS Assessments & Fees

A.3110.25. 15700.08 Revenue to be assigned for fees, *Fingerprint System*

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \$5,000

Net County Cost (this year): \_\_\_\_\_  
Over Five Years: \_\_\_\_\_

### Additional Comments/Explanation:

Resolution to amend the 2010 Sheriff's Budget to include the appropriations and revenues for their new Live Scan fingerprinting system. This system is used to take fingerprints and submit to NYS for background checks. The expenses and revenues for the system were not factored in to the Sheriff's Office 2010 operating budget. Each pistol permit applicant pays a fee of \$105.25 and the Sheriff's Office then pays NYS \$99 per applicant so the county actually sees a small profit. In 2009 there were 862 applications processed. We are estimated \$90K in revenue and \$85K in appropriations for 2010.

*Because the budget amendments must be balanced, both approps + revenue are increased by \$85K, however, we project to realize \$90K in revenue.*

Prepared by: Maureen Sarigianis

Discussion on the foregoing Resolution No. 2010053 resulted as follows:

Legislator Miccio, moved to Call the Question, duly seconded by Legislator Cooper and unanimously carried by voice vote.

Roll call vote on the foregoing Resolution No. 2010053 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

## RESOLUTION NO. 2010054

RE: AMENDING THE 2010 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Legislators ROMAN, FLESLAND, FORMAN, HORTON, BORCHERT, and WEISS offer the following and moves its adoption:

WHEREAS, the District Attorney has requested the appropriation of forfeiture of crime proceeds, and

WHEREAS, pursuant to Article 13-A of the CPLR, said funds must be used to enhance prosecutorial and law enforcement efforts and not to supplement ordinary budgetary expenses, and

WHEREAS, the District Attorney has requested that the sum of \$54,419 be placed in various District Attorney Asset Forfeiture accounts to be used for law enforcement efforts, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized and directed to amend the 2010 Adopted County Budget as follows:

APPROPRIATIONSIncrease

A.1165.05.2500.01	Other Equipment	\$ 25,462
A.1165.05.4160	Office Stationery & Supplies	13,171
A.1165.05.4650	Shipping/Freight	200
A.1165.05.4102	Parts & Supplies/Auto Equip	2,000
A.1165.05.4631	Training, Seminars & Confs	4,000
A.1165.05.4620.72	Employee Travel	3,500
A.1165.05.4760	Computer Software-ND	3,586
A.1165.05.4710	Computer	2,500
		<u>\$ 54,419</u>

REVENUESIncrease

A.9998.95110.01	Asset Forfeiture State Reserve	<u>\$ 54,419</u>
-----------------	--------------------------------	------------------

CA-31-10  
ca/G-0135  
2/10/10

Fiscal Impact: See attached statement

STATE OF NEW YORK

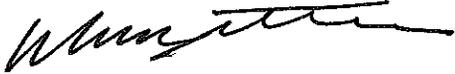
COUNTY OF DUTCHESS

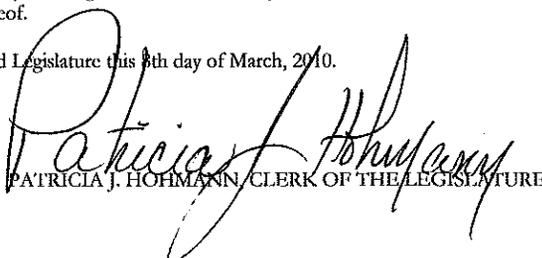
SS:

Date March 12, 2010

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 March, 2010, 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 March, 2010.

  
WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ 54,419

Total Current Year Revenue \$ 54,419  
and Source

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

Identify Line Item(s):  
See attached sheet

Related Expenses:    Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_

Over Five Years: \_\_\_\_\_

#### Additional Comments/Explanation:

This resolution is to appropriate Federal and State Asset Forfeiture funds to enable the purchase of equipment, etc. listed on the attached Asset Forfeiture Expenditure sheet.

Prepared by: Gina Barry/Deb Patora

## Asset Forfeiture Expenditures

2500.01-Other Equipment		Program
Rescue-Phone for Hostage Negotiation	16,300.00	City of Beacon Police
3 Body Wires/Microphones @ \$3,054 each	9,162.00	Drug Task Force
<b>Total-2500:</b>	<b>25,462.00</b>	
4160-Office Stat & Supplies		
Miscellaneous Office Supplies	5,000.00	District Attorney's Office
25 copies of NYPTI Publication "Winning Trial Strategies"	408.00	District Attorney's Office
4 Drawer File Cabinet	879.00	District Attorney's Office
Typewriter	450	District Attorney's Office
Laptop Computer Case	60.00	Family Court
6 table bases @ \$170 each	1,020.00	DCFIG/Impact
6 table tops @ \$330 each	1,980.00	DCFIG/Impact
6 chair packs (4 chairs) @ \$252 each	1,512.00	DCFIG/Impact
1 Desk Chair @ \$120	120.00	District Attorney's Office
1 Back Support for Chair \$58.00	58.00	District Attorney's Office
1 Desk Chair @ \$270	270.00	District Attorney's Office
1 Desk Chair @ \$680	680.00	Grand Jury
2 External Hard Drives @ \$99 each	190.00	District Attorney's Office
Ink for Color Printers	400.00	District Attorney's Office
Maintenance Kit for color printer	144.00	District Attorney's Office
<b>Total:</b>	<b>13,171.00</b>	
TRAINING, SEMINARS & CONFERENCES - 4631		
Conference and seminar fees (DA's Summer Conf., CLE courses), etc.	4000.00	District Attorney's Office
<b>Total:</b>	<b>4000.00</b>	
EMPLOYEE TRAVEL & EXPENSE - 4620.72		
Airfare, hotel, etc for Summer Conf, Mandatore CLE, etc.	3500.00	District Attorney's Office
<b>Total:</b>	<b>3500.00</b>	
SHIPPING/FREIGHT - 4650		
Shipping for Rescue -Phone	200.00	City of Beacon Police
<b>Total:</b>	<b>200.00</b>	
PARTS & SUPPLIES - AUTO EQUIPMENT - 4102		
Emergency Lights for District Attorney Vehicle	2,000.00	District Attorney's Office
<b>Total:</b>	<b>2,000.00</b>	
COMPUTER SOFTWARE - 4760-ND		
Ecopy program licenses (20 license pack), incl. installation	3,586.00	District Attorney's Office
<b>Total:</b>	<b>3,586.00</b>	

## Asset Forfeiture Expenditures

<b>COMPUTER - 4710</b>		
Computer Laptop	1,300.00	Family Court
Color printer	1,200.00	District Attorney's Office
<b>Total:</b>	<b>2,500.00</b>	
<b>TOTAL TO BE APPROPRIATED: 54,419.00</b>		
<b>TOTALS BY PROGRAM</b>		
Drug Task Force:	<b>9,162.00</b>	
City of Beacon	<b>16,500.00</b>	
DCFIG/Impact	<b>4,512.00</b>	
Family Court	<b>1,360.00</b>	
Dutchess County District Attorney's Office:	<b>22,885.00</b>	
<b>TOTAL TO BE APPROPRIATED: 54,419.00</b>		

Roll call vote on the foregoing Resolution No. 2010054 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010055

RE: APPOINTMENTS TO THE E-911 MAINTENANCE BOARD

Legislators ROLISON, COOPER, FLESLAND, GOLDBERG, KUFFNER, HORTON and MICCIO offer the following and move its adoption:

WHEREAS, the E-911 Maintenance Board was created pursuant to Resolution No. 990379, and, be it

RESOLVED, that Legislator Robert Weiss be designated as the Majority appointment and that he be appointed to fill the unexpired term of Legislator Fettes ending March 31, 2011; Legislator Kenneth Roman be designated as the Majority appointment and that he be appointed to fill the unexpired term of Legislator David Kelly ending March 31, 2010; and Legislator Barbara Jeter-Jackson be designated as the Minority appointment term ending March 31, 2011.

*APPOINTMENT*

*TERM*

Robert Weiss  
1459 Route 82  
Hopewell Junction, NY 12533  
(Majority Appointment)

April 1, 2008 – March 31, 2011

Kenneth Roman  
79 Delavergne Avenue  
Wappingers Falls, NY 12590  
(Majority Appointment)

April 1, 2007 – March 31, 2010

Barbara Jeter-Jackson  
43 Lent Street  
Poughkeepsie, NY 12601  
(Minority Appointment)

April 1, 2008 – March 31, 2011

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

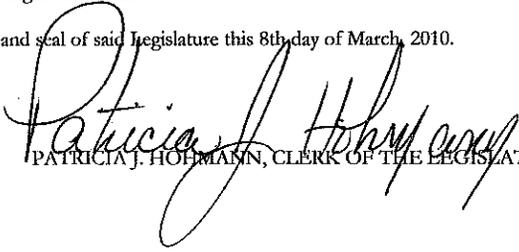
Amended in Public Safety Committee 3/4/10 lw  
STATE OF NEW YORK

ss:  
COUNTY OF DUTCHESS

Date March 12, 2010

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 March, 2010, 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 March, 2010.



PATRICIA J. HOFMANN, CLERK OF THE LEGISLATURE

RESOLUTION NO. 2010055

RE: APPOINTMENTS TO THE E-911 MAINTENANCE BOARD

Legislators ROLISON, COOPER, FLESLAND, GOLDBERG, KUFFNER, HORTON and MICCIO offer the following and move its adoption:

WHEREAS, the E-911 Maintenance Board was created pursuant to Resolution No. 990379, and, be it

RESOLVED, that Legislator Robert Weiss be designated as the Majority appointment and that he be appointed to fill the unexpired term of Legislator Fettes ending March 31, 2011; Legislator Kenneth Roman be designated as the Majority appointment and that he be appointed to fill the unexpired term of Legislator David Kelly ending March 31, 2010; and Legislator Steve White be designated as the Minority appointment term ending March 31, 2011.

*APPOINTMENT*

*TERM*

Robert Weiss  
1459 Route 82  
Hopewell Junction, NY 12533  
(Majority Appointment)

April 1, 2008 – March 31, 2011

Kenneth Roman  
79 Delavergne Avenue  
Wappingers Falls, NY 12590  
(Majority Appointment)

April 1, 2007 – March 31, 2010

Barbara Jeter-Jackson  
43 Lent Street  
Poughkeepsie, NY 12601  
(Minority Appointment)

April 1, 2008 – March 31, 2011

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Amended in Public Safety Committee 3/4/10 lw  
STATE OF NEW YORK

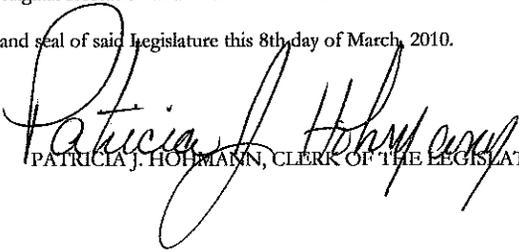
COUNTY OF DUTCHESS

ss:

Date March 12, 2010

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 March, 2010, 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 March, 2010.

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010055 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert,  
Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato,  
MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman,  
Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010056

RE: APPOINTMENTS TO THE DUTCHESS COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY

Legislators ROLISON, COOPER, BORCHERT, ROMAN, and MICCIO offer the  
following and move its adoption:

WHEREAS, the Dutchess County Industrial Development Agency was created  
pursuant to Section 925 of the General Municipal Law, and

WHEREAS, Section 856 of the General Municipal Law provides that the members  
of such agency shall be appointed by the governing board of the municipality and shall serve  
at the pleasure of such appointing authority, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby appoint  
David Tetor and Angela Flesland, as members of the Dutchess County Industrial  
Development Agency.

**APPOINTMENTS**

David R. Tetor  
5626 Route 82  
Clinton Corners, NY 12514

Angela E. Flesland  
Assistant Majority Leader  
15 Locust Road  
Poughkeepsie, NY 12603

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

Amended in Budget, Finance, and Personnel 3/4/10 lw

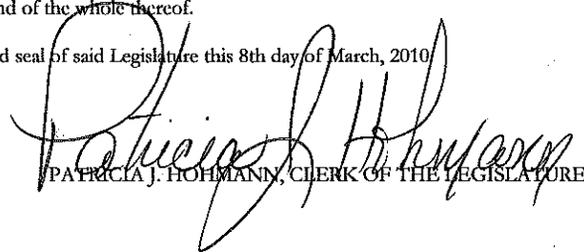
STATE OF NEW YORK

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 8th day of March, 2010, 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 March, 2010



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Discussion on the foregoing Resolution No. 2010056 resulted as follows:

Legislator Jeter-Jackson moved to amend the foregoing resolution, duly seconded by Legislator Goldberg, to remove Dave Tetor and Angela Flesland and add the following  
RESOLVED:

RESOLVED, that the Dutchess County Legislature does hereby appoint Ronald Diaz and Daniel Kuffner, as members of the Dutchess County Industrial Development Agency.

Roll call vote on the foregoing amendment resulted as follows:

AYES: 7 - Goldberg, Kuffner, Doxsey, White, Jeter-Jackson, Tyner, MacAvery.

NAYS: 17 – Rolison, Cooper, Flesland, Horn, Borchert, Sadowski, Roman, Weiss, Incoronato, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

ABSENT: 1 – Bolner.

Amendment defeated.

Roll call vote on the foregoing Resolution No. 2010056 resulted as follows:

AYES: 17 – Rolison, Cooper, Flesland, Horn, Borchert, Sadowski, Roman, Weiss, Incoronato, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 7 - Goldberg, Kuffner, Doxsey, White, Jeter-Jackson, Tyner, MacAvery.

ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010057

RE: APPOINTMENT TO AUDIT REVIEW ADVISORY BOARD

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

WHEREAS, pursuant to Resolution No. 117 of 1997, the Dutchess County Legislature created an Audit Review Advisory Board, and

WHEREAS, pursuant to the authorizing resolution, the Chairman of the Legislature has the power to appoint one member to the board, and

WHEREAS, the Chairman hereby appoints Dale Borchert to be a member of the Audit Review Advisory Board, now, therefore, be it

RESOLVED, that the Dutchess County Legislature confirms the appointment of Dale Borchert to the Audit Review Advisory Board for a term to expire on December 31, 2011, and hereby confirms the Chairman's appointment.

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 10, 2010

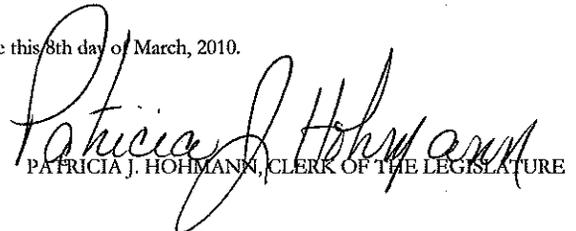
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2010057 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010058

RE: AUTHORIZING ACCEPTANCE OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

LEGISLATORS BORCHERT, ROLISON, COOPER, and HORTON offer the following and moves its adoption:

WHEREAS, the United States Congress enacted the Trade Adjustment Assistance (TAA) Program to provide the framework for a unique workforce preparation and employment system designed to meet both the needs of businesses and the needs of job seekers and those who want to further their careers, and

WHEREAS, the New York State Department of Labor has provided allocations to Dutchess County for the operation of FY 2009 TAA funding for the period 10/01/08 through 9/30/11, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized, empowered and directed to accept funding under the above WIA Programs and amend the following accounts:

APPROPRIATIONS

Increase (Decrease)

**FY 2009**

CD6292.2009.4813	TAA Participant Funding	\$ 89,959
		<u>\$ 89,959</u>

REVENUES

Increase (Decrease)

**FY 2009**

CD6292.2009.47910.22	TAA Participant Funding	\$ 89,959
		<u>\$ 89,959</u>

CA-28-10  
 CRC/RA/ca/G-1263  
 2/10/10  
 Fiscal Impact: See attached statement

APPROVED



WILLIAM R. STEINHAUS  
 COUNTY EXECUTIVE

Date March 12, 2010

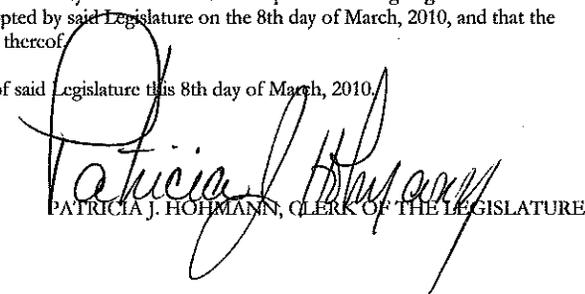
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

**NO FISCAL IMPACT PROJECTED**

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ 89,959

Total Current Year Revenue \$ 89,959  
and Source

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

Identify Line Items(s):

Related Expenses:    Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_  
Over Five Years: \_\_\_\_\_

Additional Comments/Explanation:

Prepared by: Richard Altman -- Executive Director, Dutchess County Workforce Investment Board

Roll call vote on the foregoing Resolution No. 2010058 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010059

RE: AUTHORIZING THE SUBMISSION OF A LOCAL GOVERNMENT EFFICIENCY GRANT APPLICATION TO THE NYS DEPARTMENT OF STATE REGARDING THE IMPLEMENTATION OF THE HUDSON VALLEY LOCAL GOVERNMENT COOPERATIVE PURCHASING PROJECT

LEGISLATORS FLESLAND, COOPER, ROLISON, BORCHERT, HORTON, INCORONATO, MICCIO, ROMAN, SURMAN, THOMES, and WEISS offer the following and moves its adoption:

WHEREAS, the Director of Central Services has requested authorization to join with other county governments across the Hudson Valley in submitting a Local Government Efficiency Grant Application to the NYS Department of State for up to \$200,000 for the purchase and implementation of Cooperative Bidding (Demand Pooling) software, the development of a regional (Hudson Valley) database system as a central depository for all Hudson Valley Municipal Purchasing Group contracts and county awarded contracts; and the marketing and promotion of the benefits of Cooperative Purchasing to local elected officials, and

WHEREAS, the Director of Central Services indicated that the faltering national and state economies have put added pressure on local governments to be more efficient in spending taxpayer dollars, and

WHEREAS, the Director of Central Services indicated the proposed Cooperative Purchasing Project will expand the use of cooperative purchasing in the Hudson Valley and provide benefits including Lower Prices/Pooled Negotiating Power, Lower Transaction Costs, Reduced Advertising Costs, Reduced Workload, Adoption of Best-In-Class Purchasing Practices, Higher Quality of Goods and Services, Lower Supply Risks, and Transparency in the Procurement Process, to local governments who participate, now, therefore be it

RESOLVED, that the Dutchess County Legislature hereby authorizes the County Executive to submit a grant application, with Rockland County, Orange County, Putnam County and Ulster County as co-applicants, for funding up to \$200,000 to the NYS Department of State regarding the implementation of the Hudson Valley Local Government Cooperative Purchasing Project, and

RESOLVED, that the Dutchess County Legislature receive updated reports on how this is progressing on an annual basis, and be it further

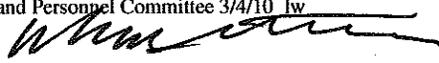
RESOLVED, that the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County officials.

CA-35-10 ca/C-8066 2/17/10 Fiscal Impact: See attached statement Amended in Budget, Finance, and Personnel Committee 3/4/10 lw  
STATE OF NEW YORK

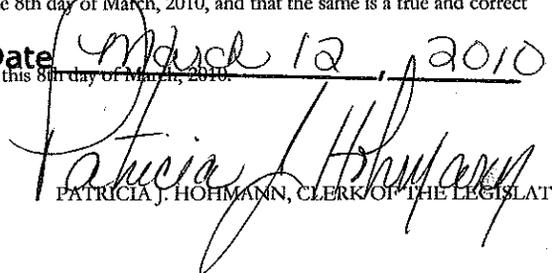
ss:  
COUNTY OF DUTCHESS

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 8th day of March, 2010, 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 March, 2010.

  
WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS *(To be completed by requesting department)*

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_  
Over Five Years: \$4,000 \_\_\_\_\_

#### Additional Comments/Explanation:

Costs associated with this grant are a 10% match to be shared by 5 Counties.

Prepared by: Don Miller

Roll call vote on the foregoing Resolution No. 2010059 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert,  
Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato,  
MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman,  
Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010060

RE: APPORTIONMENT SURPLUS DOG LICENSE FEES

LEGISLATORS BORCHERT, ROLISON, COOPER, FLESLAND, HORN, HUTCHINGS, KELSEY, MICCIO, and THOMES offer the following and moves its adoption:

RESOLVED, that the report of the Commissioner of Finance of receipts and disbursements of dog licenses during the calendar year 2009 be accepted and placed on file and that the apportionments as indicated in said reports be adopted as the apportionments of this Legislature, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to pay to the City Treasurers and the Town Supervisors the amounts payable to the respective cities and towns as set forth on the annexed sheets.

PB/CW/djw  
2/10/10

CA-30-10

Fiscal Impact: NONE

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

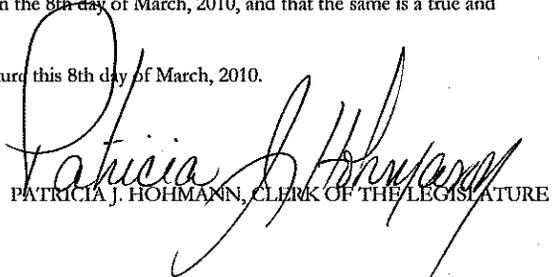
Date March 12, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE



STATEMENT OF AMOUNTS REMITTED AND APPORTIONED

REPORTING PERIOD JANUARY 1, 2008 TO DECEMBER 31, 2009

REMITTING MUNICIPALITY	AMOUNT REMITTED	75% OF SURPLUS APPORTIONED
Amenia	\$ 195.73	\$ 106.92
Beekman	888.28	485.22
Clinton	564.31	308.26
Dover	888.27	485.22
East Fishkill	2,473.34	1,351.07
Fishkill	2,290.04	1,250.94
Hyde Park	2,800.64	1,529.85
LaGrange	2,366.41	1,292.66
Milan	294.88	161.08
North East	514.09	280.82
Pawling	1,025.74	560.31
Pine Plains	306.65	167.51
Pleasant Valley	1,514.54	827.32
Poughkeepsie	2,522.69	1,378.02
Red Hook	1,021.05	557.75
Rhinebeck	477.01	260.57
Stanford	1,146.67	626.37
Unionvale	955.26	521.81
Wappinger	1,704.89	931.30
Washington	478.19	261.21
Beacon c/o Pough.	473.48 1,061.87	258.64 580.05
Total	\$ 25,964.03	\$ 14,182.90

Roll call vote on the foregoing Resolution No. 2010060 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert,  
Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato,  
MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman,  
Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010061

RE: REQUESTING COUNTY DEPARTMENTS WORK WITH  
THE ASSOCIATION OF SUPERVISORS AND MAYORS TO  
IMPLEMENT A DUTCHESS COUNTY MUNICIPAL HEALTH  
INSURANCE CONSORTIUM

Legislators TYNER, GOLDBERG, KUFFNER, DOXSEY, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, town, city, and village governments across Dutchess County are increasingly strapped for cash, with less and less funding from the state; anything that our county government can do to lighten the load for local municipalities should be done as long as it does not unduly burden county taxpayers, and

WHEREAS, the Tompkins County Municipal Health Insurance Consortium, working with the Tompkins County Council of Governments and Tompkins County Legislature, will save one million dollars a year for local taxpayers there in a county with one-third the population of Dutchess County by consolidating health insurance costs for over 2000 local employees without cutting their benefits, and

WHEREAS, the Tompkins County Municipal Health Insurance Consortium will be operating with a certificate of authority under Article 47 of the New York State Insurance Law, and

WHEREAS, it is projected that some local municipalities in Tompkins County will reduce their employee health insurance costs by as much as 28 percent; this is the type of savings that every city, town, and village here in Dutchess County should be able to take advantage of, and therefore be it

RESOLVED, that the Dutchess County Legislature requests that our county's Departments of Risk Management, Finance, and Personnel work with our county's Association of Supervisors and Mayors to implement a Dutchess County Municipal Health Insurance Consortium, towards the goal of saving three million dollars a year on the cost of health insurance for municipal employees, and be it further

RESOLVED, that a copy of this resolution be sent to our County Executive and our county's Departments of Risk Management, Finance, and Personnel, and our county's Association of Supervisors and Mayors.

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 March, 2010, 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 March, 2010.

PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Resolution No. 2010061 entitled, "REQUESTING COUNTY DEPARTMENTS WORK WITH THE ASSOCIATION OF SUPERVISORS AND MAYORS TO IMPLEMENT A DUTCHESS COUNTY MUNICIPAL HEALTH INSURANCE CONSORTIUM" was tabled in Budget, Finance, and Personnel Committee on March 4, 2010.

RESOLUTION NO. 2010062

RE: REQUESTING THE STATE TO REINSTITUTE STOCK  
TRANSFER FEE ON WALL STREET TRADING

Legislators TYNER, KUFFNER, DOXSEY, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, property taxes have increased too much in Dutchess County, unfairly punishing homeowners, businesses, and all of us, as less and less revenue for crucial county services and schools has come to Dutchess County and local towns, cities, and villages from the state; Dutchess County now has thirty-five less county employees than it did in 1987 when there were fifty thousand more people in our county, and

WHEREAS, instead of the Governor's proposal to cut revenue-sharing with counties like Dutchess and local municipalities, instead of proposing the biggest cut in state aid to schools in decades (which would end up driving up property taxes), instead of proposing hundreds of millions of dollars in cuts to hospitals and nursing homes, and instead of proposing to layoff 54 from our state's Department of Environmental Conservation and slash our state's Environmental Protection Fund by \$69 million, the Governor and state leaders need to hold Wall Street financiers accountable for the damage they have inflicted upon New York residents and the State Budget, and

WHEREAS, rebating of the stock transfer fee still collected has been endorsed by members of the Better Choice Budget Coalition of New York State, including Dutchess Outreach, Statewide Senior Action Coalition, New York State Alliance of Retired Americans, Sierra Club, Environmental Advocates, Interfaith Alliance of New York State, NYS AFL-CIO, CSEA, Public Employees Federation, NYSUT, and a hundred other organizations across the state, and

WHEREAS, even partial re-implementation of a stock transfer fee, rebated back to the taxpayers of Dutchess County and New York State, could avoid cruel cuts to the poor proposed by our Governor—more than one hundred million in cuts in programs to assist the homeless, while reducing funding for jobs programs for welfare participants from \$70 million to \$18 million, even as New York expects to draw down an extra \$638 million in federal welfare dollars under the economic stimulus package and the annual \$2.4 billion federal welfare block grant, which provides the state with more than a billion-dollar annual surplus that also could be used for jobs programs, and

WHEREAS, New York can draw down \$4 for every dollar of state expenditures through September 30, 2010, and the federal government consistently ranks New York among the worst in the country in helping welfare participants into the jobs, and

WHEREAS, cutting programs that help families meet their basic needs just ends up creating more hunger and homelessness while depriving the local economy of much needed spending; it's much more expensive for Dutchess County taxpayers to help people out once they end up in an shelter or an emergency room than it is to provide adequate assistance up front for their housing and food needs, money which goes straight to local businesses and landlords, and

WHEREAS, the State of New York instituted a very small fee on the transfer of stocks in 1905; New York phased out the fee in 1981, though it still collects it and then rebates it; an estimated \$16 billion is collected annually from and rebated back to Wall Street speculators; when one buys clothes or fuel or furniture or books for your family, there's a hefty sales tax; yet when far more money is spent to buy stocks, no fee is collected, and

WHEREAS, a 2003 poll commissioned by the AFL-CIO showed that by 63% to 24%, New Yorkers favored re-instituting a stock transfer fee of one or two cents per share on stocks traded on the New York Stock Exchange; well-respected economists like Paul Krugman and Dean Baker have also strongly endorsed a stock transfer fee, and

WHEREAS, the value of a stock transfer fee not only lies in its ability to raise needed revenues to resolve the state's budget deficit, it is also urgently needed as an anti-speculation measure; a number of other states like Texas and Florida do this now; the tax is insignificant on any one transaction and thus places no burden on those who treat Wall Street as a place to invest in businesses and the economy, and

RESOLVED, that the Dutchess County Legislature strongly urges Governor Paterson and state legislators to re-institute at least a small stock transfer fee on Wall Street trading, to bring in more necessary revenue to New York State so that crucial services in counties like Dutchess and schools in our county are truly and fully funded by the state, thereby avoiding as much as possible any more property or sales tax hikes or further budget cuts and layoffs locally, and be it further

RESOLVED, that a copy of this resolution be sent to Governor David Paterson, State Senators Vincent Leibell and Stephen Saland, and Assemblymembers Greg Ball, Kevin Cahill, Joel Miller, Marcus Molinaro, and Frank Skartados.

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 March, 2010, 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 March, 2010.

PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Resolution No. 2010062 entitled, "REQUESTING THE STATE TO REINSTITUTE STOCK TRANSFER FEE ON WALL STREET TRADING" was pulled by sponsor.

RESOLUTION NO. 2010063

RE: REQUESTING THAT THE CONSUMER AFFAIRS  
DEPARTMENT EVALUATE THE COST AND FEASIBILITY  
OF A DUTCHESS COUNTY HEATING OIL DISCOUNT  
PROGRAM

Legislators TYNER, GOLDBERG, KUFFNER, DOXSEY, JETER-JACKSON, and  
WHITE offer the following and move its adoption:

WHEREAS, an older person who lowers the thermostat to 55 degrees runs a real and elevated risk of contracting pneumonia or other respiratory illness; freezing in the dark is a real possibility this winter for those living on small, fixed incomes, thanks to fuel oil prices that are still far too high, and

WHEREAS, in the fall of 2008 the Town of Cortlandt in Westchester County started a discount Home Heating Oil Program, it has successfully saved literally hundreds of dollars on oil bills for hundreds of residents there, and

WHEREAS, local homeowners in Cortlandt, can order oil when needed by calling the participating oil companies; participating homeowners can call oil companies directly to get their price and/or by checking this website where we from time to time post the daily price of the CHOP heating oil; the price paid is the price of the oil on the day of the actual delivery, and

WHEREAS, the Town of Cortlandt doesn't set the price of the heating oil; the participating companies have agreed to price the oil in a range at only thirty to forty cents above the daily wholesale price to save money for local homeowners, and

WHEREAS, once town residents in Cortlandt register and pay the \$5 fee, within four business days, they receive a letter listing the participating oil companies and the all-important CHOP registration numbers used to identify homeowners as CHOP members when ordering oil, and

WHEREAS, the Town of Cortlandt updates daily the participating oil companies of the new registrations, and therefore, be it

RESOLVED, that the Dutchess County Legislature requests that our county's Office of Consumer Affairs evaluate the cost and feasibility of a Dutchess County hearing Oil Discount Program here similar to the already successful one in the Town of Cortlandt and report back to our County Legislature on this in sixty days, and be it further

Resolved, that a copy of this resolution be sent to our County Executive and our county's Office of Consumer Affairs.

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 March, 2010, 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 March, 2010.

PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Resolution No. 2010063 entitled, "Requesting that the Consumer Affairs Department Evaluate the Cost and Feasibility of a Dutchess County Heating Oil Discount Program" was tabled in Budget, Finance, and Personnel Committee on March 4, 2010.**

BUDGET, FINANCE & PERSONNEL  
Amended

RESOLUTION NO. 2010064

RE: Requesting the NYS Public Service Commission to reject Central Hudson's Newly Proposed Rate Hike

Legislators TYNER, GOLDBERG, MACAVERY, JETER-JACKSON, DOXSEY, KUFFNER, WHITE, FLESLAND, MICCIO and KELSEY offer the following and move its adoption:

WHEREAS, last July 1st Central Hudson raised electricity delivery rates by 8.5 percent and natural gas delivery rates by 23.5 percent; CH Energy Group, the parent of Central Hudson Gas & Electric Corp. of Poughkeepsie, has asked for another rate hike to go into effect this June, and

WHEREAS, Central Hudson's newly proposed rate hike, if approved by our state's Public Service Commission, would generate an additional \$15.2 million in revenues from the delivery of electricity and an additional \$3.9 million in revenues from the delivery of natural gas by raising the average residential electric customer's bill by \$3.46 a month and the average natural gas customer's bill by \$3.97 a month, and

WHEREAS, the increases proposed by Central Hudson would affect nearly 300,000 customers of all classes, including about 252,000 residential electric accounts and about 62,600 residential gas services, and

RESOLVED, that the Dutchess County Legislature requests that the New York State Public Service Commission reject Central Hudson's newly proposed rate hike, and be it further

RESOLVED, that a copy of this resolution be sent to Governor David Paterson, the New York State Public Service Commission, State Senators Vincent Leibell and Stephen Saland, and Assembly members Greg Ball, Kevin Cahill, Joel Miller, Marcus Molinaro, and Frank Skartados.

Amended in Budget, Finance, and Personnel 3/4/10 lw

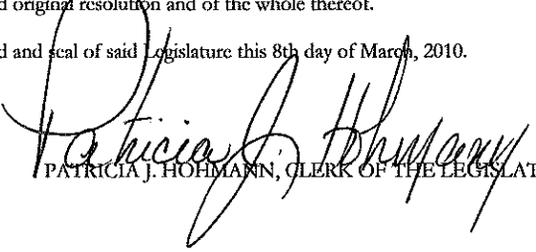
STATE OF NEW YORK

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 8th day of March, 2010, 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 March, 2010.

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FILE

w/ Res. on CHudson

2010064

copied  
 all  
 keys  
 3/8  
 JW

**Hohmann, Patricia**

**From:** Denise Doring VanBuren [dvanburen@cenhud.com]  
**Sent:** Monday, March 08, 2010 1:14 PM  
**To:** countylegislature  
**Cc:** Mike Mosher; John Maserjian; jlaurito@cenhud.com; Anthony Campagiorni; Horton, Marge; John Forman  
**Subject:** Central Hudson Agenda Item - Corrected Version  
**Importance:** Low  
**Attachments:** JP Summary.pdf

Patricia Hohmann  
 Clerk  
 Dutchess County Legislature  
 Market Street  
 Poughkeepsie, NY 12601

Dear Patty,

I understand that the full legislature will be considering a resolution that passed out of committee regarding the Joint Proposal reached in Central Hudson's rate proposal filing. I hoped that it might be possible that both the following and the attached information might be provided to legislators in their mailboxes before the meeting so that they may be better informed regarding this important subject.

Central Hudson has spent the last year negotiating with parties in the case to reach the Joint Proposal that is described in the attached. No one likes to see the price of anything increase, but we have faced pressures that forced us to seek this increase in order to collect adequate revenues in order to cover the cost of serving our customers.

Please note:

- 1) The attached summary provides information regarding the Joint Proposal that is being considered.
- 2) As per bill impacts, two factors are at work: 1) there is currently a bill credit that is being rolled back to electric customers; it will be reduced throughout the course of the next three years, creating a net increase in bills (because the credit is phasing out); and 2) the delivery rate increase. The combined impact on the typical customer's monthly bill for the three years of the agreement would be:

Electric	Year 1	Year 2	Year 3
Rate proposal	2.56	1.96	1.89
Credit Reduction	1.86	1.69	.79
	4.42	3.65	2.68

Natural Gas	Year 1	Year 2	Year 3
Rate proposal	5.86	2.73	2.02

Given that supply costs have gone down (i.e. the cost of the energy used) and the varying impacts of weather on usage, it is entirely possible that a rate increase request of this magnitude may not even result in higher bills for customers as compared to last year.

3) Legislators should know that we have 850 total employees in the Company; while 542 of them work in Dutchess County, 367 of them also live here. In addition, we have 227 retirees who live in Dutchess County; and all of these folks have families who also shop, pay taxes and vote here. We are a large, stable employer that invests nearly \$100 million in the infrastructure of the Hudson Valley region every year, growing the local tax base and providing local jobs.

4) Here is some recent tax information. (Please note that 40 percent of the increase we currently seek is related to the recent increases in local property tax bills!):

	<b>2009/2010 School Taxes</b>	<b>2010 Town &amp; County Taxes</b>	<b>2009/2010 Village Taxes</b>	<b>Total Taxes</b>
--	-----------------------------------	-----------------------------------------	------------------------------------	------------------------

Dutchess County	\$7,266,575.68	\$4,360,893.15	\$55,966.88	\$11,683,435.71
-----------------	----------------	----------------	-------------	-----------------

I appreciate the opportunity to provide information that may be of some help in better evaluating the Joint Proposal. Please do not hesitate to contact me if I may provide any additional information.

Denise D. VanBuren  
 Corporate Secretary & Vice President of Corporate Communications  
 CH Energy Group, Inc.  
 Central Hudson Gas & Electric Corporation  
 284 South Avenue  
 Poughkeepsie, NY 12601  
 (845) 486-5563; fax: (845) 486-5544

We care about your privacy. This message may contain privileged information and is only for the intended recipient. If the reader of this message is not the intended recipient, or an employee or agent responsible for delivering this message to the intended recipient, please notify the sender immediately by replying to this note and deleting all copies. Thank you.

# Rate Proposal



## Joint Proposal Summary

The Joint Proposal covers a three-year term beginning July 1, 2010 through July 30, 2013. The proposal is tough but fair, represents a balance in interests among parties and customers, and favors customers by taking into consideration the many complex issues related to maintaining and operating the electric and natural gas system, funding the necessary and ongoing investments in the delivery system, providing for electric and natural gas safety programs, meeting customer satisfaction levels and programs to assist customers facing financial difficulties.

Delivery charges under the joint proposal for the average residential electric customer (estimated in 2010-2011 to be 630 kilowatt-hours per month) would increase by \$2.56 per month in the first year, \$1.96 per month in the second year and \$1.89 per month in the third year. For the average residential natural gas customer, delivery charges would increase by \$5.86 per month in the first year, \$2.73 per month in the second year and \$2.02 per month in the third year.

## Performance Metrics

The Joint Proposal includes electric service reliability, natural gas safety and customer satisfaction performance metrics that carry penalties (as indicated, totaling more than \$4 million) if PSC-stated goals are not met:

- Electric reliability (SAIFI, CAIDI, enhanced trimming): \$1.9 million
- Natural gas safety (leak management, damage prevention, emergency response): \$450 K
  - In addition, a requirement to invest \$6 million per year in older gas pipeline replacement
- Customer satisfaction (PSC complaint rate < 1.7, CSI > 85%): up to \$1.9 million
- Other provisions:
  - A 50% increase (from 1% to 1.5%) productivity imputation
  - Property tax: 90% deferral over rate allowance, with \$700K cap
  - Uncollectible accounts – recovery capped at allowance

## Rising expenses, capital investments

- The current rate agreement does not fully recover rising expenses, notably higher uncollectible accounts and property tax increases of 10 – 15 % per year.
- Also, investments in the electric and natural gas system must continue to replace older facilities and serve areas that have experienced growth.
  - Electric capital investment will average \$61 million per year
  - Natural gas capital investment will average \$16 million per year
  - Capital investments in property & transportation will average \$12 M per year

## Drivers

Major components of the rate proposal (for RY 1):

- Property taxes, which represent about 40 percent of the total electric and natural gas increase, (\$5.1 M electric, \$1.4 M natural gas)
- EEPS impact (\$2.7M electric, \$1.6M natural gas)
- MGP expenses (\$1.4M electric, \$0.25M natural gas)
- Austerity imputation (\$2.4M electric, \$0.6M natural gas)
- Uncollectible accounts (\$1.7M electric, \$0.4M natural gas)
- Vegetation management (\$2.3M electric)
- Stray voltage testing (\$2.3M electric)

## Additional highlights and components:

- Expansion of the Powerful Opportunities Program to assist low-income customers
- Continuation of a bill discount for customers receiving HEAP benefits
- Economic development programs
- An authorized return on equity of 10 percent with the potential to share higher earnings with customers:
  - 10.5 to 11 percent – share with customers
  - 11 to 11.5 percent – 80 percent to customers
  - Above 11.5 percent – 90 percent to customers, subject to certain deferral treatment
- Electric Bill Credit (implemented in 2009 to return \$36 million to customers over three years) will continue:
  - \$20 million to be returned by June 2010
  - \$12 million to be returned by June 2011
  - \$4 million to be returned by June 2012
  - Credit appearing on bills in this next phase would decrease compared with the prior phase.

# Managing expenses, low rates

## Expense management

Central Hudson has taken steps to reduce expenses and control costs, such as:

- Expense reductions of nearly \$20 million for electric and \$4 million for natural gas were identified to reduce the proposed increase during the three-year term of the proposal.
- Productivity improvements, for example: about 8-percent more customers were served by Central Hudson with about 5-percent fewer employees in 2009 than in 2002.

## Historic financial results

2009 earnings are a return to normal levels as compared to 2008, when earnings were at a 20-year low. A quarterly loss was posted in the second quarter in 2009, the first time in 21 years. Recent financial performance:

*Year, net income, net income after dividends*

- 2009: \$44.3 M, \$9.3 M
- 2008: \$36.1 M, \$995 K
- 2007: \$42.6 M, \$8.5 M
- 2006: \$43.1 M, \$9.0 M
- 2005: \$44.3 M, \$10.2 M
- 2004: \$42.4 M, \$8.4 M

*ROE for Central Hudson, by Rate Year (versus allowed ROE of 9.6 percent):*

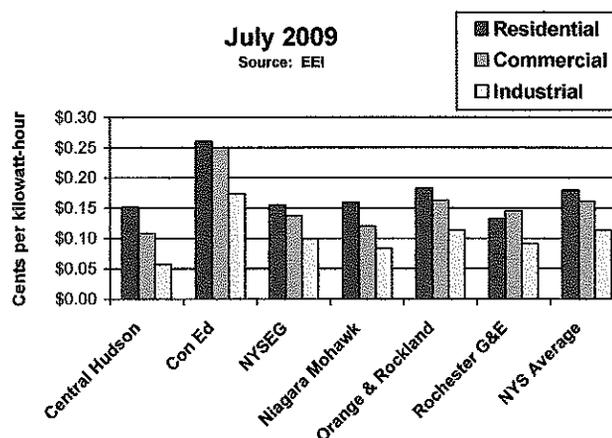
- July 2006 – June 2007: Electric 10.89%, Gas 6.31%, Corporate 9.82%
- July 2007 – June 2008: Electric 8.75%, Gas 4.16%, Corporate 7.71%
- July 2008 – June 2009: Electric 6.36%, Gas 3.53%, Corporate 5.74%

## Earnings = reinvestment

After paying dividends to shareholders, Central Hudson reinvests earnings by funding capital investments and other expenses related to utility operations.

## Lower total bills, and competitive rates

According to the latest report from the Edison Electric Institute (July 2009), Central Hudson's residential customers pay among the lowest electric rates in New York State and businesses pay the lowest. These comparisons can vary month to month.



Energy supply costs in 2009 have remained significantly lower than those of 2008. If this trend continues, lower supply charges could potentially offset the slight increase in delivery charges, possibly resulting in lower bills compared to those of a year ago:

Average monthly typical residential electric bill, June - Dec:

2008	2009	Percent decrease
\$92.97	\$84.81	(8.7% less)

Average monthly typical residential natural gas bill, June - Dec:

2008	2009	Percent decrease
\$159.63	\$126.61	(20.6% less)

Discussion on the foregoing Resolution No. 2010064 resulted as follows:

Legislator Flesland moved to Call the Question, duly seconded by Legislator Cooper and unanimously carried by voice vote.

Roll call vote on the foregoing Resolution No. 2010064 resulted as follows:

AYES: 21 – Rolison, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Thomes, Surman, Kelsey.

NAYS: 3 - Cooper, Horton, Hutchings.

ABSENT: 1 – Bolner.

Resolution adopted.



Dutchess  
County  
Executive

# Dutchess

William R. Steinhaus  
County Executive

22 Market Street  
Poughkeepsie  
New York  
12601  
(845) 486-2000  
Fax (845) 486-2021

## Memorandum

To: All Legislators

From: William R. Steinhaus  
Dutchess County Executive 

Re: Resolution Nos. 2010064 and 2010046

Date: March 16, 2010

Absent any analysis, research and/or financial details which the Legislature reviewed to come to its conclusion regarding the Central Hudson proposed rate increase, I am unable to approve or disapprove Resolution No. 2010064 and therefore return it unsigned.

With no in-depth legislative review of the finances of the company to warrant the conclusions in the resolution, it appears the resolution is a political statement.

It is the responsibility of the New York State Public Service Commission to do the in depth financial and operational review necessary to determine if, in the case of Central Hudson, an increase in the electric and gas rate increases is warranted to pay higher expenses, including higher property taxes.

County legislators do have responsibility to determine other rates that county residents pay... their county property tax rate.

The second whereas of this resolution states "*WHEREAS, families, businesses and local governments in Dutchess County are still reeling from the effects of one of the worst financial crises in our nation's history; we've all had to make painful sacrifices, and we expect Central Hudson to do the same and forgo this proposed rate hike.*"

Many of the legislators who supported this "feel good resolution" asking a utility to forgo a rate increase, even though these words have no authority in the final determination, are some of the same legislators who voted to increase county spending and levied a higher property tax rate on those **same** families and businesses – like Central Hudson.

Companies and homeowners must deal with higher county property tax rates this year as a result of the 2010 adopted Legislative budget. Imagine the irony and the legislative reaction if Central Hudson's Board of Directors simply passed a resolution calling on the "rejection" of the property tax rate increase the County Legislature adopted because of the "financial crisis".

Central Hudson paid almost \$2.6 million in county/local property taxes last year {excluding city of Poughkeepsie}. In 2010, this company like other county companies will pay double digit property tax increases – in this case this company will pay nearly \$3 million in their 2010 property tax bill. It seems some legislators who last November raised taxes on businesses now want to obfuscate that tax vote.

\*\*\*\*\*

I have approved most all the resolutions of various legislative appointments sent me this month. However, there is one in particular I will not endorse. Resolution No. 2010046 regarding the reappointment of Mr. Edward Mills to the Resource Recovery Agency (RRA) is returned without my support. There has been pointed and extensive criticism and attacks aimed at the RRA by some legislators – most especially by the current minority caucus. It strains credibility that these same RRA critics have supported the reappointment of an individual with responsibility for the very policies, management and leadership that these legislators *claim* have failed so miserably. Mr. Mills' reappointment to the Board would suggest the call for restructuring and overhaul heard from vocal legislator critics meant little.

cc: Patricia Hohmann, Clerk of the Legislature

RESOLUTION NO. 2010065

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Kensington Village Comm. Inc.

C/O Ann Vermehren

62 Sixth Dr.

Hyde Park NY 12538

ACCOUNT NO.: 133200-6164-01-455684-0062

Legislators BORCHERT and SADOWSKI offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Hyde Park for 2009 under the name of Kensington Village Comm. Inc., Account No. 133200-6164-01-455684-0062, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local assessor for the Town of Hyde Park has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 8, 2010 relating to Account No. 133200-6164-01-455684-0062 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

<u>Municipality</u>	<u>Assessed Value</u>	<u>Exempt Amt.</u>	<u>Taxable Value</u>	<u>Corrected Tax</u>
County	33,500	5,025	28,475	175.41
Town of Hyde Park	33,500	5,025	28,475	136.74
Hyde Park Library	33,500		33,500	15.84
Roosevelt Fire	33,500		33,500	74.68
			TOTAL:	\$402.67

and be it further

RESOLVED, that the Tax Collector be instructed to increase the warrant as follows:

County	\$ 175.41
Town of Hyde Park	136.74
Hyde Park Library	15.84
Roosevelt Fire	<u>74.68</u>
Total	\$ 402.67

and be it further

RESOLVED, that the Commissioner of Finance make the appropriate adjustments as follows:

Increase:	
A250 Due from Town of Hyde Park	\$402.67
A640 Due to Town of Hyde Park	\$227.26
A980 County Share	\$175.41

CA-20-10  
Mb/ca G-194  
2/1/10  
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

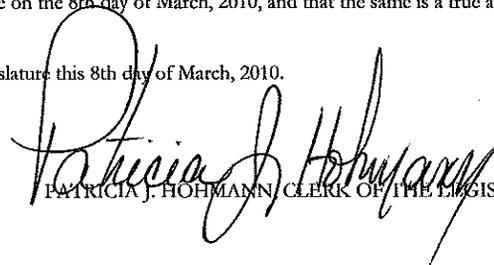
Date March 12, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**

**COE Investigating Report**

Legal Description (grid #) 133200-6164-01-455684-0062

Owner's Name Kensington Village Comm Inc.

Mailing Address Attn. Ann Vermehren 62 Sixth Dr. Hyde Park NY 12538

Property Location Mobile Home

School District Hyde Park Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 0 Corrected to 33,500

Taxable Assessed Value now on roll 0 Corrected to 28,475

Exempt codes and amounts if applicable

**Veterans Exemption 5,025**

Amount Levied \$0.00 Should be \$402.67

Tax Bill Paid? \_\_\_ yes X no Verified with assessor? X yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- X Subdivision 2, Paragraph C (clerical error)
- \_\_\_ Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- \_\_\_ Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll X

Exemption amount incorrectly calculated \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other: \_\_\_

Recommendation X APPROVE APPLICATION \_\_\_\_\_ DENY APPLICATION

Details: **It is recommended that the application to create the 2009/10 Cnty/Town tax bill be approved. This is a mobile home that requires an individual tax bill, because the home owner is entitled to a Veterans Exemption. Due to a clerical error in the Assessor's office the exemption was not entered onto the assessment roll and a tax bill was not produced.**

Investigator Margaret Burns Director Kathleen Meyers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 20 16

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

1a. Name of Owner: Ann Vermehren; 2. Telephone Number: Day ( ) Evening ( ) 229-2276

1b. Mailing Address: 62 Sixth Dr, Hyde Park, NY 12532; 3. Parcel Location (if different than 1b.):

4. Description of real property as shown on tax roll or tax bill (Include tax map designation): 6164-01-455684-0062

5. Account No. ; 6. Amount of taxes currently billed

7. I hereby request a correction of tax levied by Dutchess County / Town of Hyde Park (county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): see attached

Date: 1/6/10; Signature of Applicant: Ann Vermehren

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/8/10; Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation: [X] Approve application\* [ ] Deny Application

Date: 1/22/10; Signature of County Director: Kathleen Myers

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED; Amount of taxes currently billed: \$

Notice of approval mailed to applicant on (enter date):; Corrected tax: \$

Order transmitted to collecting officer on (enter date):

APPLICATION DENIED Reason:

Seal of Office

Date

Signature of Chief Executive Officer or Official Designated by Resolution

**HISTORIC TOWN OF HYDE PARK**

4383 Albany Post Road, Hyde Park, N.Y. 12538

(845) 229-7103 Ext. 123 Fax (845) 229-1901

2010 JAN -8 PM 12:14

REAL PROPERTY  
TAX SERVICES

**Tim McGowan**  
Assessor

To Whom It May Concern:

The assessor's office is requesting a correction on tax parcel 6164-001-455684, located on 62 Sixth Dr, in Hyde Park, NY. The owner is Ann Vermehren.

In our error, the parcel was deleted, eliminating her veteran's exemption. Please add this parcel back onto the roll along with her exemption (41123 and 41122 and 41834) and send her a new tax amount.

Also, because this parcel is located in a mobile home park, the park will need to receive a new tax bill eliminating Ann Vermehren's assessment at \$33,500 from the park's total assessment of \$2,499,400. This new assessment should be \$2,465,900.

Attached is a copy of Ann's approved veteran exemption application, the RP-554 for Ann Vermehren and the RP-554 for the Park's new tax bill.

If there are any other questions or you need more information, please feel free to contact our office.

Sincerely,



Tim McGowan  
Town Of Hyde Park Assessor

RECEIVED  
DEC - 5 2005



APPLICATION FOR ALTERNATIVE VETERANS EXEMPTION  
FROM REAL PROPERTY TAXATION

(General information and instructions for completing this form are contained in Form RP-458-a-Ins)

1. Name and telephone no. of owner(s)

ANN VERMEHREN

2. Mailing address of owner(s)

62 Sixth Drive

Day No. (845) 229-8589

Evening No. (845) 229-2276

Hyde Park, N.Y. 12538

3. Location of property (see instructions)

62 Sixth Drive

Street address

Kensington Village

Village (if any)

Hyde Park, N.Y. 12538

City/Town

Property identification (see tax bill or assessment roll)

Tax map number or section/block/lot 133200 6164 01 455684-0062

4. Is the owner a veteran who served in the active military, naval or air service of the United States? Yes  No   
If No, indicate the relationship of the owner to veteran who rendered such service: wife  
If Yes, is the veteran also the unremarried surviving spouse of a veteran? Yes  No

5. Indicate branch of veteran's service and dates of active service: Air Force 9/23/66 - 9/18/70

(Attach written evidence)

6. Was the veteran discharged or released from the active service under honorable conditions? Yes  No   
(Attach written evidence)

7. Did the veteran serve in a combat zone or combat theater? Yes  No   
If Yes, where did the veteran serve and when was such service performed?

(Attach written evidence)

8. Has the veteran received, or did the veteran receive prior to his/her death, a compensation rating from the United States Veterans' Administration or from the United States Department of Defense as a result of a service connected disability? Yes  No   
If Yes, what is (was) the veteran's compensation rating? \_\_\_\_\_ (Attach written evidence showing the date such rate was established)  
 check if rating is permanent?

If No, did the veteran die in service of a service connected disability or in the line of duty while serving during wartime? Yes  No  (Attach written evidence)

9. Is this property the primary residence of the veteran, unremarried spouse of the veteran or Gold Star parent? Yes  No

If No, is the veteran, unremarried surviving spouse of the veteran or Gold Star parent the owner of the property and absent from the property due to medical reasons or institutionalization? Yes  No   
Explain \_\_\_\_\_

10. Is the property used exclusively for residential purposes? Yes  No

If No, describe the non-residential use of this property and state what portion is so used. \_\_\_\_\_

Roll call vote on the foregoing Resolution No. 2010065 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0

ABSENT: 1 – Bolner.

Resolution adopted.

## RESOLUTION NO. 2010066

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Daniel P. and Diana L. Haggerty  
19 Angie Dr.  
Hopewell Jct. NY 12533

ACCOUNT NO.: 132800-6357-02-551667-0000

Legislators BORCHERT and WEISS offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of East Fishkill for 2009 under the name of Daniel P. and Diana L. Haggerty, Account No. 132800-6357-02-551667-0000, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local Tax Assessor for the Town of East Fishkill has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 25, 2010, relating to Account No. 132800-6357-02-551667-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

Municipality	Assessed Value	Exempt Amt.	Taxable Value	Corrected Tax
County	278,000	12,000	266,000	753.74
Town of East Fishkill	278,000	6,000	272,000	599.90
East Fishkill Fire	278,000		278,000	186.20
E Fishkill Pub Library	278,000		278,000	46.02
Rever Park Water	100 units		100 units	266.66
			TOTAL:	\$1,852.52

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as

follows:

A342 Allowance for Uncollectible Taxes	\$ 34.00
A430 Town of East Fishkill	<u>13.23</u>
Total	\$ 47.23

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

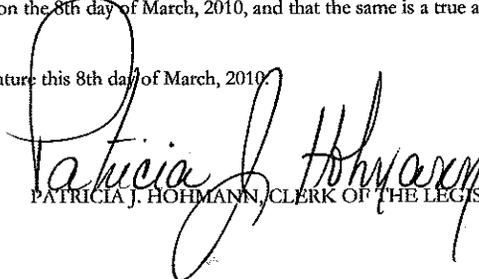
CA-16-10  
MB/ca G-194  
2/1/10  
Fiscal Impact: None

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**  
**COE Investigating Report**

Legal Description (grid #) 132800-6357-02-551667-0000

Owner's Name Daniel P. and Diana L. Haggerty

Mailing Address 19 Angie Dr. Hopewell Jct. NY 12533

Property Location 19 Angiee Dr.

School District Wappingers Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 278,000 Corrected to Same

Taxable Assessed Value now on roll 278,000 Corrected to 266,000

Exempt codes and amounts if applicable  
Cold War Veterans Exemption 12,000 Cnty / 6,000 Town

Amount Levied \$1899.75 Should be \$1852.52

Tax Bill Paid? \_\_\_ yes  no Verified with assessor?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph C (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll

Exemption amount incorrectly granted to park owner \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other: \_\_\_ Duplicate Assessment

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: It is recommended that the application to correct the 2009/10 Cnty/town tax bill be approved.

Investigator Margaret Burns

Director Kathleen Myers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 20 10

Part 1: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

Handwritten form with fields: 1a. Name of Owner (Daniel Haggerty), 2. Telephone Number (226 5634), 1b. Mailing Address (19 Angie Drive, Hopewell Junction, NY 12533), 3. Parcel Location, 4. Description of real property, 5. Account No., 6. Amount of taxes currently billed (1899.95), 7. I hereby request a correction of tax levied by (Veteran's Cold War exemption not entered on computer), Date (1/21/10), Signature of Applicant (Diana Haggerty).

2010 JAN 25 AM 10:34 REAL PROPERTY TAX SERVICES

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Handwritten form with fields: Date application received (1/25/10), Period of warrant for collection of taxes (12/28/09), Last day for collection of taxes without interest (2/28/10), Recommendation (Approve application\*), Date (1/25/10), Signature of County Director (Kathleen Myers).

\* If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

Form with fields: APPLICATION APPROVED, Amount of taxes currently billed, Notice of approval mailed to applicant on (enter date), Corrected tax, Order transmitted to collecting officer on (enter date), APPLICATION DENIED, Reason.

Seal of Office

Date

Signature of Chief Executive Officer or Official Designated by Resolution

Assessor Affidavit for Correction of Error

This affidavit or a letter signed by the assessor must be submitted for every requested Correction of Error.

I, Kathleen Martin, assessor for the Town/City of East Fishkill

Dutchess County, do hereby affirm that the assessment or taxable assessment on

Grid # 6357-02-551667

owned by Daniel Haggerty

as shown on the \_\_\_\_\_ (yr) Assessment/Tax roll of the

Town/City of East Fishkill

School district of Wappingers

is **incorrect** and may be corrected per RPTL 550.

An explanation of the error and how it occurred is as follows: (Please be specific)

Clerical not entered in  
computer system - Veteran's exemption  
Cold War

Assessment was: \_\_\_\_\_ Should be: \_\_\_\_\_

Exemption was: \_\_\_\_\_ Should be: \_\_\_\_\_

Other: \_\_\_\_\_

I request that the County Director investigate and make a recommendation to the tax levying body to correct such error and issue a new bill or refund.

Date 1/20/10 Signature of Assessor or Designee [Signature]

Whenever possible, proof of error MUST accompany this affidavit as applicable:

- e.g.
- Exemption application indicating approval/denial
- Copy of property record card, work book or other final work product
- Copy of paid tax bill
- Verified statement of BAR (for grievance changes not appearing on final roll)
- Any other documentation requested by the Director to complete the investigation

2010 JAN 25 AM 10:34  
REAL PROPERTY  
TAX SERVICES



**NYS BOARD OF REAL PROPERTY SERVICES**  
**APPLICATION FOR COLD WAR VETERANS EXEMPTION**  
**FROM REAL PROPERTY TAXATION**

**RECEIVED**  
 RP-458-b (2/08)  
 JAN 25 2009  
 By \_\_\_\_\_

(General information and instructions for completing this form are contained in Form RP-458-b-Ins)

1. Name and telephone no. of owner(s)

Daniel  
Diana Haggerty  
 Day No. (845) 226-5634  
 Evening No. (845) 226-5634

2. Mailing address of owner(s)

19 Angie Dr.  
Hopewell Jct. NY, 12533  
 E-mail (optional) \_\_\_\_\_

3. Location of property (see instructions)

19 Angie Dr.  
 Street address  
Hopewell Junction / EAST FISHKILL  
 City/Town

Village (if any)

Property identification (see tax bill or assessment roll)

Tax map number or section/block/lot 6357-02-551667-0000

210 JAN 25 AM 10 31  
 REAL PROPERTY  
 TAX SERVICES

4. Is the owner a veteran who served in the active military, naval or air service of the United States between September 2, 1945 and December 26, 1991?  Yes  No

If No, indicate the relationship of the owner to veteran who rendered such service: \_\_\_\_\_

If Yes, is the veteran also the unremarried surviving spouse of a veteran?  Yes  No

5. Indicate branch of veteran's service and dates of active service: Army/RA 7/19/76 - 12/9/81  
 (Attach written evidence)

6. Was the veteran discharged or released from the active service under honorable conditions?

Yes  No (Attach written evidence)

7. Has the veteran received, or did the veteran receive prior to his/her death, a compensation rating from the United States Veteran's Administration or from the United States Department of Defense as a result of a service-connected disability?  Yes  No

If Yes, what is (was) the veteran's compensation rating? \_\_\_\_\_

(Attach written evidence showing the date such rate was established)

check if rating is permanent?

If No, did the veteran die in service of a service connected disability or in the line of duty?

Yes  No (Attach written evidence)

8. Is the property the primary residence of the veteran or the unremarried surviving spouse of the veteran?

Yes  No

If No, is the veteran or unremarried surviving spouse of the veteran absent from the property due to medical reasons or institutionalization?  Yes  No

Explain: \_\_\_\_\_

9. Is the property used exclusively for residential purposes?  Yes  No

If No, describe the non-residential use of this property and state what portion is so used. \_\_\_\_\_

10. Date title to this property was acquired: \_\_\_\_\_ (attach copy of deed)

11. Has the owner(s) ever received or is the owner(s) now receiving an eligible funds veterans exemption or alternative veterans exemption on property in New York State?  Yes  No

If Yes, the location of the property was or is: \_\_\_\_\_ (same as in question 3) or

Street address: \_\_\_\_\_

Village of \_\_\_\_\_ City/Town of \_\_\_\_\_ School District \_\_\_\_\_

12. Has the owner(s) ever received a Cold War veterans exemption on property within New York State?

Yes  No

If Yes, the location of the property was or is: \_\_\_\_\_ (same as in question 3) or

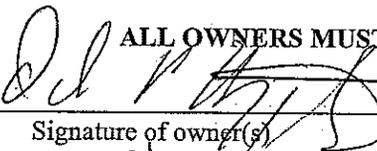
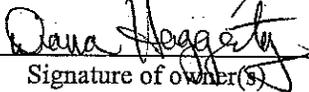
Street address: \_\_\_\_\_

Village of \_\_\_\_\_ City/Town of \_\_\_\_\_

and the exemption was received in the following years: \_\_\_\_\_

I (we) hereby certify that all statements made on this application are true and correct to the best of my (our) knowledge and belief and I (we) understand that any willful false statement made herein will subject me (us) to the penalties prescribed therefore in the Penal Law.

**ALL OWNERS MUST SIGN APPLICATION**

	1-12-09
Signature of owner(s)	Date
	1/12/09
Signature of owner(s)	Date

**SPACE BELOW FOR ASSESSOR'S USE ONLY**

Cold War veterans exemption (RP-458-b)	Assessment	Period of Cold War active service (10%, 15%, or ceiling Max.) approved <input type="checkbox"/> Yes <input type="checkbox"/> No	Service connected disability rating (x 50% or ceiling Max.) approved <input type="checkbox"/> Yes <input type="checkbox"/> No	Total
Village of				
Town/City of				
County of				

Assessor's signature \_\_\_\_\_

Date \_\_\_\_\_

# Dutchess

November 20, 2008

To whom it may concern:

This office verifies that:

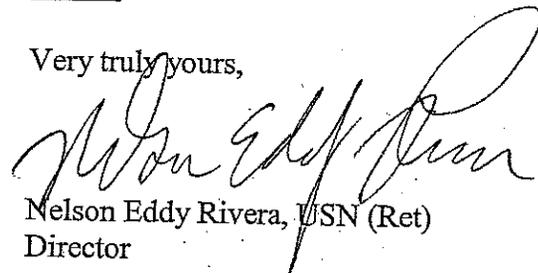
Veteran: Daniel P. Haggerty

*Served during the Cold War Era*

Served Honorably in the United States Armed Forces and meets the military service criteria for a Veterans Alternative Real Property Tax Exemption based upon:

Honorable service	<u>15</u> (15%)
VA service connected disability	<u>n/a</u> (1/2 of VA rating of <u>n/a</u> %)
Total:	<u>15</u> %

Very truly yours,



Nelson Eddy Rivera, USN (Ret)  
Director

**Dutchess County  
Veterans  
Service Agency**

William R. Steinhaus  
County Executive

Nelson Eddy Rivera, USN (Ret)  
Director  
American Legion Accredited

Elva L. Girton  
Deputy  
American Legion Accredited

22 Market Street  
Poughkeepsie  
New York  
12601

(845)486-2060

Fax (845)486-6452

veterans@co.dutchess.ny.us



Roll call vote on the foregoing Resolution No. 2010066 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010067

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Alfred E. Taylor Jr. and Jean Taylor  
PO Box 307  
Stormville NY 12582

ACCOUNT NO.: 132800-6657-01-185808-0000

Legislators BORCHERT and HORTON offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of East Fishkill for 2009 under the name of Alfred E. Taylor Jr. and Jean Taylor , Account No. 132800-6657-01-185808-0000, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local Tax Assessor for the Town of East Fishkill has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 25, 2010, relating to Account No. 132800-6657-01-185808-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

<u>Municipality</u>	<u>Assessed Value</u>	<u>Exempt Amt.</u>	<u>Taxable Value</u>	<u>Corrected Tax</u>
County	369,000	142,200	226,800	642.66
Town of East Fishkill	369,000	138,700	230,300	507.93
East Fishkill Fire	369,000		369,000	247.15
E Fishkill Pub Library	369,000		369,000	61.08
			TOTAL:	\$1,458.82

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A342 Allowance for Uncollectible Taxes	\$ 45.91
A430 Town of East Fishkill	<u>36.28</u>
Total	\$ 82.19

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

CA-21-10  
MB/ca G-194  
2/1/10

Date March 12, 2010

Fiscal Impact: None

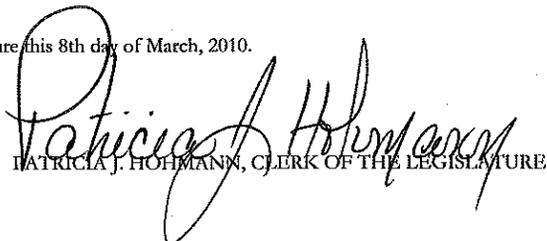
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

# Dutchess County Real Property Tax Service Agency

## COE Investigating Report

Legal Description (grid #) 132800-6657-01-185808-0000

Owner's Name Alfred E. Taylor Jr. and Jean Taylor

Mailing Address PO Box 307 Stormville NY 12582

Property Location 87 Sunny Lane

School District Wappingers Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 369,000 Corrected to Same

Taxable Assessed Value now on roll 243,000Cnty / 246,750Town Corrected to 226,800Cnty / 230,300Town

Exempt codes and amounts if applicable

Veterans Exemption 45,000 Cnty / 40,000 Town / Senior Exemption 97,200 Cnty / 98,700 Town

Amount Levied \$1,541.01 Should be \$1,458.82

Tax Bill Paid? \_\_\_ yes  no Verified with assessor?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph B (clerical error)  
 Subdivision 3, Paragraph \_\_\_ (error in essential fact)  
 Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll \_\_\_

Exemption amount incorrectly calculated

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other: \_\_\_ Duplicate Assessment

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: It is recommended that the application to correct the 2009/10 Cnty/town tax bill be approved.

Investigator Margaret Burns Director Kathleen Myers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

2010 JAN 25 AM 10:34

FOR THE YEAR 20 10

REAL PROPERTY TAX SERVICES

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

TAYLOR ALFRED & JEAN
1a. Name of Owner

Day (845) 221-1287 Evening ( )
2. Telephone Number

P.O. Box 307
STORMVILLE, N.Y. 12582
1b. Mailing Address

87 SUNNY LAKE
STORMVILLE, N.Y. 12582
3. Parcel Location (if different than 1b.)

6657-01-185808

4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 05185808

6. Amount of taxes currently billed \$1113.59

7. I hereby request a correction of tax levied by (county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): INCLUDED IRA DISTRIBUTION IN ERROR. INCOME QUALIFYS FOR LOW INCOME SENIOR

1.20.2010
Date

Mrs Jean Taylor
Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/25/10 Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation: [X] Approve application\* [ ] Deny Application

1/26/10
Date

Kathleen Myers
Signature of County Director

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED Amount of taxes currently billed: \$

Notice of approval mailed to applicant on (enter date): Corrected tax: \$

Order transmitted to collecting officer on (enter date):

APPLICATION DENIED Reason:

Seal of Office

Date

Signature of Chief Executive Officer or Official Designated by Resolution

Assessor Affidavit for Correction of Error

This affidavit or a letter signed by the assessor must be submitted for every requested Correction of Error.

I, KATHLEEN A. MARTIN assessor for the Town/City of EAST FISHKILL,

Dutchess County, do hereby affirm that the assessment or taxable assessment on

Grid # 6657.01.185808

owned by TAYLOR, ALFRED E. JR. & TAYLOR JEAN

as shown on the 2010 (yr) Assessment/Tax roll of the

Town/City of EAST FISHKILL

School district of WAPPINGERS CENTRAL SCHOOL DISTRICT

is **incorrect** and may be corrected per RPTL 550.

An explanation of the error and how it occurred is as follows: (Please be specific)

INCLUDES IRA DISTRIBUTION BY MISTAKE.  
INCOME QUALIFYS FOR LOWER INCOME SENIOR

Assessment was: \_\_\_\_\_ Should be: \_\_\_\_\_

Exemption was: \_\_\_\_\_ Should be: \_\_\_\_\_

Other: \_\_\_\_\_

2010 JAN 25 AM 10:34  
REAL PROPERTY  
TAX SERVICES

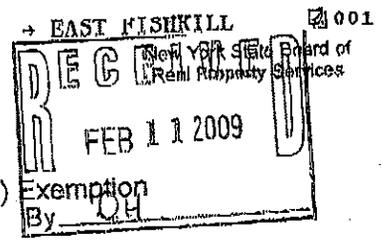
I request that the County Director investigate and make a recommendation to the tax levying body to correct such error and issue a new bill or refund.

Date 1.20.2010 Signature of Assessor or Designee [Signature]

Whenever possible, proof of error MUST accompany this affidavit as applicable:

e.g.

- Exemption application indicating approval/denial
- Copy of property record card, work book or other final work product
- Copy of paid tax bill
- Verified statement of BAR (for grievance changes not appearing on final roll)
- Any other documentation requested by the Director to complete the investigation



*Entered 2/24/09*



Application for School Tax Relief (STAR)

Dear Property Owner;

You may be eligible for a School Property Tax Savings. If you own property and it is your primary residence, you are probably eligible for a STAR school property tax exemption. To receive your exemption all you have to do is complete the following sections, sign, date and return this form to your local assessor by taxable status date. The assessor may require proof of residency and ownership.

Name and telephone number of owner(s)  
Alfred E Taylor Jr  
Jean Taylor  
Day Number (845) 221-1287  
Evening Number ( )  
E-Mail Address

Mailing address of owner(s)  
PO Box 307  
Stormville, NY

Location of property  
87 Sunny Ln Street address  
Stormville City/town  
Wappingers Village (if any)  
Wappingers School district  
Tax map number or section/block/lot 6657-01-185808  
Property identification (see tax bill or assessment roll)

You may be eligible for a larger school property tax savings if you meet these age and income requirements:

- 1. If you are applying for STAR for the 2009-2010 school year:  
a) Will all owners be at least 65 years of age as of December 31, 2009? OR Yes  No   
b) Is the property owned by a husband and wife or by siblings, whereby at least one spouse or sibling will be 65 years of age as of December 31, 2009? Yes  No   
2. Is the total 2007 income of all the owners, and of any owners' spouses residing on the premises, \$73,000 or less? (See definition of income for STAR purposes on back of form.) Yes  No

If the answer to both questions 1 and 2 is yes, all owners, including non-resident owners, must attach a copy of either their 2007 federal or 2007 State income tax return (if filed). (Tax schedules and tax form attachments are not routinely required.) Return this form to your local assessor by taxable status date. The assessor may require proof of age. Do not file this form with the New York State Office of Real Property Services.

Caution: Anyone who misrepresents his or her primary residence, age or income shall be subject to a \$100 penalty, shall be prohibited from receiving the STAR exemption for five years, and may be subject to criminal prosecution.

I (we) certify that all of the above information is correct and that the property listed above is owned by and is my (our) primary residence. I (we) understand it is my (our) obligation to notify the assessor if I (we) relocate to another primary residence and to provide any documentation of eligibility that is requested.

All resident owners must sign and date.  
Signature Jean Taylor Date 2/10/09  
Signature Alfred Taylor Date 2/10/09

Roll call vote on the foregoing Resolution No. 2010067 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010068

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Rose Murphy  
305 Stonegate Lane  
Hopewell Jct. NY 12533  
ACCOUNT NO.: 132800-6566-00-318450-0021

Legislators BORCHERT and HORTON offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of East Fishkill for 2009 under the name of Rose Murphy, Account No. 132800-6566-00-318450-0021, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local Tax Assessor for the Town of East Fishkill has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 22, 2010, relating to Account No. 132800-6566-00-318450-0021 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

<u>Municipality</u>	<u>Assessed Value</u>	<u>Exempt Amt.</u>	<u>Taxable Value</u>	<u>Corrected Tax</u>
County	130,000	19,500	110,500	313.11
Town of East Fishkill	130,000	19,500	110,500	243.71
East Fishkill Fire	130,000		130,000	87.07
E Fishkill Pub Library	130,000		130,000	21.52
			<b>TOTAL:</b>	<b>\$665.41</b>

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A342 Allowance for Uncollectible Taxes	\$ 55.26
A430 Town of East Fishkill	<u>43.01</u>
Total	\$ 98.27

CA-22-10  
MB/ca G-194  
2/1/10

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

Fiscal Impact: None

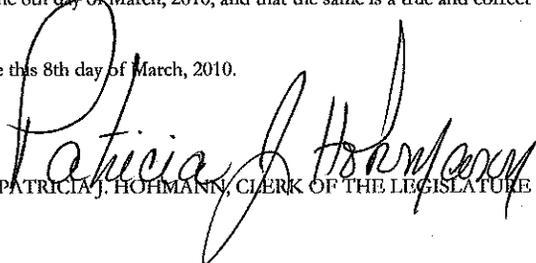
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**  
**COE Investigating Report**

Legal Description (grid #) 132800-6556-00-318450-0021

Owner's Name Rose Murphy

Mailing Address Porta Space Inc. C/O Rose Murphy 305 Stonegate Ln Hopewell Jct. NY 12533

Property Location 305 Stonegate Lane

School District Wappingers Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 130,000 Corrected to Same

Taxable Assessed Value now on roll 130,000 Corrected to 110,500

Exempt codes and amounts if applicable

**Veterans Exemption 19,500**

Amount Levied \$763.68 Should be \$665.41

Tax Bill Paid? \_\_\_ yes X no Verified with assessor? X yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- X Subdivision 2, Paragraph C (clerical error)
- \_\_\_ Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- \_\_\_ Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll X

Exemption amount incorrectly granted to park owner \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other: \_\_\_ Duplicate Assessment

**Recommendation** X **APPROVE APPLICATION** \_\_\_\_\_ **DENY APPLICATION**

Details: It is recommended that the application to correct the 2009/10 Cnty/town tax bill be approved.

Investigator Margaret Burns

Director Kathleen Myers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL 2010 JAN 22 PM 12:01

FOR THE YEAR 20 10 REAL PROPERTY TAX SERVICES

Part 1: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

ROSE MURPHY
1a. Name of Owner

Day 845 227-4288 Evening ( )
2. Telephone Number

305 STONEGATE LANE
HOPEWELL Jct. N.Y. 12533
1b. Mailing Address

(ADDRESS SHOULD BE 80 HOSWEE AVE. RD)
PORTA GRACE MOBILE HOME PARK
3. Parcel Location (if different than 1b.)

6556.00.318450

4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. N/A 6. Amount of taxes currently billed \$763.68

7. I hereby request a correction of tax levied by (county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): VETERANS EXEMPTION NOT APPLIED TO PARCEL.

1/20/2010
Date

Rose Murphy
Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/22/10 Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation: [X] Approve application\* [ ] Deny Application

1/25/10
Date

Kathleen Myers
Signature of County Director

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED Amount of taxes currently billed: \$

Notice of approval mailed to applicant on (enter date): Corrected tax: \$

Order transmitted to collecting officer on (enter date):

APPLICATION DENIED Reason:

Seal of Office Date Signature of Chief Executive Officer or Official Designated by Resolution





RECEIVED  
OCT 27 2008

*(Handwritten scribble)*

RECEIVED  
REGISTER (1/2008, 8/06)

NYS BOARD OF REAL PROPERTY SERVICES

APPLICATION FOR ALTERNATIVE VETERANS EXEMPTION FROM REAL PROPERTY TAXATION

(General information and instructions for completing this form are contained in Form RP-458-a-Ins)

1. Name and telephone no. of owner(s)

ROSE MURPHY

2. Mailing address of owner(s)

305 STONEGATE LANE  
HOPWELL JCT, N.Y. 12533

Day No. 845 227-4288

Evening No. ( ) S/A

3. Location of property (see instructions)

305 STONEGATE LANE  
Street address  
HOPWELL JCT, N.Y. 12533  
City/Town

Village (if any)

Property identification (see tax bill or assessment roll)

Tax map number or section/block/lot 6556-00-38450

4. Is the owner a veteran who served in the active military, naval or air service of the United States? Yes  No  
If No, indicate the relationship of the owner to veteran who rendered such service: UNREMARKED WIFE  
If Yes, is the veteran also the unremarried surviving spouse of a veteran? Yes  No

5. Indicate branch of veterans service and dates of active service: U.S. NAVY  
(Attach written evidence)

6. Was the veteran discharged or released from the active service under honorable conditions?  Yes  No  
(Attach written evidence)

7. Did the veteran serve in a combat zone or combat theater?  Yes  No  
If Yes, where did the veteran serve and when was such service performed?  
(Attach written evidence)

8. Has the veteran received, or did the veteran receive prior to his/her death, a compensation rating from the United States Veteran's Administration or from the United States Department of Defense as a result of a service connected disability?  Yes  No  
If Yes, what is (was) the veteran's compensation rating?  
(Attach written evidence showing the date such rate was established)

check if rating is permanent?

If No, did the veteran die in service of a service connected disability or in the line of duty while serving during wartime?  Yes  No (Attach written evidence)

9. Is the property the primary residence of the veteran, unremarried surviving spouse of the veteran or Gold Star parent?  Yes  No  
If No, is the veteran, unremarried surviving spouse of the veteran or Gold Star parent the owner of the property and absent from the property due to medical reasons or institutionalization?  Yes  No  
Explain: \_\_\_\_\_

10. Is the property used exclusively for residential purposes?  Yes  No  
If No, describe the non-residential use of this property and state what portion is so used. \_\_\_\_\_

11. Date title to this property was acquired: \_\_\_\_\_ (attach copy of deed)

12. Has the owner(s) ever received or is the owner(s) now receiving a veterans exemption based on eligible funds on property in New York State?  Yes  No

If yes, the amount of eligible funds used in the purchase was \$ \_\_\_\_\_

The location of the property was or is: \_\_\_\_\_ (same as in question 3) or

Street address: \_\_\_\_\_

Village of \_\_\_\_\_ City/Town of \_\_\_\_\_ School District \_\_\_\_\_

I (we) hereby certify that all statements made on this application are true and correct to the best of my (our) knowledge and belief and I (we) understand that any willful false statement made herein will subject me (us) to the penalties prescribed therefore in the Penal Law.

**ALL OWNERS MUST SIGN APPLICATION**

Rose Murphy  
Signature of owner(s)

10/27/08  
Date

\_\_\_\_\_  
Signature of owner(s)

\_\_\_\_\_  
Date

**SPACE BELOW FOR ASSESSOR'S USE ONLY**

Alternative veterans exemption (RP-458-a)	Assessment	Period of war active service or expeditionary medal recipient (15% or ceiling Max.) approved <input type="checkbox"/> Yes <input type="checkbox"/> No	Combat zone service (including expeditionary medal) (10% or ceiling Max.) approved <input type="checkbox"/> Yes <input type="checkbox"/> No	Service connected disability rating (x 50% or ceiling Max.) approved <input type="checkbox"/> Yes <input type="checkbox"/> No	Total
Village of					
Town/City of					
County of					

\_\_\_\_\_  
Assessor's signature

\_\_\_\_\_  
Date

Roll call vote on the foregoing Resolution No. 2010068 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

## RESOLUTION NO. 2010069

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Irene Csordas

57 Nemes Way

Poughkeepsie NY 12601

ACCOUNT NO.: 134689-6159-01-083944-0000

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

WHEREAS, there is an assessment on the assessment roll for the Town of Poughkeepsie for 2009 under the name of Irene Csordas, Account No. 134689-6159-01-083944-0000, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local assessor for the Town of Poughkeepsie has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 26, 2010 relating to Account No. 134689-6159-01-083944-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

Municipality	Assessed Value	Exempt Amt.	Taxable Value	Corrected Tax
County	345,000		345,000	977.60
Town of Poughkeepsie	345,000	34,500	310,500	1,053.95
Townwide Drain Imp.	1,600 units		1,600 units	12.60
Arlington Fire	345,000		345,000	1,453.36
Consolidated Light	345,000		345,000	46.03
Pok Lib. District	345,000		345,000	172.49
So. Gate Sewer	50 units		50 units	8.15
TownWide Wat Imp	2,600 units		2,600 units	177.15
			TOTAL:	\$3,901.33

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A430 Town of Poughkeepsie	<u>58.56</u>
Total:	\$ 58.56

CA-24-10  
MB/ca G-194  
2/1/10

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

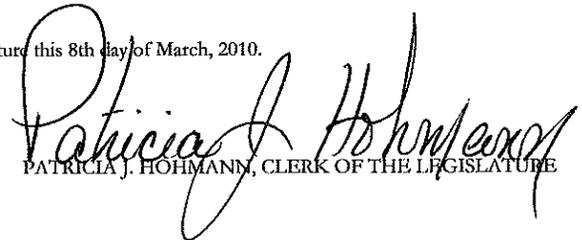
Date March 12, 2010

Fiscal Impact: None

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**  
**COE Investigating Report**

Legal Description (grid #) 134689-6159-01-083944-0000

Owner's Name Irene Csordas

Mailing Address 57 Nemes Way Poughkeepsie NY 12601

Property Location 57 Nemes Way

School District Spackenkill Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 345,000 Corrected to Same

Taxable Assessed Value now on roll 327,750 Town / 345,000 Cnty Corrected to 310,500 Town / 345,000 Cnty

Exempt codes and amounts if applicable  
Senior Exemption Town 34,500

Amount Levied \$3,959.89 Should be \$3,901.33

Tax Bill Paid? \_\_\_ yes  no Verified with assessor?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph B (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll \_\_\_

Exemption amount incorrectly calculated

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other: \_\_\_ Duplicate Assessment

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: It is recommended that the application to correct the 2009/10 Cnty/town tax bill be approved.

Investigator Margaret Burns Director Stephen Myers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 20 10

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

IRENE M. CSORDAS
1a. Name of Owner

Day (345) 462-4935 Evening ( )
2. Telephone Number

57 NEMES WAY
POUGHKEEPSIE, NY 12601
1b. Mailing Address

3. Parcel Location (if different than 1b.)

6159-01-083944-0000
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No.

6. Amount of taxes currently billed \$3,959.89

7. I hereby request a correction of tax levied by TOWN OF POUGHKEEPSIE
(county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): AMENDED INCOME TAX(1041X) REDUCED INTEREST BY \$400. THIS AMOUNT DECREASED HER TOTAL INCOME FROM 31,747.41 TO 31,347.41 MAKING HER ELIGIBLE FOR A 10% OFF TOWN INSTEAD A 5%.

01-22-10
Date

Irene Csordas
Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/26/10 Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation: [X] Approve application\* [ ] Deny Application

1/27/10
Date

Kathleen Myers
Signature of County Director

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED Amount of taxes currently billed: \$

Notice of approval mailed to applicant on (enter date): Corrected tax: \$

Order transmitted to collecting officer on (enter date):

APPLICATION DENIED Reason:

Seal of Office

Date

Signature of Chief Executive Officer or Official Designated by Resolution

TO THE DIRECTOR OF REAL PROPERTY TAX SERVICES:

I, Kathleen Taber, Assessor of the Town of Poughkeepsie.

Dutchess County do hereby certify that the real property owned by

Jane M. Cordas GRID # 6159-01-083944-0000

shown on the 2009 Tax Roll of the Town School District of Poughkeepsie  
(year)

and assessed in the amount of 345000 is taxable is incorrect correct/incorrect due to clerical error/

unlawful entry/ error in essential fact resulting from an amended tax return

which charges income for tax purposes giving a 10% instead of 5%

THEREFORE, I hereby do/do not support a recommendation of the Director of Real Property Tax Service that a new bill or refund be issued for above said parcel.

Attached is documentation for the investigation of this report.

1/22/10  
DATE

Kathleen O. Taber  
ASSESSOR

Poughkeepsie  
TOWN/CITY

**DOCUMENTATION REQUESTED**

exemption application

assessor work book

property record card

verified statement from BAR

tax bill

paid tax bill

other amended tax return

2010 JAN 26 AM 11:59  
REAL PROPERTY  
TAX SERVICES

BK

Name(s) of Owner(s)	Source of Income	Amount of Income
	Wages	1,939.52
	I.I.	19,320.00
	Interest	16,687.89

Name(s) of Resident Spouse(s) if not owner of property	Source of Income of spouse(s)	Amount of Income of spouse(s)

4b. Subtotal of Income of Owner(s) and Spouse(s) \$

4c. Of the income in 4.b., how much, if any, was used to pay for an owner's care in a residential health care facility? Please attach proof of amount paid; enter zero if not applicable. \$

4d. [(4b) minus (4c)] \$

4e. If a deduction for unreimbursed medical and prescription drug expenses is authorized by any of the municipalities in which property is located (contact assessor for information), complete the following.

- (i) Medical and prescription drug costs: \$
- (ii) Subtract amount of (i) paid or reimbursed by insurance: \$
- (iii) Unreimbursed amount of (i) (attach proof of expenses and reimbursement, if any; enter zero if option not available); \$

Subtotal income of owner(s) and spouse(s) [4d minus 4e(iii)] \$

4f. If a deduction for veteran's disability compensation is authorized by any of the municipalities in which property is located, complete the following:  
 Veteran's disability compensation received (attach proof; enter zero if not applicable)  
 Total income of owner(s) and spouse(s) [4e minus 4f] \$ 31,447.41

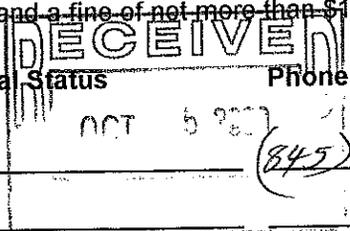
2010 JAN 26 AM 11:59  
REAL PROPERTY TAX SERVICES

Csordas, Irene (A)

5. Certification

I certify that all statements made on this application are true and correct to the best of my belief. I understand that any willful false statements of material fact will be grounds for disqualification from further exemption for a period of five years and a fine of not more than \$100.

Signature: [Signature] Marital Status: \_\_\_\_\_ Phone No.: (845) 462-4935 Date: 10/5/09



Space Below for use of Assessor

Date Renewal Application Filed \_\_\_\_\_ Application Approved  Application Disapproved

Exemption Applies to Taxes Levied by or for

<input type="checkbox"/> City/Town _____ %	<input type="checkbox"/> County _____ %
<input type="checkbox"/> School <u>35</u> %	<input type="checkbox"/> Village _____ %

Assessor's Signature \_\_\_\_\_ Date \_\_\_\_\_

R-10

Roll call vote on the foregoing Resolution No. 2010069 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010070

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Robert Englert

PO Box 132

Verbank NY 12585

ACCOUNT NO.: 135400-6662-00-337269-0010

Legislators BORCHERT and SURMAN offer the following and move its adoption:

WHEREAS, there is a re-levied school tax on the County/Town tax roll for the Town of Union Vale for 2009 under the name of Robert Englert, Account No. 135400-6662-00-337269-0010, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local Tax Collector for the Millbrook Central School Dist. has made a clerical error in said re-levy, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 21, 2010, relating to Account No. 135400-6662-00-337269-0010 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

<u>Municipality</u>	<u>Assessed Value</u>	<u>Exempt Amt.</u>	<u>Taxable Value</u>	<u>Corrected Tax</u>
County	32,550		32,550	92.23
Town of Union Vale	32,550		32,550	53.92
Union Vale Fire	32,500		32,500	31.79
			<b>TOTAL:</b>	<b>\$177.94</b>

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being

erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A342 Allowance for Uncollectible Taxes	\$ 22.41
A440 Millbrook Central School Dist.	<u>320.21</u>
Total	\$342.62

CA-23-10  
MB/ca G-194  
2/1/10  
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

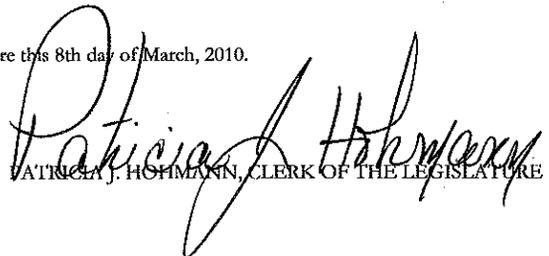
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**

**COE Investigating Report**

Legal Description (grid #) 135400-6662-00-337269-0010

Owner's Name Robert Englert

Mailing Address Sky Acres Enterprises Inc. C/O Robert Englert PO Box 132 Verbank NY 12585

Property Location Styles Way

School District Millbrook Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 32,550 Corrected to Same

Taxable Assessed Value now on roll 32,550 Corrected to Same

Exempt codes and amounts if applicable

Amount Levied \$520.56 Should be \$177.94

Tax Bill Paid? \_\_\_ yes  no Verified with School Tax Collector?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph H (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll \_\_\_

Exemption amount incorrectly granted to park owner \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other:  Previously paid School Tax bill incorrectly re-levied in the amount of \$342.62.

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: It is recommended that the application to correct the 2009/10 Cnty/town tax bill be approved.

Investigator Margaret Burns

Director Kathleen Myers



# NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

## APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 20 10

**Part I:** To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

Robert Engler  
1a. Name of Owner

Day 845-677-0601 Evening ( ) 41  
2. Telephone Number

PO Box 132  
Verbank, NY 12585  
1b. Mailing Address

Stykes Way  
Union Vale  
3. Parcel Location (if different than 1b.)

Prop Class # 844 Air Transport  
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

SBL  
5. Account No. 135400-6662-00-337269-0010 6. Amount of taxes currently billed \$ 342.62

7. I hereby request a correction of tax levied by \_\_\_\_\_  
(county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): tax was paid - not posted  
Correctly by School Tax Collector.

1/19/2010  
Date

Robert Engler  
Signature of Applicant

**PART II:** For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/21/10 Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation:  Approve application\*  Deny Application

1/27/10  
Date

Kathleen Myers  
Signature of County Director

\*  If box is checked, this copy is for assessor and board of assessment review of city/town/village of \_\_\_\_\_ which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

**PART III:** For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION \_\_\_\_\_  
(Insert Number or Date)

\_\_\_\_\_  
APPLICATION APPROVED Amount of taxes currently billed: \$ \_\_\_\_\_

Notice of approval mailed to applicant on (enter date): \_\_\_\_\_ Corrected tax: \$ \_\_\_\_\_

Order transmitted to collecting officer on (enter date): \_\_\_\_\_

\_\_\_\_\_  
APPLICATION DENIED Reason: \_\_\_\_\_

Seal of Office

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Chief Executive Officer  
or Official Designated by Resolution

Roll call vote on the foregoing Resolution No. 2010070 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010071

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Kensington Village Comm Inc.  
77 Kensington Dr.  
Hyde Park NY 12538

ACCOUNT NO.: 133200-6164-01-455684-0000

Legislators BORCHERT and SADOWSKI offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Hyde Park for 2009 under the name of Kensington Village Comm Inc., Account No. 133200-6164-01-455684-0000 , and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local Tax Assessor for the Town of Hyde Park has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 8, 2010, relating to Account No. 133200-6164-01-455684-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

Municipality	Assessed Value	Exempt Amt.	Taxable Value	Corrected Tax
County	2,465,900		2,465,900	15,189.95
Town of Hyde Park	2,465,900		2,465,900	11,841.85
Hyde Park Library	2,465,900		2,465,900	1,166.27
Roosevelt Fire	2,465,900		2,465,900	5,497.00
Zone L Comm Dev	59 units		59 units	20,285.97
			TOTAL:	\$53,981.04

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further,

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A342 Allowance for Uncollectible Taxes	\$ 206.36
A430 Town of Hyde Park	160.87
A430 Hyde Park Library (HPLIB)	15.84
A430 Roosevelt Fire (RF017)	<u>74.68</u>
Total:	\$ 457.75

CA-19-10  
MB/ca G-194  
2/1/10  
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

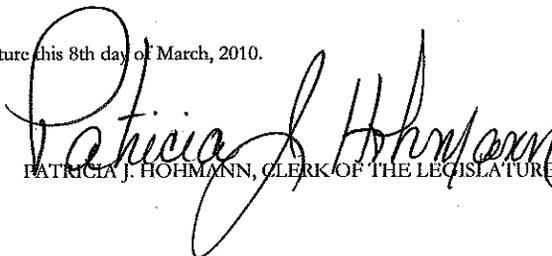
Date March 12, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**  
**COE Investigating Report**

Legal Description (grid #) 133200-6164-01-455684-0000

Owner's Name Kensington Village Comm Inc.

Mailing Address 77 Kensington Dr. Hyde Park NY 12538

Property Location 5 First Dr.

School District Hyde Park Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 2,499,400 Corrected to 2,465,900

Taxable Assessed Value now on roll 2,499,400 Corrected to 2,465,900

Exempt codes and amounts if applicable \_\_\_\_\_

Amount Levied \$54,438.79 Should be \$53,981.04

Tax Bill Paid? \_\_\_ yes  no Verified with assessor?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph F (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll \_\_\_

Exemption amount incorrectly granted to park owner \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other:  Duplicate Assessment

Recommendation   X   APPROVE APPLICATION            DENY APPLICATION

Details: It is recommended that the application to correct the 2009/10 Cnty/Town tax bill be approved.  
The assessment of an individual trailer was included in the whole park assessment in error. The individual trailer in question will receive it's own tax bill, due to the Veterans exemption status it has been granted by the assessor.

Investigator Margaret Burns Director Kathleen Myers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 2010

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

1a. Name of Owner Kensington Village Community Inc Day (845) 229-8809 Evening ( )

1b. Mailing Address 77 Kensington Dr Hyde Park, NY 12538

3. Parcel Location (if different than 1b.) 6164-01-455684

4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 6. Amount of taxes currently billed

7. I hereby request a correction of tax levied by Dutchess County / Town of Hyde Park (county/city/school district; town in Westchester County; non-assessing unit village) for the following reasons (use additional sheets if necessary): See attached

1-6-2010 Date

David M Goentz Board Pres Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/8/10 Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation: [X] Approve application\* [ ] Deny Application

1/22/10 Date

Kathleen Myers Signature of County Director

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED Amount of taxes currently billed: \$

Notice of approval mailed to applicant on (enter date): Corrected tax: \$

Order transmitted to collecting officer on (enter date):

APPLICATION DENIED Reason:

Seal of Office

Date

Signature of Chief Executive Officer or Official Designated by Resolution

**HISTORIC TOWN OF HYDE PARK**

2010 JAN -8 PM 12:14

REAL PROPERTY  
TAX SERVICES



4383 Albany Post Road, Hyde Park, N.Y. 12538

(845) 229-7103 Ext. 123 Fax (845) 229-1901

**Tim McGowan**  
Assessor

To Whom It May Concern:

The assessor's office is requesting a correction on tax parcel 6164-001-455684, located on 62 Sixth Dr, in Hyde Park, NY. The owner is Ann Vermehren.

In our error, the parcel was deleted, eliminating her veteran's exemption. Please add this parcel back onto the roll along with her exemption (41123 and 41122 and 41834) and send her a new tax amount.

Also, because this parcel is located in a mobile home park, the park will need to receive a new tax bill eliminating Ann Vermehren's assessment at \$33,500 from the park's total assessment of \$2,499,400. This new assessment should be \$2,465,900.

Attached is a copy of Ann's approved veteran exemption application, the RP-554 for Ann Vermehren and the RP-554 for the Park's new tax bill.

If there are any other questions or you need more information, please feel free to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tim McGowan'. The signature is written over a horizontal line.

Tim McGowan  
Town Of Hyde Park Assessor

Roll call vote on the foregoing Resolution No. 2010071 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010072

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Bruce E. Waxman

Rona Waxman

29 Blackthorn Loop

Wapp Falls NY 12590

ACCOUNT NO.: 135689-6258-03-015012-0000

Legislators BORCHERT AND GOLDBERG offer the following and move its adoption:

WHEREAS, there is a tax on the tax roll for the Town of Wappinger for 2009 under the name of Bruce E. Waxman and Rona Waxman, Account No. 135689-6258-03-015012-0000, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that a clerical error was made on the tax roll for the Town of Wappinger in the extension of said tax , and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 12, 2010 relating to Account No. 135689-6258-03-015012-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

<u>Municipality</u>	<u>Assessed Value</u>	<u>Exempt Amt.</u>	<u>Taxable Value</u>	<u>Corrected Tax</u>
County	355,000		355,000	1005.92
Town of Wapp Outside Homestead	180,500		180,500	221.80
Town of Wapp Outside Non-Homestead	174,500		174,500	319.09
Grinell Library Homestead	180,500		180,500	28.46
Grinell Library Non-Homestead	174,500		174,500	41.86
Ambulance Homestead	180,500		180,500	23.47
Ambulance Non-Home	174,500		174,500	34.28
Wapp S Trans/Treat #1	180 units		180 units	540.87
Wapp S Trans/Treat #2	180 units		180 units	111.29
New Hackensack Fire	355,000		355,000	181.20
Wappinger Cons Water	100 units		100 units	139.75
Cntr Wappinger Swr Imp	200 units		200 units	60.56
			<b>TOTAL:</b>	<b>\$2,708.55</b>

and be it further

RESOLVED, that the Tax Collector be instructed to increase the warrant as follows:

County	949.95
Town of Wappinger	484.92
Grinell Library	14.35
<b>Total</b>	<b>\$1,449.22</b>

and be it further

RESOLVED, that the Commissioner of Finance make the appropriate adjustments as follows:

Increase:	
A250 Due from Town of Wappinger	1,449.22
A640 Due to Town of Wappinger	499.27
A980 County Share	949.95

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A430 Ambulance (999AM) \$58.15

CA-25-10

MB/ca G-194

2/3/10

Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date March 12, 2010

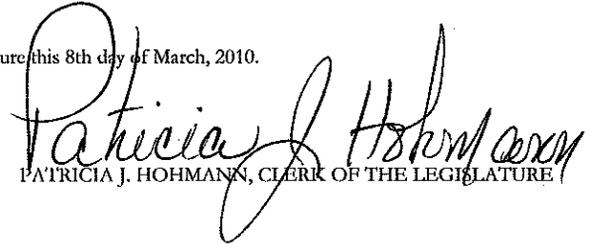
STATE OF NEW YORK

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**  
**COE Investigating Report**

Legal Description (grid #) 135689-6258-03-015012-0000

Owner's Name Bruce E. and Rona Waxman

Mailing Address 29 Blackthorn Loop Wappinger Falls NY 12590

Property Location 29 Blackthorn Loop

School District Wappingers Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 355,000 Corrected to Same

Taxable Assessed Value now on roll 355,000 Corrected to Same

Exempt codes and amounts if applicable \_\_\_\_\_

Amount Levied \$1,317.48 Should be \$2,708.55

Tax Bill Paid? \_\_\_ yes  no Verified with assessor?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph D (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll \_\_\_

Exemption amount incorrectly calculated \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other:  Mathematical error present in the computation of the tax

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: It is recommended that the application for a corrected 2009/10 Cnty/Town tax bill be approved.  
This is a homestead/non-homestead split parcel. The class record file on the computer system was mistakenly deleted; and due to this error the computer system was unable to tax the homestead and non-homestead portions correctly.

Investigator Margaret Burns

Director Kathleen Myers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

2010 JAN 12 PM 1:57

FOR THE YEAR 20 10

REAL PROPERTY TAX SERVICES

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

Waxman, Bruce
1a. Name of Owner

845 297-4686
2. Telephone Number

Ronca
29 Blackthorn Loop
1b. Mailing Address

Wappingers Falls, NY 12590
3. Parcel Location (if different than 1b.)

135689 - 6258-03-015012
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 6. Amount of taxes currently billed

7. I hereby request a correction of tax levied by Dutchess County / Town of Wappingers
(county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): Clerical Error

1/7/10
Date

[Signature]
Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/12/10 Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation: [X] Approve application\* [ ] Deny Application

1/20/10
Date

[Signature]
Signature of County Director

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED Amount of taxes currently billed: \$

Notice of approval mailed to applicant on (enter date): Corrected tax: \$

Order transmitted to collecting officer on (enter date):

APPLICATION DENIED Reason:

Seal of Office

Date

Signature of Chief Executive Officer or Official Designated by Resolution

TO THE DIRECTOR OF REAL PROPERTY TAX SERVICES:

Almondan Hawkins, Assessor of the Town of Wappinger

Dutchess County do hereby certify that the real property owned by

Bruce Waxman GRID # 6258-03-015012

shown on the 2009 Tax Roll of the Wappinger School District of Wappinger / Dutchess  
(year)

and assessed in the amount of 355,000 is correct/incorrect due to clerical error/

unlawful entry/ error in essential fact resulting from \_\_\_\_\_

THEREFORE, I hereby do/do not support a recommendation of the Director of Real Property Tax Service that a new bill or refund be issued for above said parcel.

Attached is documentation for the investigation of this report.

1/13/09  
DATE

[Signature]  
ASSESSOR

Wappinger  
TOWN/CITY

**DOCUMENTATION REQUESTED**

- exemption application
- property record card
- tax bill
- other \_\_\_\_\_
- assessor work book
- verified statement from BAR
- paid tax bill

Roll call vote on the foregoing Resolution No. 2010072 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

## RESOLUTION NO. 2010073

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: John E. Harkin

673 Dutchess Tpke.

Poughkeepsie NY 12603

ACCOUNT NO.: 134689-6261-01-225896-0000

Legislators BORCHERT and HORN offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Poughkeepsie for 2009 under the name of John E. Harkin, Account No. 134689-6261-01-225896-0000, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local assessor for the Town of Poughkeepsie has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 22, 2010 relating to Account No. 134689-6261-01-225896-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

Municipality	Assessed Value	Exempt Amt.	Taxable Value	Corrected Tax
County	191,000		191,000	541.22
Town of Poughkeepsie	191,000		191,000	1,211.94
Townwide Drain Imp.	900 units		900 units	7.09
Arlington Fire	191,000		191,000	804.61
Arlington Sewer Main	300 units		300 units	52.10
Consolidated Light	191,000		191,000	42.92
Pok Lib. District	191,000		191,000	161.80
TownWide Wat Imp	1,500 units		1,500 units	102.20
			TOTAL:	\$2,923.88

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A430 Arlington Sewer Main (ASOF5)	\$798.88
Total:	\$798.88

CA-17-10  
MB/ca G-194  
2/1/10  
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

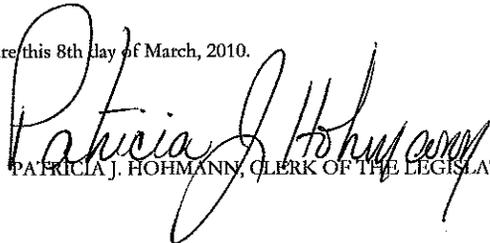
Date March 12, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**  
**COE Investigating Report**

Legal Description (grid #) 134689-6261-01-225896-0000

Owner's Name John E. Harkin

Mailing Address 673 Dutchess Tpke. Poughkeepsie NY 12603

Property Location 673 Dutchess Tpke.

School District Arlington Central School Dist. Special District Arlington Sewer Main

Total Assessed Value now on roll 191,000 Corrected to Same

Taxable Assessed Value now on roll 191,000 Corrected to Same

Exempt codes and amounts if applicable

Amount Levied \$3,722.76 Should be \$2,923.88

Tax Bill Paid? \_\_\_ yes  no Verified with assessor?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph E (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll \_\_\_

Exemption amount incorrectly calculated \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other:  Miscalculation of the special district units. Parcel was taxed for 4,900 units and should have been taxed for 300 units

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: **It is recommended that the application for a corrected 2008/09 Cnty/town tax bill be approved.**

Investigator Margaret Burns

Director Kathleen Meyers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

2010 JAN 22 PM 12:02

APPLICATION FOR CORRECTED TAX ROLL REAL PROPERTY TAX SERVICES FOR THE YEAR 20 09

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

Hankins, John E. 1a. Name of Owner

Day( ) Evening ( ) 2. Telephone Number

673 Dutchess Spk. Poughkeepsie NY 12603 1b. Mailing Address

3. Parcel Location (if different than 1b.)

6261-01-225896-0000 4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 6. Amount of taxes currently billed 3,722.76

7. I hereby request a correction of tax levied by Town of Pot - Arlington Sewer Main (county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): Sewer not available.

Jan 20-10 Date

John E. Hankins Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/22/10 Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation: [X] Approve application\* [ ] Deny Application

1/25/10 Date Kathleen Myers Signature of County Director

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED Amount of taxes currently billed: \$

Notice of approval mailed to applicant on (enter date): Corrected tax: \$

Order transmitted to collecting officer on (enter date):

APPLICATION DENIED Reason:

Seal of Office Date Signature of Chief Executive Officer or Official Designated by Resolution

TO THE DIRECTOR OF REAL PROPERTY TAX SERVICES:

2010 JAN 22 PM 12:02

Kathleen D. Taber, Assessor of the Town of Poughkeepsie

REAL PROPERTY TAX SERVICES

Dutchess County do hereby certify that the real property owned by

Narkias, John E GRID # 6261-01-225896-0000

shown on the 2009/10 Tax Roll of the Town School District of Poughkeepsie  
(year)

and assessed in the amount of 191,000 is correct/incorrect due to clerical error/

unlawful entry/ error in essential fact resulting from species Ardisia-Saxat. Main

not available - put in for limited amt 300 BU.

THEREFORE, I hereby do/do not support a recommendation of the Director of Real Property Tax Service that a new bill or refund be issued for above said parcel.

*This was a correction last yr did not  
corr for  
2009 roll.*

Attached is documentation for the investigation of this report.

1/20/10  
DATE

Kathleen D. Taber  
ASSESSOR

Poughkeepsie  
TOWN/CITY

**DOCUMENTATION REQUESTED**

- exemption application
- property record card
- tax bill
- other
- assessor work book
- verified statement from BAR
- paid tax bill

*Letter from Engineering sent Last yr.*

ENGINEERING DEPARTMENT  
*Town of Poughkeepsie*

**PETER D. SETARO, P. E.**  
Town Engineer  
**DONALD A. BEER**  
Associate Town Engineer  
**RUSSELL D. KING**  
Assistant Town Engineer

ONE OVEROCKER ROAD  
POUGHKEEPSIE, NY 12603  
TEL # (845) 485-3638  
FAX # (845) 485-4159

**MEMORANDUM**

January 23, 2009

**To:** Kathleen Taber, Town Attorney  
**From:** Russell King, Assistant Town Engineer *RMK*  
**Subject:** 673 Dutchess Tpke Sewer Service Availability

---

Per your request I have looked into the sewer availability to the above referenced property. This property at 673 Dutchess Turnpike is in a sewer district but currently the sewer lines do not extend to this lot nor is it contemplated to do so.

While it is conceivable that the property owner could obtain some R/W to reach our lines it would be extremely difficult and expensive. My recommendation is that you return this lot to a limited sewer assessment as in previous years.

Attachment

cc: Patricia Myers, Supervisor  
George B. Cacchio, CAMO

Sewer/2009/673DutchessTpke

2009 JAN 27 AM 11:19  
REAL PROPERTY  
TAX SERVICES

Discussion on the foregoing Resolution No. 2010073 resulted as follows:

Legislator Doxsey requested permission to abstain because his business did direct business with this person.

Chairman Rolison granted permission to abstain.

Roll call vote on the foregoing Resolution No. 2010073 resulted as follows:

AYES: 23 - Rolison, Cooper, Flesland, Goldberg, Kuffner, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0

ABSTENTION: 1 - Doxsey.

ABSENT: 1 - Bolner.

Resolution adopted.

RESOLUTION NO. 2010074

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Betty L. Hoyt and Calvin C. Hoyt

12 Hemlock Lane

Hyde Park NY 12538

ACCOUNT NO.: 133200-6165-01-224888-0000

Legislators BORCHERT and SADOWSKI offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Hyde Park for 2009 under the name of Betty L. Hoyt and Calvin C. Hoyt , Account No. 133200-6165-01-224888-0000, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local Tax Assessor for the Town of Hyde Park has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 21, 2010, relating to Account No. 133200-6165-01-224888-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

Municipality	Assessed Value	Exempt Amt.	Taxable Value	Corrected Tax
County	128,500	70,460	58,040	357.53
Town of Hyde Park	128,500	42,414	86,086	413.41
Hyde Park Light	128,500		128,500	40.69
Hyde Park Library	128,500		128,500	60.78
Roosevelt Fire	128,500		128,500	286.45
			TOTAL:	\$1,158.86

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A342 Allowance for Uncollectible Taxes	\$ 357.52
A430 Town of Hyde Park	<u>177.17</u>
Total	\$534.69

CA-18-10  
MB/ca G-194  
2/1/10  
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

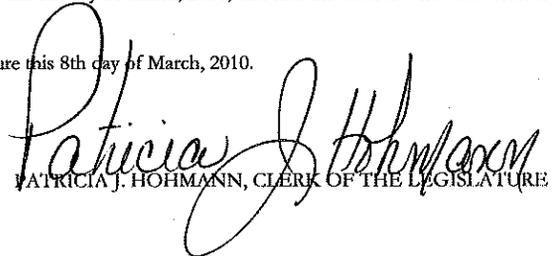
Date March 12, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**  
**COE Investigating Report**

Legal Description (grid #) 133200-6165-01-224888-0000

Owner's Name Betty L. and Calvin C. Hoyt

Mailing Address 12 Hemlock Ln. Hyde Park NY 12538

Property Location 12 Hemlock Lane.

School District Hyde Park Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 128,500 Corrected to Same

Taxable Assessed Value now on roll 116,080Cnty / 122,980Town Corrected to 58,040Cnty / 86,086Town

Exempt codes and amounts if applicable

Veterans Exemption 12,420Cnty / 5,520Town Senior Exemption 58,040Cnty / 36894Town

Amount Levied \$1,693.55 Should be \$1,158.86

Tax Bill Paid? \_\_\_ yes  no Verified with assessor?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph C (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll

Exemption amount incorrectly granted to park owner \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other: \_\_\_ Duplicate Assessment

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: It is recommended that the application to correct the 2009/10 Cnty/town tax bill be approved.

Investigator Margaret Burns

Director Kathleen Myers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 2010

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

Betty & Calvin Hoyt
1a. Name of Owner

Day ( 1229-5418 ) Evening ( )
2. Telephone Number

12 Hemlock Lane

Hyde Park, NY 12538
1b. Mailing Address

3. Parcel Location (if different than 1b.)

6165-01-224888
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 6. Amount of taxes currently billed

7. I hereby request a correction of tax levied by Town and County
(county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): See attached

1/19/10
Date

Calvin Hoyt
Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/21/10 Period of warrant for collection of taxes: 12/28/09

Last day for collection of taxes without interest: 2/28/10

Recommendation: [X] Approve application\* [ ] Deny Application

1/25/10
Date

Kathleen Myers
Signature of County Director

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED Amount of taxes currently billed: \$

Notice of approval mailed to applicant on (enter date): Corrected tax: \$

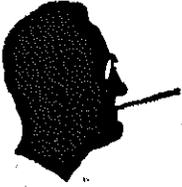
Order transmitted to collecting officer on (enter date):

APPLICATION DENIED Reason:

Seal of Office

Date

Signature of Chief Executive Officer or Official Designated by Resolution



**HISTORIC TOWN OF HYDE PARK**

---

4383 Albany Post Road, Hyde Park, N.Y. 12538

(845) 229-7103- Ext. 123 Fax (845) 229-1901

**Tim McGowan**  
Assessor

January 19, 2010

To Whom It May Concern:

The Assessor's Office is requesting a correction on tax parcel # 6165-01-224888, located on 12 Hemlock Lane in Hyde Park, NY 12538. In our error, their Senior Citizen exemption was never entered into the system. The exemption application had been mistakenly stapled to another exemption. Mr. and Mrs. Hoyt should have the exemption 41802, 41803, and 41804.

Attached is a copy of their Town and County Tax bill and a copy of their senior exemption application.

If there are any other questions or concerns, please feel free to contact our office.

Sincerely,

  
Tim McGowan  
Town Of Hyde Park Assessor

REAL PROPERTY  
TAX SERVICES

2010 JAN 21 PM 4:30

30%  
50%  
50%

Roll call vote on the foregoing Resolution No. 2010074 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010075

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Ruth Hicks LT and Sharon M. Cross RM  
9 Netherwood Plaza  
Salt Point NY 12578

ACCOUNT NO.: 134400-6365-02-622510-0000

Legislators BORCHERT and KELSEY offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Pleasant Valley for 2009 under the name of Ruth Hicks LT and Sharon M. Cross RM, Account No. 134400-6365-02-622510-0000, and

WHEREAS, the owner of said parcel, by application attached hereto, has applied for a correction of real property taxes on the basis of an alleged clerical error, and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local Tax Assessor for the Town of Pleasant Valley has made a clerical error in said assessment, and

WHEREAS, attached hereto is the written report of said Director together with her recommendation that the application be approved by the County Legislature, and

WHEREAS, the County Legislature has agreed that the clerical error does exist, now, therefore, be it

RESOLVED, that the application received January 29, 2010, relating to Account No. 134400-6365-02-622510-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

Municipality	Assessed Value	Exempt Amt.	Taxable Value	Corrected Tax
County	62,400	31,200	31,200	170.03
Town of Pleasant Valley	62,400	31,200	31,200	118.31
Pleasant Valley Fire	62,400		62,400	136.91
			TOTAL:	\$425.25

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further,

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A342 Allowance for Uncollectible Taxes	\$170.04
A430 Town of Pleasant Valley	<u>118.30</u>
Total	\$288.34

CA-26-10  
MB/ca G-194  
2/3/10  
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

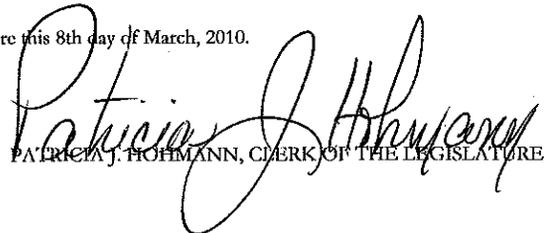
Date March 12, 2010

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

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 March, 2010, 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 March, 2010.



PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

# Dutchess County Real Property Tax Service Agency

## COE Investigating Report

Legal Description (grid #) 134400-6365-02-622510-0000

Owner's Name Ruth Hicks LT and Sharon M. Cross RM

Mailing Address 9 Netherwood Plaza Salt Point NY 12578

Property Location 9 Netherwood Plaza

School District Hyde Park Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 62,400 Corrected to Same

Taxable Assessed Value now on roll 62,400 Corrected to 31,200

Exempt codes and amounts if applicable

Senior exemption C/T 31,200

Amount Levied \$713.59

Should be \$425.25

Tax Bill Paid? \_\_\_ yes  no

Verified with assessor?  yes \_\_\_ no

Error Claimed is defined in Real Property Tax Law, Section 550:

- Subdivision 2, Paragraph C (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll

Exemption amount incorrectly calculated \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

Structure did not exist on taxable status date or was present on another parcel \_\_\_

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other: \_\_\_

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: It is recommended that the application to correct the 2009/10 Cnty/Town tax bill be approved.

Investigator Margaret Burns

Director Frances Myers



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (1/03)

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 20 09

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

Hicks, Ruth
1a. Name of Owner

Day (845) 246-5720 Evening ( ) SAME
2. Telephone Number

9 Netherwood Plaza
Salt Point, NY 12578
1b. Mailing Address

3. Parcel Location (if different than 1b.)

13 H400 6365-02-632510
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

13622510
5. Account No. 6. Amount of Taxes currently Billed \$ 713.59

7. I hereby request a correction of tax levied by Town of Pleasant Valley
(county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): SR. Exemption removed
IN ERROR \* See ATTACHED Proof of filing

1/29/10
Date

Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/29/10 Period of warrant for collection of taxes: 12/28/09

Recommendation: [X] Approve application\* [ ] Deny Application

2/1/10
Date

Signature of County Director

\* [ ] If box is checked, this copy is for assessor and board of assessment review of city/town/village of which are to consider attached report and recommendation as equivalent to petition filed pursuant to section 553.

PART III: For use by TAX LEVYING BODY or OFFICIAL DESIGNATED BY RESOLUTION (Insert Number or Date)

APPLICATION APPROVED Amount of taxes currently billed: \$
Corrected tax: \$
Notice of approval-date mailed to applicant:
Order instructing collecting officer to correct tax: date mailed
APPLICATION DENIED Reason:

Seal of Office

Date

Signature of Chief Executive Officer or Official Designated by Resolution

*This affidavit or a letter signed by the Assessor must be submitted for every requested Correction of Error.*

**I, Teresa Stegner, Assessor for the Town of Pleasant Valley, Dutchess County do hereby affirm that Parcel ID 134400 6365-02-622510 Owned by Ruth Hicks (LT) as shown on the 2009 Assessment Roll of the Town of Pleasant Valley and assessed in the amount of 62,400 is incorrect due to an error as defined in RPTL 550.**

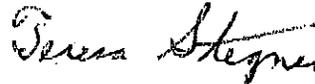
*An explanation of the error and how it occurred is as follows: (Please be specific)*

**The senior exemption was removed in error (after the school taxes were processed, so only the town/county tax is affected).**

*I request that the Director make a recommendation to the tax levying body to correct such an error and issue a new tax bill.*

Date **1/28/10**

Signature of Assessor



*Proof of error MUST accompany this affidavit as applicable:*

**Exemption application indicating approval/denial  
Copy of property record card, workbook or other final work product  
Copy of paid tax bill  
Verified statement of BAR (for grievance changes not appearing on final roll)  
Any other documentation requested by the Director to complete the investigation.**

*Please note that not all "errors" are correctable under law. For example, inventory errors such as assessments based on incorrect square footage of an improvement or misjudgments by the Assessor relating to grade, condition, or % of completion are NOT correctable errors.*

Roll call vote on the foregoing Resolution No. 2010075 resulted as follows:

AYES: 24 – Rolison, Cooper, Flesland, Goldberg, Kuffner, Doxsey, Horn, Borchert, Sadowski, Roman, White, Jeter-Jackson, Tyner, Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

NAYS: 0                      ABSENT: 1 – Bolner.

Resolution adopted.

RESOLUTION NO. 2010076

RE: CONFIRMING APPOINTMENT OF JAMES M. FEDORCHAK AS COUNTY ATTORNEY

LEGISLATORS BORCHERT, FLESLAND, FORMAN, ROLISON, and THOMES offer the following and moves its adoption:

WHEREAS, the County Executive has appointed James M. Fedorchak as County Attorney, and

WHEREAS, pursuant to Article VIII, Section 8.01 of the Dutchess County Charter, the County Executive shall appoint the County Attorney subject to confirmation by the County Legislature, and

WHEREAS, the Commissioner of Personnel has determined that James M. Fedorchak is qualified to perform the duties of the position of County Attorney, and

WHEREAS, the Commissioner of Personnel has indicated municipal attorneys are competitive and specialized positions with commensurate salaries of up to \$169,000 for full-time City and Town attorneys, up to \$90,000 for part-time attorneys, and hourly part-time salaries of \$150 per hour in several towns, a rate which would compute to over \$270,000 annually for a full-time week, and

WHEREAS, the Commissioner of Personnel has established that Mr. Fedorchak possesses qualifications for the position of County Attorney that are commensurately higher than, and in fact, far exceeds the minimum qualifications that have been established for the position and Mr. Fedorchak has 35 years in the practice of civil law including serving as Assistant County Attorney for two years and Chief Assistant County Attorney for three years, and

WHEREAS, in concurrence with the Commissioner of Personnel, the County Executive has recommended a salary of \$132,500 which is less than the \$137,800 of the previous County Attorney and more than the current Chief Assistant County Attorney of \$126,300, and

WHEREAS, pursuant to Article VIII, Section 8.02 (a) of the Dutchess County Charter, the County Attorney shall be the sole legal advisor for the County and, based upon these duties and responsibilities of the position, now, therefore, be it

RESOLVED, that the Legislature of the County of Dutchess does hereby confirm the appointment of James M. Fedorchak to the position of County Attorney of the County of Dutchess effective April 1, 2010 and further resolved that the Legislature authorizes an annual salary of \$132,500.

CA-33-10ca/G-0124 3/4/10  
STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

**WILLIAM R. STEINHAUS**  
COUNTY EXECUTIVE

APPROVED

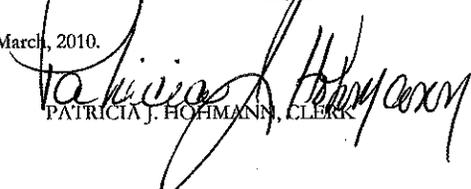


This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess, have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 8<sup>th</sup> day of March, 2010, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

Date March 12 2010

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 8<sup>th</sup> day of March, 2010.

PATRICIA J. HOHMANN, CLERK



Discussion on the foregoing Resolution No. 2010076 resulted as follows:

Legislator Horn, duly seconded by Legislator Cooper moved to amend the last RESOLVED as follows:

RESOLVED, that the Legislature of the County of Dutchess does hereby confirm the appointment of James M. Fedorchak to the position of County Attorney of the County of Dutchess.

Legislator Kuffner questioned why the effective date was removed.

Legislator Horn stated that was not her intent and further amended the motion to add the effective date of April 1, 2010, duly seconded by Legislator Cooper.

Legislator Flesland, moved to Call the Question., duly seconded by Legislator Cooper. Roll call vote on the foregoing motion to "Call the Question" resulted as follows:

AYES: 14 – Rolison, Cooper, Flesland, Borchert, Sadowski, Roman, Weiss, Incoronato, Miccio, Traudt, Horton, Hutchings, Thomes, Surman.

NAYS: 10 - Goldberg, Kuffner, Doxsey, Horn, White, Jeter-Jackson, Tyner, MacAvery, Forman, Kelsey.

ABSENT: 1 – Bolner.

Motion defeated.

Roll call vote on the foregoing amendment resulted as follows:

AYES: 9 – Cooper, Goldberg, Kuffner, Doxsey, Horn, White, Jeter-Jackson, Tyner, MacAvery.

NAYS: 15 – Rolison, Flesland, Borchert, Sadowski, Roman, Weiss, Incoronato, Miccio, Forman, Traudt, Horton, Hutchings, Thomes, Surman, Kelsey.

ABSENT: 1 – Bolner.

Amendment defeated.

Roll call vote on the foregoing Resolution No. 2010076 resulted as follows:

AYES: 18 – Rolison, Flesland, Borchert, Sadowski, Roman, White, Jeter-Jackson,  
Weiss, Incoronato, MacAvery, Miccio, Forman, Traudt, Horton, Hutchings,  
Thomes, Surman, Kelsey.

NAYS: 6 – Cooper, Goldberg, Kuffner, Doxsey, Horn, Tyner.

ABSENT: 1 – Bolner.

Resolution adopted.

***Condolence: Morton J. Laffin***

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

**Whereas,** The Dutchess County Legislature has learned with sadness and regret of the recent death of Morton J. Laffin on February 17, 2010, at The Pines in Poughkeepsie, New York; and

**Whereas,** he was born October 23, 1942 in Poughkeepsie, New York . He is the son of James C. and Louise Foresta Laffin, and graduated from Arlington High School and Marist College; and

**Whereas,** Mort married Patricia M. Flynn and have four (4) children, David, Brian, Brett and Darren; and

**Whereas,** Morton J. Laffin was employed as a Financial Advisor for Smith-Barney, he retired in 2002; and

**Whereas,** Mort Laffin was a former sports writer for the Poughkeepsie Journal and the Kingston Freeman. His love of sports and commitment showed threw his coaching abilities, he coached C.Y.O., A.A.U. Summer League; he was an Assistant Coach of Basketball at Poughkeepsie High School and Dutchess Community College and the Town of Poughkeepsie Senior Baseball league. Morton J. Laffin was also an Athletic Director at Our Lady of Mt. Carmel School; and

**Whereas,** Morton J. Laffin was a longtime member of Our Lady of Mount Carmel Church; and

**Whereas,** he served on the Dutchess Legislature, having represented then District 3 for the Town of Poughkeepsie in many different capacities, such as in 1978 Educational Services, Chairman of Environmental Control Human Services; in 1979 Budget and Finance and Sub-committee Chairman for Family Services; 1980 - 1983 Family Service and Governmental Services; additionally, in 1983 he served as Vice Chairman for Community Services and Government Services; now, therefore, be it

**Resolved,** that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby extend its deep sympathy and sincere condolences to the family and friends of the late Morton J. Laffin, and, be it further

**Resolved,** that the meeting of the Dutchess County Legislature be adjourned in memory of the late Morton J. Laffin.

Resolution No. 2010077 entitled, "*Condolence Morton J. Laffin*" was unanimously adopted by voice vote.

**Commendation: Les Hulcoop**

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

**Whereas**, Les Hulcoop Senior Resource Educator for field corps, vegetables, agriculture policy, agriculture district law, and biomass fuel corps, has retired from Cornell Cooperative Extension Dutchess County (CCEDC) after 23 years of service; and

**Whereas**, Les C. Hulcoop received both his Bachelors and Masters Degrees from Cornell University. Les began his career in the agricultural field when he first went to work at Grey's Greenhouse in Poughkeepsie. Thereafter, he worked at Herman's Nursery. Once he received his Masters degree, he taught for a year in Buffalo and then traveled to St. Croix to work as a vocational educator, and upon his return to the United States in 1987, he began a new career as an Educator for Cornell Cooperative Extension Dutchess County and this began his 23 year career; and

**Whereas**, Les C. Hulcoop was instrumental in many innovative achievements such as the first Dutchess County Produce map, the creation of a Hudson Valley Grower's Association (an off-shoot of what is now known as Hudson Valley Harvest). Les was also involved in such campaigns such as "Eat local", "Once a Day" as well as the "Ag Ambassador Program"; and

**Whereas**, Les promoted and facilitated many great programs in the Hudson Valley such as "Crop Art to Dutchess County" creating "planted crop pictures" at several local farms; the "tomato taste-off"; the "Small Farm Expo". Additionally, he worked with the Culinary Institute of America to educate and encourage student chefs to buy and use local produce, including conducting tours of local farms for the chefs to see and experience the fresh, local crops being grown; and

**Whereas**, through a grant received from Cornell, Les worked with local farmers to grow alternative crops of "Switchgrass" which can be processed as a biofuel; and

**Whereas**, Les received the prestigious award on 2007 from Mohonk Consultations, that recognizes the achievements of members of an organization or individual who takes Rene Dubos' words to heart, "Think Globally, Act Locally"; now therefore, be it

**Resolved**, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate, Les C. Hulcoop, on his retirement and many years of dedication to the agricultural community; and, be it further

**Resolved**, that the Dutchess County Legislature, does hereby extend to Les C. Hulcoop, its best wishes in all of his future endeavors.

Resolution No. 2010078

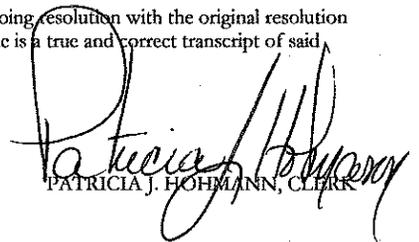
STATE OF NEW YORK

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 8<sup>th</sup> day of March, 2010, 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 8<sup>th</sup> day of March, 2010.

  
PATRICIA J. HOHMANN, CLERK

Resolution No. 2010078 entitled, "*Commendation: Les Hulcoop*" was unanimously adopted by voice vote.

**Commendation: John C. Agor**

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

**Whereas**, John C. Agor, has retired after nearly 50 years as an aviator, and 21 years as President and co-founder of Associated Aircraft Group, Inc.; and

**Whereas**, John C. Agor began his career as a Second Lieutenant in the United State Army as a dual-rated Army Aviator and quickly grasped the complexities of helicopter aviation. While he was in Germany he served as an Aviation Maintenance Officer, Test Pilot and as a Company Commander. John applied his leadership and aviation skills while serving in Southeast Asia with the 1<sup>st</sup> Cavalry Division at An Khe during combat; and

**Whereas**, John returned to the area from Vietnam and began a career as an entrepreneur, beginning with a construction company specializing in custom homes, while keeping his interest and love for aviation as a part-time helicopter flight instructor; and

**Whereas**, in 1989 John and two partners formed Associated Aircraft Group, Inc., with John serving as president and through his commitment to safe operation, quality service and customer satisfaction which became the hallmarks of the company they quickly attracted corporate flight departments with helicopter needs; and

**Whereas**, in 1997 AAG moved to a larger facility at the Dutchess County Airport. Under John C. Agor's leadership AAG captured the attention of Sikorsky Aircraft Corporation ,which ultimately purchased AAG retaining John as the president; and

**Whereas**, John's unwavering commitment to the community was demonstrated in September 2001, following the destruction of the World Trade Center and again in 2005 after Hurricane Katrina, where John and AAG supplied helicopters in both rescue efforts for which AAG shared in HAI's 2006 Igor Sikorsky Award for Humanitarian Service; now, therefore, be it

**Resolved**, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate, John C. Agor, on his retirement and has unwavering commitment to his community, business, customers, employees and the industry that has been absolute; and, be it further

**Resolved**, that the Dutchess County Legislature, does hereby extend to John A. Agor, its best wishes in all of his future endeavors.

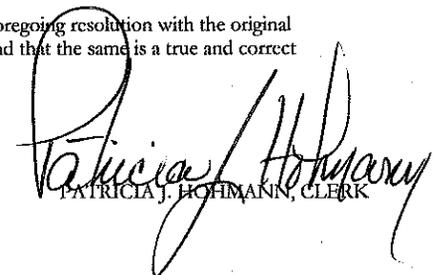
Resolution No. 2010079  
STATE OF NEW YORK

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 8<sup>th</sup> day of March, 2010, 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 8<sup>th</sup> day of March, 2010.

  
PATRICIA J. HOHMANN, CLERK

Resolution No. 2010079 entitled, “ *Commendation: John Agor*” was unanimously adopted by voice vote.

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, City of Poughkeepsie, New York, spoke about the audit of the Resource Recovery Agency in the *Poughkeepsie Journal*. A copy attached and made a part of these minutes.

James Fedorchak, resident, City of Poughkeepsie, thanked the Legislature for adoption of Resolution No. 2010076 entitled, "Confirming Appointment of James M. Fedorchak as County Attorney."

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.

On motion by Legislator Cooper, duly seconded by Legislator Flesland and carried, the meeting was adjourned in memory of Morton J. Laffin at 9:20 p.m. subject to call of the Chair.