

Attendance Sheets

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

Date: 3/11/13

Regular Meeting
of the
Dutchess County Legislature

Monday, March 11, 2013

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

Roll Call by the Clerk of the Legislature

PRESENT: 23 Bolner, Borchert, Doxsey, Flesland, Forman, Horton,
Hutchings, Incoronato, Jeter-Jackson, Kelsey, MacAvery,
Miccio, Perkins, Rolison, Roman, Serino, Surman, Thomes,
Traudt, Tyner, Weiss, White, Wilkinson

ABSENT: 1 Blalock

PRESENT, LATE: 1 Amparo

Quorum Present.

Pledge of Allegiance to the Flag; invocation given by Monsignor Joseph Martin of St. Mary's Church, Fishkill, followed by a moment of silent meditation.

Commendation: Ashlynn Mohan

Proclamation: American Red Cross Month

Proclamation: Parkinson's Awareness Month

Chairman Rolison entertained a motion to approve the February 2013 minutes.

The February 2013 minutes were adopted.

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

The following speakers spoke in support of repealing the New York Safe Act:

Jacqueline Emslie, 7 Corlies Avenue, Poughkeepsie spoke in support of repealing the New York Safe Act.

Matthew Plain, 57 Cannon Street, Poughkeepsie.

Thomas Kramek, 34 Carol Drive, Poughkeepsie. Comments attached.

Dannette Roberts, 148 Franklin Street, stated that reduced funding for Mental Health was part of the problem. He also referred to training programs sponsored by the NRA.

Christopher Zaleski, 8 Sky Top Drive, Wappingers Falls.

Jack Feldborg, 63 South Gate Drive, Poughkeepsie.

Tom Gannon Jr., 136 Roosevelt Road, Hyde Park.

Phil Polizotto, City of Poughkeepsie, stated that the Safe Act made felons of ordinary citizens.

Jack Farkus, 278 County Route 2, Accord, stated that the Safe Act did not address the numerous amounts of people on mental health prescriptions.

Robert Lustgarten, 9 Ardmore Drive, Wappingers Falls, stated that the Safe Act was aimed at disarming the public not for safety.

Gus Kazolias, 47 Noxon Street, Poughkeepsie, stated that the law was unconstitutional. Comments attached.

Paul Dorn stated that the money that was spent on this law could have been better served on the youth.

Matt Henning, Stormville, urged bi-partisan support for repealing the Safe Act. Comments attached.

Hector Miranda, Poughkeepsie resident, stated that passing the Safe Act would not protect anyone, but rather gave them a false sense of security.

Jerry Moynihan, 348 Hibernia Road, Salt Point, stated that the people cannot depend on the government to protect them. He added that the law was headed to confiscate all guns.

Kurt Schmackenber, 1 Deckert Boulevard, Lagrangeville, stated that law

would not keep the guns out of the hands of criminals and urged the Legislature to repeal the Safe Act.

Emanuele Marinaro, 850 Route 376, Wappingers Falls, thanked the Legislature for considering the repeal of the Safe Act.

Elmer LeSuer, 7578 North Broadway, Red Hook, urged passage of the resolution opposing the Safe Act.

Russell Liebler, 6 Chase Court, Wappingers Falls, stated that New York needed to strengthen school security and gang violence, not come down on law abiding citizens. He urged repealing the Safe Act.

David Warshaw, 13 Bird Lane, Poughkeepsie, stated that Safe Act was a disaster for Dutchess County and was a harassment of law abiding citizens.

John Green, 2 Idlewild Drive, Poughkeepsie, urged the adoption of repealing the Safe Act. He stated that Senator Gipson's staff informed him that it would not be repealed, but changes would be made.

Eric Grove, 3 Burnham Court, Fishkill, stated that this law was to further a political agenda, not public safety.

Chris Stehling, 149 Mill Road, Red Hook, urged repeal of the Safe Act.

Alex Czarniecki, 31 Helen Drive, Wappinger Falls, viewed the law as missing its intent and the citizens of New York would be sacrificed.

Jim Shuttleworth, Dutchess County resident, procedure is as important as substantive law.

Philip Darcy, 40 Sutton Park Road, Poughkeepsie, spoke in opposition to the Safe Act.

John Donohue, 351 Ridge Road, Dover Plains, urged repeal of the Safe Act.

Eric Johnson, 119 Coopers Farm Road, Dover Plains, questioned how his owning certain types of guns was a threat to anyone or school. He added that the Safe Act violated every right there was and have worked hard for.

Ernest Suter, 1 Hillis Terrace, stated that this law would create a database of who owned what types of guns.

Scott Emslie, 17 Corlies Avenue, Poughkeepsie, spoke in opposition to the

Safe Act.

Mike Cavanaugh, P.O. Box 692, New Paltz resident, urged the overturning of the Safe Act.

Kurt Houben, 78 Oswego Road, Pleasant Valley, stated that education, not legislation, would help our country.

Michael Torsone, 218 Mill Street, Poughkeepsie, state that citizens should not be restricted in order to protect their family.

Patricia Hohmann, on behalf of Congressman Chris Gibson, expressed support of the legislature repealing the Safe Act.

Hans Gieseler, 2 Tree Top Lane, Poughkeepsie, urged the repeal.

Aaron Weiss, 32 Sheldon Drive, Poughkeepsie, Veteran and Dutchess County resident, spoke in favor of the repeal of the Safe Act because he had fought for the rights of this country and had friends that gave the ultimate sacrifice for this country's rights.

Jonathan Green, 25 Tinkertown Road, Pleasant Valley, spoke in favor of repealing the Safe Act

Gerry Advocate, 59 Birch Drive, Pleasant Valley, spoke in favor of the second amendment.

Bob Bidwell, 4h shooting club, urged passage of this resolution so his son has the same rights he had.

Tommy Maerling, Ulster County, spoke in opposition to the Safe Act.

Brad Forest, 101 Ray Boulevard, Poughkeepsie, strongly opposed the Safe Act.

Jeffrey Baker, 31 Meddaugh Road, Pleasant Valley, comments attached.

Jay Meyer, Pleasant Valley, spoke about the government taking away the rights of the citizens and urged repeal of the Safe Act.

April Panessa, 10 Carmine Drive, Wappingers Falls, spoke in favor of repealing the Safe Act.

Michael Leone, 106 Van Wagner Road, Poughkeepsie, stated that he was fed

up with ignorance on this subject. He added that the Safe Act made no sense.

The following speakers spoke in opposition to repealing the New York Safe Act:

Bill McCabe, 81 Darren Road, Lagrangeville, urged the Legislature to remove the word "repeal" and stated that the Safe Act encouraged safety.

Greg Bull, Town of Stanford, urged the Legislature not to repeal the Safe Act because it made the streets and schools safer.

Phil Jonas, Staten Island, was a profiler to try to avert shooting situations. He urged the Legislature not to vote in haste.

Ed Kinkade, 819 VanWagner Road, Poughkeepsie, stated that the Safe Act would keep guns out of the bad guys hands and made background checks mandatory.

Thomas Jacobs, 8 Bykerhulle, Hopewell Junction, stated that the Safe Act spoke for hunters and those who wished to protect themselves. He added that it made strongly regulations on the sale of weapons and background checks. Comments attached.

Melanie Whaley, 10 Hammond Hill Road, Dover Plains, stated that 65 percent of New Yorkers support this law. Petition attached.

Michael Kessler, 363 Smith Road, Pleasant Valley, strongly supported the Safe Act and the background checks, also the rights of felons and mentally ill to possess firearms.

Joseph Stratford, Dutchess County resident, stated these provisions were for the public's safety.

Beth Kangarilu, 5 Riviera Drive, urged the legislature to have faith in the government to protect them.

Ron Robbins, 151 Academy Street, Poughkeepsie, spoke in favor of regulating guns for the safety of returning veterans.

Marie Dewald, 125 Willow Brook Road, Clinton Corners, spoke in support of the Safe Act.

Gloria Robbins, 151 Academy Street, Poughkeepsie, stated that we were living in a different time then when the constitution was drafted. She supported the Safe Act because of the numerous stray bullets that hit innocent victims.

Legislator MacAvery read a prepared statement from Fred S. Barlow who could not attend the meeting, opposing the improvements to the Dutchess Stadium, attached.

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

SIGN-IN SPEAKERS LIST

March 11, 2013

PRINT NAME	ADDRESS AND EMAIL ADDRESS
✓ Jacqueline Emslie	17 Corties Ave Pok. JSLIE@EARTHLINK.NET matty matt 81@hotmail.com
✓ Matthew Plain	57 Cannon St. Poughkeepsie NY
✓ Thomas Kraneck	34 Carol Drive, Poughkeepsie, NY 12603 tkraneck125@yahoo.com
✓ Donna Robert Robb	148 Franklin Street
✓ Christopher Zaleski	8 Sky Top Dr. Wappingers Falls NY c-zaleski@yahoo.com
✓ JACK FELD BORG	635, CATKOP, POIR JACKFELDBORG@OPTIMUM.NET
✓ Tom GANNIN JR	156 ROSS SUBCT RD H105 PARK 12538
x Bill Mc CABE	81 DARREN RD, LAGRANVILLE 12544 WMC1226@OPTIMUM.NET T/OE UNIONVALE
✓ PHIL POLIZOTTO	PHIL I
✓ JAF FARVAS	278 CR 2 Accord NY
✓ Robert Lustgarten	9 Ardmore Dr. Wapp. Falls Robert Lustgarten GMAIL.COM
✓ BUSKAZO LIAS	47 NOXON STREET POK 12601
x Greg Bull	Hamden NY
✓ Paul Dan Bern	Paul Dan Bern Poughkeepsie PKDUMUPPA@AOL.COM
✓ Matt Henning	Stormville, Bigmatt1976@yahoo.com
✓ Hector Miranda	Poughkeepsie, NY 12603 hmiranda@lspower.com
✓ JEANNY MOYHART	348 MIBELWIA Rd S127 P047 NY 12578
x PHIL JONES	Milline Mary Anock
Chris Rowley	27 Falls Dr Cold Spring NY mtosp2@yahoo.com
✓ Kurt Schmuckenberg	1 Deckert Blvd LaGrangeville kpsCplancinME@hotmail.com
✓ EMANUELE MARINARO	850 Rt. 376 WAPP. FALLS.

SIGN-IN SPEAKERS LIST

March 11, 2013

PRINT NAME	ADDRESS AND EMAIL ADDRESS
- ✓ EMER LESUER	7578 NORTH BROADWAY Red Hook NY
- ✓ Russell Liebler	6 Chase Ct Wappingers Falls NY
- ✓ DAVID WARSHAW	13 BIRLA PK - SCOPE INC
X ✓ Ed Kinkade	819 Van Wagner Rd Pok
- ✓ JOHN GREEN	2 IDLEWILD DR Pok
X ✓ Tom Jacobs	8 Bykerhulle Rd Hoxwell Jet NY
- ✓ Eric Grove	3 Burnham Ct. Fishkill, NY
- ✓ Chris Stehling	149 Mill Rd Red Hook NY
- ✓ ALEX CZARNIECKI	31 Helen Dr Wappingers Falls
X ✓ Darryl Lafferty	103 Hoboken Ave. Poughkeepsie, NY 12601
- ✓ Jim Shuttlesworth	66 Warrington Dr
- ✓ Philip Darcy Darby	40 Sutton Park Rd. Pok NY 12603
- ✓ JOHN DEMOHUE	351 RIDGE RD
- ✓ Eric Johnson	119 Coopers Dam RD Dover Plains
- ✓ Ernest Suter	1 Hillis Terrace
X ✓ Melanie Whaley	10 Hammond Hill Rd, Dover Plains NY
- ✓ SCOTT Emslie	17 Carolies Ave Poughkeepsie, NY 12601 lonewal1P37@earthlink.net
- ✓ JUSTIN VARUZZO	10 B MARSHALL DR. Pok. NY 12601
- ✓ MIKE CAVANAUGH	PO Box 692 Newaltz NY CAVANA @ HVC. AA. Com
- ✓ Kurt Houben	78 Oswego Road Kurt.houben@gmail.com
- ✓ MIKE TORSONG	218 Mill St. Pok NY 12601

SIGN-IN SPEAKERS LIST

March 11, 2013

PRINT NAME	ADDRESS AND EMAIL ADDRESS
✓ Bob Bidwell	Bob hawkeye53bob@yahoo.com
✓ Tom Maerling	Ulster County tactent@yahoo.com
✓ JOSEPH STRATFORD	JOSEPH.STRAFORD@1199.ORG
BRUCE WILLIAMS	53 SUNDRISS DRIVE RED HOOK ZAPPAL@Frontier.com
Greg Hanson	15 Spring St, Chelsea 12512 ghanson@idsi.net
✓ Jeffrey Baker	31 Medburgh Rd, Pleasant Valley, NY age 23 mit@mail.com
FRED BARLOW	49 NEW DRIVE, BEACON NY 12508
✓ BRAD A. FORREST	101 RAY BLVD, POK, NY 12603
✓ Beth Kangaru	5 Riviera Dr
✓ Ron Rullu Robbins	1514 Coburn St POK, NY 12603
BEN OLIVER	6408 CHELSEA COVE RD, HWY-12533
✓ Maria DeJaed	127 Window Brook Rd, CC 12514
✓ April Paonessa	10 Carmine Dr wapp Fls NY

Good evening. My name is Thomas Kramek, and my family and I have been residents of Dutchess County for 24 years. I am here today to express my strong opposition to the recently passed NY SAFE Act. I am a professional engineer and manage a technology business in the Hudson Valley that employs over 40 people. I have been a youth soccer coach for seven years, a Scout leader for 12 years, held Secret clearances with the Department of Defense, and as of January 15, 2013, I guess I have become a criminal in the state of New York.

I am proud to be a proponent of the US Constitution, and I support all of the rights in the Bill of Rights, including the 2nd amendment. I have been a shooter since I was a teenager, and I shoot competitively throughout the year with a variety of different types of guns. Most of the competitive matches I attend are in Dutchess County.

I am opposed to the SAFE Act for several key reasons.

First, I believe the law was passed through an abuse of the Governor's power. There is no valid reason for the imposition of a "message of necessity" for bringing this measure to pass. This only served to rush the bill through before the majority of citizens in the state could voice their opposition. Use of this suspension of the processes called out in the state constitution is only to be used in the most restricted circumstances and not for political expediency.

Second, the SAFE Act serves as yet another unfunded mandate by the governor. The cost of imposing these restrictive measures will fall completely on local and county governments without any compensation from the state. The requirements for background checks for ammunition purchases will overwhelm the National instant check process and the costs will drive businesses to stop selling in NY. Local businesses will be directly impacted by this additional cost and bureaucratic burden.

Third, this act was a knee-jerk reaction to a tragedy and is based entirely on emotion and not on fact. You will/have heard from people who have suffered as a result of violence. I sympathize completely with them; no one should experience the loss of a loved one from criminal behavior. But the media has ignored the hundreds of thousands of times weapons are used each year to prevent crime, and instead sensationalized the implements used in these criminal acts to direct the focus away from where it belongs; on the criminals who committed the crime. It is not as if the dreaded "assault weapon" dragged some poor innocent bystander into these crimes; it is the exact opposite. Criminal, and sometimes deranged people, commit horrible acts. The very term "assault weapon" was coined by an anti-gun group to make some kinds of guns seem particularly dangerous to aid in their efforts to ban

them and all guns. Anyone who is familiar with firearms can tell you that the features listed in the act's definition of assault weapon are purely cosmetic and have no bearing on the lethality of a certain type of gun. The governor also claims that the guns subject to ban are not useful for self-defense. I would say the exact opposite. So would Sarah McKinley, who protected herself and her baby from a knife-wielding attacker this last New Year's Eve with an AR-15. The reason why AR-15 type rifles are the most popular gun in the United States is because they are reliable, accurate, and easy to use by people of all sizes. The same week that Governor Cuomo stated that AR-15 are not suitable for self-defense, the Department of Homeland Security ordered 10,000 ARs for their personnel as personal defense weapons. The SAFE Act has, purely on the basis of appearance, made illegal the most popular rifle in America, and has made criminals of those who possess them unless they are registered.

You may say that registration is innocuous and harmless. History tells us otherwise. In the 1960's New York City began registering long guns, and by the 1990's were actively raiding homes to confiscate these weapons, as documented in the Daily News and other papers. There can be no valid reason for keeping a list of gun owners unless the government is reserving the right to confiscate those guns in the future. By its very definition, registration carries the stigma that ownership of certain firearms makes you a potential threat to society. By virtue of the massive PR push by the governor and the present administration, law-abiding citizens who exercise their constitutional right to own a gun are being portrayed as potential criminals. You only need to look at the penalties proposed in the SAFE Act for violating any of its provisions; gun owners who do not dispose of or register guns that were legal as of January 13, 2013 and illegal the next day will now be punished more severely than child pornographers, criminals guilty of assault and other violent crimes.

Lastly, this law will do nothing to prevent crime or violence. Guns of the type being banned are used in less than 1 % of all gun crimes, and rifles of all types are used less often in homicides than clubs or even bare hands. The Justice department, in 3 separate studies, concluded that the 1994 Assault Weapons Ban was ineffective because the types of weapons banned are rarely used by criminals at all. The recent, highly publicized crimes are truly horrible. But in a nation of 315 million people, the reported 340 deaths attributed to rifles of all types throughout the US in 2011 are not sufficient cause to criminalize the 3-4 million legal owners of AR-15 type rifles. We don't need to look very far to see that this law is another layer on a failed experiment. New York City has much more restrictive gun laws than the rest of the state and yet has higher rates of gun violence.

So if this law is not about saving lives, what is it about? It is about government control. The natural extension of this act is that gun violence will not be eliminated until guns are not available, and so the laws backers will say that no one will be safe until all firearms are out of the people's hands. Of course, criminals will not pay attention to this law any more than the hundreds of gun laws already on the books so the only people to be disarmed will be the law-abiding population.

I encourage the Dutchess County Legislature to join the 40 plus other county Legislatures in NY in opposing this useless law and to call for its immediate repeal.

Thank you.

[http://libertyfight.com/2013/Police Commissioner raymond kelly lies about gun confiscation in New York.html](http://libertyfight.com/2013/Police%20Commissioner%20raymond%20kelly%20lies%20about%20gun%20confiscation%20in%20New%20York.html)

http://johnsonfirearms.com/gun_facts/

<http://www.usnews.com/news/articles/2013/01/30/do-women-prefer-ar-15-rifles>

NOTE:-

C.P.K

NYSAFE

THOSE ANTI-GUN SYCHOPHANTS [REDACTED] RE, MANY IF NOT ALL DID NOT READ THE LAW, [REDACTED]
 [REDACTED]
 [REDACTED]... AS A NON-GUN OWNER AND DUES PAYING MEMBER OF THE SECOND AMENDMENT FOUNDATION. NYSAFE LAW VIOLATED THE 2ND AMENDMENT BECAUSE IT IS UNCONSTITUTIONAL REGISTRATION IS CONFISCATION; THE NYSAFE ACT ALL GUNS/BULLETS HAVE TO BE REGISTERD, NO EXCEPTIONS. IT IS A CRIMINAL OFFENSE UP TO A FELONY. [REDACTED]

[REDACTED], MANY PROVISIONS OF THE NYSAFE LAW VIOLATES THE SECOND AMENDMENT. THE LAW WILL DEFINITELY BE CHALLENGED IN STATE COURT. DEFINIELY THE SECOND AMENDMENT FOUNDATION WILL CHALLENGE NYSAFE LAW IN THE FEDERAL COURTS; [REDACTED]

[REDACTED] THE SECOND PROTECTS THE FIRST!!!!SENATOR RAND PAUL DURING HIS 13 HOUR FILIBUSTER REVEALED TOO MANY THAT THE CIA WAS IMMUNE FROM THE POSSE COMITATUS ACT WHICH I WILL SUBMIT A COPY. [REDACTED]

[REDACTED] NATO ATTACKING LYBIA VIOLATING NATO CHARTER, WHATS STOPPING THEM TO COME RO U.S. ,FYI, NATO PLANNED TO HOLD A CONFERENCE IN CHICAGO,WHY? [REDACTED]

[REDACTED] HOMELAND SECURITY'S ANNUAL BUDGET IS CLOSE TO \$100 BILLION PER YEAR, AND WITH FEMA, THEY BUILT THE FOLLOWING: INFORMATION CAMPS HOLDING MILLIONS, [REDACTED], HUNDREDS THOUSAND FOUR TO A CANVASS COFFIN SACKS, THOUSANDS OF TRAINS CARS WITH SHACKLES , UNDER GROUND CITIES WITH HIGH SPEED RAIL SYSTEM, BOUGHT UP;TWO BILLION HOLLOW CORE BULLETS,FOR TARGET PRACTICE,CREATING SHORTAGES, SEVEN THOUSAND REAL AUTOMATIC ASSAULT WEAPONS,, THIRTY FIVE -HUNDRED COMOUFLAGED TANKS HIDDING IN GEORGIA/WEST VIRGINIA, 30,000 DRONES IN THE US, FOR WHAT, TO KILL FLIES , \$50 MILLION FOR UNIFORMS AT 1000/PER UNIFORM, ARE THEY BULLET PROOF? THE HIGHER MILITARY ECHELON ARE POLITICAL OBAMA APPOINTED GENERALS NOT WAR PROVEN GENERALS, [REDACTED]. IN THE PAST, THERE HAVE BEEN MANY FALSE FLAGS, [REDACTED] THE HEALTH OF THE PRESIDENT OF THE UNITED STATES GOING TO BE ANOTHER FALSE FLAG? DO YOU THINK OBAMA'S PUPPET GENERALS WILL NOT GIVE ORDERS TO HIS SUBORDINATES TO FIRE ON CIVILIANS? THOSE WHO HAVE NOT LEARNED FROM HISTORY ARE PRONE TO REPEAT THOSE MISTAKES! REMEMBER FRANCE AND GERMANY? FIRST REGISTRATION, THEN CONFISCATION HERE! IN THEUSA, THAT'S WHEN THE SECOND AMERICAN REVOLUTION BEGINS AND IT WON'T BE OPEN SEASON FOR DEER; A LEARNING LESSON: DO NOT AN ANTAGONISE AND WAKE A SLEEPNG GIANT. BECAUSE IT'S NOT GOING TO BE NICE.

Constantine G. Kazolias
 CONSTANTINE GUS KAZOLIAS 47 NOXON ST.,12601,[845]452-5539,03/11/13

NYSAFE .D.C...LEGISLATURE, .PREVIOUS MEETING, I WANT TO THANK THOSE WHO HAD THE COURTESY/FORESIGHT BY PLACING COPIES OF THE 38 PAGE NYSAFE LAW AT THE CHAMBER ENTRANCE. THOSE ANTI-GUN SYCHOPHANTS WHO SPOKE, MANY IF NOT ALL DID NOT READ THE LAW, NYC IS EXEMPT FROM THE NYSAFE LAW., NYC NANNY MAYOR BLOOMBERG'S LIBERALLY GROUPIES SPEAK IN UNISON. REMINDS ME OF THOSE TWO BIRDS OF WITH THE SAME FEATHER, HECKLE AND JECKLE.... ONE BIRD SAID IT THE OTHE AGREED WITH THE FIRST... AS A NON-GUN OWNER AND DUES PAYING MEMBER OF THE SECOND AMENDMENT FOUNDATION. NYSAFE LAW VIOLATED THE 2ND AMENDMENT BECAUSE IT IS UNCONSTITUTIONAL REGISTRATION IS CONFISCATION; THE NYSAFE ACT ALL GUNS/BULLETS HAVE TO BE REGISTERD, NO EXCEPTIONS. IT IS A CRIMINAL OFFENSE UP TO A FELONY.FYI, MY BROTHER NICK SENT ME A WWII GERMAN RIFLE, NOW, IF I HADIT, I COULD NOT HAND IT DOWN TO A FAMILY MEMBER., AS A SPEAKER SAID HIS FATHER COULDN'T LEAVE HIM HIS ARMY GUN, MANY PROVISIONS OF THE NYSAFE LAW VIOLATES THE SECOND AMENDMENT. THE LAW WILL DEFINITELY BE CHALLENGED IN STATE COURT. DEFINIELY THE SECOND AMENDMENT FOUNDATION WILL CHALLENGE NYSAFE LAW IN THE FEDERAL COURTS; I HAD A FIRST COUSIN WHOSE FINGER WAS ON THE TRIGGER OF A MISSILE DURING THE CUBAN MISSILE CRISIS, HIS ATTITUDE WAS THE COMIES/N OR ANY OTHER GROUP COULD EVER TAKE OVER THE U.S. BECAUSE THERE ARE OVER 200 MILLION GUNS IN PRIVATE HANDS. THE SECOND PROTECTS THE FIRST!!!!SENATOR RAND PAUL DURING HIS 13 HOUR FILIBUSTER REVEALED TOO MANY THAT THE CIA WAS IMMUNE FROM THE POSSE COMITATUS ACT WHICH I WILL SUBMIT A COPY. VIOLATIONS OF THE POSSE COMITATUS LAW WERE THE BLACKWATER HIRED GUNS BY HALOBRUTON IN NEW ORLEANS, SWAT TEAMS, WACO BRANCH DEVIDIAN TO MENTION A FEW, NATO ATTACKING LYBIA VIOLATING NATO CHARTER, WHATS STOPPING THEM TO COME RO U.S. ,FYI, NATO PLANNED TO HOLD A CONFERENCE IN CHICAGO, WHY? UN AGENDA 21 IS ANOTHER MILITARY ARM OF ONE WORLD ORDER .AT THIS TIME. HOMELAND SECURITY'S ANNUAL BUDGET IS CLOSE TO \$100 BILLION PER YEAR AND WITH FEMA THEY BUILT THE FOLLOWING: INFORMATION CAMPS HOLDING MILLIONS, BUIT BY HALLIBRUTON, , HUNDREDS THOUSAND FOUR TO A CANVASS COFFIN SACKS, THOUSANDS OF TRAINS CARS WITH SHACKLES , UNDER GROUND CITIES WITH HIGH SPEED RAIL SYSTEM, BOUGHT UP; TWO BILLION HOLLOW CORE BULLETS, FOR TARGET PRACTICE, CREATING SHORTAGES, SEVEN THOUSAND REAL AUTOMATIC ASSAULT WEAPONS,, THIRTY FIVE -HUNDRED COMOUFLAGED TANKS HIDDING IN GEORGIA/WEST VIRGINIA, 30,000 DRONES IN THE US, FOR WHAT, TO KILL FLIES, \$50 MILLION FOR UNIFORMS AT 1000/PER UNIFORM, ARE THEY BULLET PROOF? THE HIGHER MILITARY ECHELON ARE POLITICAL OBAMA APPOINTED GENERALS NOT WAR PROVEN GENERALS, THAT'S WHY OBAMA CANNED THE WAR ONES. IN THE PAST, THERE HAVE BEEN MANY FALSE FLAGS PERPETRATED INSIDE THE BELLWAY; IS THE HEALTH OF THE PRESIDENT OF THE UNITED STATES GOING TO BE ANOTHER FALSE FLAG? DO YOU THINK OBAMA'S PUPPET GENERALS WILL NOT GIVE ORDERS TO HIS SUBORDINATES TO FIRE ON CIVILIANS? THOSE WHO HAVE NOT LEARNED FROM HISTORY ARE PRONE TO REPEAT THOSE MISTAKES! REMEMBER FRANCE AND GERMANY? FIRST REGISTRATION, THEN CONFISCATION HERE! IN THE USA, THAT'S WHEN THE SECOND AMERICAN REVOLUTION BEGINS AND IT WON'T BE OPEN SEASON FOR DEER; A LEARNING LESSON: DO NOT AN ANTAGONISE AND WAKE A SLEEPNG GIANT, BECAUSE IT'S NOT GOING TO BE NICE.


CONSTANTINE GUS KAZOLIAS 47 NOXON ST., 12601, [845]452-5539, 03/11/13

Hello, I am Matthew Henning, a registered voter and a homeowner from Stormville. I am a small business owner with an electrical license issued by the city of Poughkeepsie. I am married and father with 3 children in the Wappinger's central school district. Thank you for allowing the constituency time to address the legislature this evening.

The Dutchess County legislature WILL pass this resolution tonight, but passing it WITH A REPUBLICAN ONLY MAJORITY is not good enough, our county must go on record with BIPARTISAN support for repealing the SAFE ACT and not just revising it.

~~I AM NOT GOING TO STAND HERE~~
As for reasons why, I could stand hear and talk about history of gun control, of british attempts to disarm the people at Lexington and Concord, OR of Germanys 1928 gun registration law, which led directly to confiscation a few years later.

OR I could address the issues of mental health and how the vast majority of recent mass murders were committed by people being prescribed psychotropic drugs whose side effects are well known in the medical field to cause violent reactions.

OR I could address school safety and how some people are promoting stricter gun laws on school grounds even though "gun free zones" as policy have already proven to be a monumental failure.

~~THE SAFE ACT~~ THE SAFE ACT
I could just bring up the 2nd AMENDMENT, and how this safe act violates the whole principle and idea the that "WE THE PEOPLE ARE THE MILITIA. That WE BEING ARMED is NECESSARY FOR A FREE STATE, AND THAT OUR RIGHTS SHALL NOT BE INFRINGED.

The SAFE ACT

Fortunately tonight, none of these topics are needed here tonight, those conversations and debates are for another place and time. TONIGHT all that is needed is the SAFE ACT itself. This bill was passed illegally. ILLEGALLY! Now it is your job, ALL OF YOU, democrat AND republican, to treat this bill as a hostile act against our STATE constitution, THE SAME CONSTITUTION you ALL took a personal oath to protect and follow There are MAJOR contradictions within the SAFE ACT,

PROVISION

1) The Federal Health Care Act has a statute that NY State agreed to when accepting the law which states very clearly that NO GUN REGISTRATION LAWS shall be enacted. This SAFE ACT is in direct defiance and is a complete contradiction to that FEDERAL LAW.

2) The Safe Act law makes many thousands of new yorkers criminals "ex post facto". The states are prohibited from passing ex post facto laws by clause 1 of Article I, Section 10 of our United States Constitution. (Which I have here if any of you need be reminded)....

No State shall enter into any Treaty, Alliance, or Confederation; grant Letters of Marque and Reprisal; coin Money; emit Bills of Credit; make any Thing but gold and silver Coin a Tender in Payment of Debts; pass any Bill of Attainder, ex post facto Law, or Law impairing the Obligation of Contracts, or grant any Title of Nobility.....

THE has ruled several times
It is, and has been upheld in many a supreme court cases that laws like this are unconstitutional.

3) This bill passage was no emergency as the governor had suggested. There is no part of this 25,000 word bill that required that it NOT be read before voting on it. No reason the 3 day moratorium required by law needed to be illegally disregarded. The process used in adoption of

Matthew Henning

this act did not permit the mature development of the arguments on either side of the debate, and thus many of the stakeholders in this important issue are left feeling ignored by our government. Even those thrilled with the passage of this legislation must be concerned about the process used to secure its passage, for the next time you may find yourselves the victim of that same process.

ON
~~This past~~ February 19th, I ~~had the privilege of attending Ulster countys monthly legislative meeting. That night~~ Ulster County also voted to pass their own SAFE ACT resolution. What bothered me was that although the 700 plus in attendance were overwhelmingly in support of the resolution the votes cast by the legislature were strictly down party lines. What bothered me most were comments made directly before the vote by the representative of the City of Kingston, Janette Provenzano, Mrs. Provenzano said that passage of the bill was a terrible affront to the citizens of NEW YORK and ^{the} legislative process as a whole.. ~~She said that the bill as passed needed to be revised~~. Mrs. Provenzano disclosed that she owned a semi auto-matic "barretta" hand gun and that that gun has a 10 round clip, (now illegal) but that she still intends to carry and fill that clip with all ten rounds. Her quote.."It is absolutely ridiculous to make people take three bullets out, that is absurd," end quote.... What is absurd to me is that Mrs. Provenzano voted against the resolution, because she felt more beholden to her party than to her constituents AND her own common sense.

TONIGHT
I urge you ^{Don't} be a representative that represents a party, be a representative that represents a people. The taxpaying, voting people of our county have overwhelmingly proven to You that this Safe Act is NOT what ^{we} they want. It is not the kind of legislation that you were elected and paid to produce. It is ALL OF YOUR JOBS to vote YEA on this _____ resolution here tonight.

2013082

Presented March 11, 2013 By Jeff Baker at Dutchess County Legislative Meeting

Good evening ladies and gentlemen. Thank you all for giving me a couple of minutes to speak here today. I am Jeff Baker from Lagrange in Dutchess County and I would ask this legislature to approve the resolution this evening to ask our State of NY to repeal the gun control SAFE act. It is the wrong way to approach the problem, and was also pressed through in the middle of the night with almost no review or discussions.

As I look out among us this evening I see exactly what those who founded this nation intended... An amazing outpouring of opinions and discussion around our self governance. This is exciting, and something that is brand new to me. Up until just a few months ago I was very apathetic towards politics as well as guns. Sure, I voted, but I always counted on others to look at the details and do the right thing. I had not paid much mind to the last national gun control legislation and subsequent expiration. I am just now starting to get involved, and I can tell you I'll be having much more extended discussions with every voter in the county that I am aquatinted with.

The SAFE act will not address the mass shooting problem... Our VP and president have even said as much. This is not just my opinion as it's not in my nature to take anyone's word for something. So, I have been researching the data behind the opinions. The majority of the data actually suggests, in what is likely counterintuitive to many, that there is only one policy that has had any impact (the words used in the summary were something other than zero impact). The policy that was referenced was the concealed carry laws. The written version of what I am discussing here includes the reference. Also included in my written submission is a reference to a survey of gun control works. This survey includes over 500 references to studies and raw data supporting the notion that gun control does not work. The survey counters just about every gun control point with a brief summary countering the position as well as the detailed references with the data to back up those positions.

Essentially, there is extensive research showing that what the State has done with the safe act is actually not going to have the desired effect and may actually make things worse. So, I'm asking that you send the message to Albany this evening that we want to have our voices heard, we do not support middle of the night legislation, and we want to repeal the SAFE act as it will not actually work.

References

1: Multiple victim public shootings - http://papers.ssrn.com/sol3/papers.cfm?abstract_id=161637

2: Gun Facts - <http://www.gunfacts.info/pdfs/gun-facts/6.0/Gun-Facts-v6.0-screen.pdf>

CONCERNING DUTCHESS COUNTY LEGISLATURE RESOLUTION 2013082

I speak against Resolution 2013082. If the legislature is as thorough and fair in examination of the SAFE Act as they often are in other times, the Resolution would not exist. If other fair-minded, responsible people in the community, both gun owners and not, were to examine the SAFE Act and its FAQs, many would not support the Resolution.

SAFE speaks for and protects gun rights for hunters, sportsmen, gun collectors, target marksmen, and those who feel they need weapons for their own protection. Do you know that there is a NY State FAQ link on the internet which shows that allowed weapon types include 40 shotguns, 145 pistols, and 153 rifles? Their pictures are shown.

At the same time, SAFE recognizes that semiautomatic guns have been the weapons of choice in the 62 mass murder incidents in the US since 1982. They are on the increase; there are no restrictions on their sale or resale, and no knowledge of who owns them. SAFE bans or, if existent to a buyer, regulates them.

Perhaps more important, SAFE does these things:

- **MENTAL HEALTH ALERT**—Mental health professionals will be required to report those who might cause physical harm to themselves or others. If the individual appears on a new gun registration database, license will be suspended and firearms will be confiscated.
- **STRONGER REGULATIONS ON AMMUNITION**—in terms of high capacity magazines
- **STATEWIDE RECERTIFICATION OF HANDGUNS AND ASSAULT RIFLES**—every 5 years. Run against other databases, including criminal convictions, involuntary commitments, orders of protection, death records.
- **UNIVERSAL BACKGROUND CHECKS-CLOSING THE PRIVATE SALES LOOPHOLE** (exempt immediate family)—transfers through a federal firearms licensee and subjected to a federal National Instant Criminal Background Check.
- **WEBSTER PROVISION**—murder of a first responder on duty a class A-1 felony.
- **KENDRA'S LAW**—outpatient treatment extended to 1 year, review before mentally ill person is released from state prison.
- **ORDER OF PROTECTION**—confiscation of weapon if substantial risk of harm exists
- **SAFE STORAGE**
- **KEEP GUNS OUT OF SCHOOLS**—and review of school safety procedures.
- **TOUGH PENALTIES FOR ILLEGAL GUN USE**—and measures to combat gang violence

The object of SAFE is to allow gun owners their First Amendments rights while tracing and blocking the path by which any gun falls into the hands of someone who will do harm to himself or others.

I make these comments:

- The number of guns in the US exceeds its population.
- Partly because of the private sale loophole, the number and type of guns can spread, and is spreading, without limits to any type of individual. If the gun industry invents a more efficient gun, it is available without limits to the population.

- The Supreme Court majority decisions on Heller and Chicago are not absolute and must continue to be challenged. The right to life must trump the right to own guns.
- As the population spreads beyond cities like New York City, the violence will also spread.
- One of my wife's professors once said that in our form of government, problems exist until they become unconscionable. ~~How do you people think we are doing?!~~

Are we there yet?!

Thomas E. Jacobs
8 Bykenhulle Road
Hopewell Junction, NY 12533

Name	City	State
Melanie Whaley		
ed kinkade	poughkepsi	New York
Joan Daidon	Millerton	New York
Deborah Her	Hopewell Jct	New York
Donald Smith	new York	New York
Lucy Wolpin	Tucker	Georgia
Margaret No	Hopewell Jur	New York
Melissa Jacol	St. Louis	Missouri
Margot Peter	millbrook	New York
makeeba wri	New York	New York
iman McPhe	Poughkepsi	New York
Marlo Wood	New York	New York
CELESTE SQU	Columbia	South Carolir
Damon Brow	Fayetteville	North Carolir
Nancy Foster	Hopewell Jct	New York
Todd Snyder	San Francisc	California
Maggie LeFlc	Poughkepsi	New York
Richard Bevi	Wappingers	New York
Concerned C	New City	New York
Greg Bull	Stanfordville	New York
Janet Early	Poughkepsi	New York
Laura Saxon	morrison	Florida
Nicole Smith	New York	New York
Toni Woods-	Sayreville	New Jersey
Lillie Howard	Newburgh	New York
Sharon Maha	Millbrook	New York
Ruth Ray	Wappingers	New York
Donna Thom	New York	New York
Stephen King	Cortlandt Ma	New York
REgina Regin	alexandria	Virginia
Barbara Jesr	Hopewell Jur	New York
Lisa Price	Fishkill	New York
Joan Cadette	Millbrook	New York
Miranda Pari	Rhinebeck	New York
Kathy Evans	Staatsburg	New York
melinda fishr	NY	New York
Dorothy Mor	Collingswooc	New Jersey
George Turn	Liverpool	New York
Lauren Ham	Rhinebeck,	New York
Melanie Wha	Millbrook	New York
ilana nilsen	verbank	New York

Gerard Hurle schull
Phillippa Ewi Clinton Corn New York
Thorvald Dag Rhinebeck New York
Vera Hoar Middle Villag New York
Meira Blaust Woodstock New York
Baird Winhar Red Hook New York
Debra Steadr Merrick New York
Alyssa Kogon Rhinebeck New York
Nancy Cause Clinton Corn New York
charlotte ma Dover Plains New York
Anne McCat LaGrangeville New York
PHILIP GURR KINGSTON New York
robert berm lindenhurst New York
Edward Chau MILLBROOK New York
Laura Hart C Verbank New York
Enid Futterm Craryville New York
Bill McCabe LaGrangeville New York
barbara milo millbrook New York
Nick Page merrick New York
Grace Rosa Millbrook New York
JE Glaser Millbrook New York
Linda Gatter Philmont New York
Mary Keelan Millbrook New York
Judith keatin lagrangeville New York
Sheila St.Ong LaGrangeville New York
Edward Laur Denver Colorado
darrett rober poughkeepsi New York
William Sadk Verbank, New York
Dana Kilcrea Lagrangeville New York
Nikolai Burla Ossining New York
Constance K Lagrangeville New York
Anita Kiewra Verbank New York
Diane Kelm Plough quad New York
Valerie Suter Poughkeepsi New York
Kristen Panz millerton New York
Ilene Schuste New York New York
Alice Cook Highland New York
Emmy Josepf Hopewell Jct. New York
Dianne Engle Millerton New York
Franc Palaia Poughkeepsi New York
Rosalind Schi Irvington New York
Fred Bunnell Poughkeepsi New York

Cheryl Corbir Hopewell Jur New York
Barbara Hes Poughkeeps New York
Robert Suter Poughkeeps New York
Monique Tay New York New York
Joyce Davis Poughkeeps New York
Yvonne Bate Beacon New York
Beth kangar Hopewell Jur New York
Nick and Gay Poughkeeps New York
Rosalind Rile Poughkeeps New York
Susan Farrar Peoria Arizona
Aba Davis Poughquag New York
Kate Stevens New Paltz New York
Alexandra Sn Kingston New York
Sharon Moor Engewood New Jersey
Tom Quaid Chicago Illinois
Saralyn Allen Millbrook New York
Gretchen Lie Poughkeeps New York
Casandra Ruf Poughkeeps New York
Shelley Carve Santa Rosa California
Tracy Wright Poughkeeps New York
william felici Ann Arbor Michigan
Fran Knapp Poughkeeps New York
Linda C. Krall Verbank New York
Nancy Redke LaGrangeville New York
Jim Kane Langrangevil New York
Jeff Kantor Saugerties New York
cari swanson Amenia New York
Michael Kess Hyde Park New York
Nan Greenw Millbrook New York
Gregory Bray Port Ewen New York
Buffy Arboga Millbrook New York
Erin Rollins Millbrook New York
Leticia Hixon Stormville New York
caroline wall rhinebeck New York
Caren O'Brie Wappingers New York
Sarah Sills Brooklyn New York
Lynne James Poughkeeps New York
Lorraine Alex Millbrook New York
Kathryn Gree Poughkeeps New York
Melanie Miel Millbrook New York
Phil Markhar W. Sand Lake New York
Maria Knight Hyde Park New York

<http://www.cdc.gov/nchs/data/databriefs/db76.htm>

<http://ssristories.com/index.php?p=school>

Below are a sample of violent crimes perpetrated by people involved with SSRI's:

School Shooting Prozac WITHDRAWAL 2008-02-15 Illinois ** 6 Dead: 15 Wounded: Perpetrator Was in Withdrawal from Med & Acting Erratically
School Shooting Prozac Antidepressant 2005-03-24 Minnesota **10 Dead: 7 Wounded: Dosage Increased One Week before Rampage
School Shooting Paxil Antidepressant 2001-03-10 Pennsylvania **14 Year Old GIRL Shoots & Wounds Classmate at Catholic School
School Shooting Zoloft Antidepressant & ADHD Med 2011-07-11 Alabama **14 Year Old Kills Fellow Middle School Student
School Shooting Zoloft Antidepressant 1995-10-12 South Carolina **15 Year Old Shoots Two Teachers, Killing One: Then Kills Himself
School Shooting Med For Depression 2009-03-13 Germany **16 Dead Including Shooter: Antidepressant Use: Shooter in Treatment For Depression
School Hostage Situation Med For Depression 2010-12-15 France **17 Year Old with Sword Holds 20 Children & Teacher Hostage
School Shooting Plot Med For Depression WITHDRAWAL 2008-08-28 Texas **18 Year Old Plots a Columbine School Attack
School Shooting Anafranil Antidepressant 1988-05-20 Illinois **29 Year Old WOMAN Kills One Child: Wounds Five: Kills Self
School Shooting Luvox/Zoloft Antidepressants 1999-04-20 Colorado **COLUMBINE: 15 Dead: 24 Wounded
School Stabbings Antidepressants 2001-06-09 Japan **Eight Dead: 15 Wounded: Assailant Had Taken 10 Times his Normal Dose of Depression Med
School Shooting Prozac Antidepressant WITHDRAWAL 1998-05-21 Oregon **Four Dead: Twenty Injured
School Stabbing Med For Depression 2011-10-25 Washington **Girl, 15, Stabs Two Girls in School Restroom: 1 Is in Critical Condition
School Shooting Antidepressant 2006-09-30 Colorado **Man Assaults Girls; Kills One & Self
School Machete Attack Med For Depression 2001-09-26 Pennsylvania **Man Attacks 11 Children & 3 Teachers at Elementary School
School Shooting Related Luvox 1993-07-23 Florida **Man Commits Murder During Clinical Trial for Luvox: Same Drug as in COLUMBINE: Never Reported
School Hostage Situation Cymbalta Antidepressant WITHDRAWAL 2009-11-09 New York **Man With Gun Inside School Holds Principal Hostage
School Shooting Antidepressants 1992-09-20 Texas **Man, Angry Over Daughter's Report Card, Shoots 14 Rounds inside Elementary School
School Shooting SSRI 2010-02-19 Finland **On Sept. 23, 2008 a Finnish Student Shot & Killed 9 Students Before Killing Himself
School Shooting Threat Med For Depression* 2004-10-19 New Jersey **Over-Medicating Teen Brings Loaded Handguns to School
School Shooting Antidepressant? 2007-04-18 Virginia **Possible SSRI Use: 33 Dead at Virginia Tech
School Shooting Antidepressant? 2002-01-17 Virginia **Possible SSRI Withdrawal Mania: 3 Dead at Law School
School Incident/Bizarre Zoloft* 2010-08-22 Australia **School Counselor Exhibits Bizarre Behavior: Became Manic On Zoloft
School/Assault Antidepressant 2009-11-04 California **School Custodian Assaults Student & Principal: Had Manic Reaction From Depression Med
School Shooting Prozac Antidepressant 1992-01-30 Michigan **School Teacher Shoots & Kills His Superintendent at School
School Shooting Threats Celexa Antidepressant 2010-01-25 Virginia **Senior in High School Threatens to Kill 4 Classmates: Facebook Involved: Bail Denied
School Violence/Murder Antidepressants* 1998-05-04 New York **Sheriff's Deputy Shoots his Wife in an Elementary School
School Knifing/Murder Meds For Depression & ADHD 2010-04-28 Massachusetts **Sixteen Year Old Kills 15 Year Old in High School Bathroom in Sept. 2009
School Stabbing Wellbutrin 2006-12-04 Indiana **Stabbing by 17 Year Old At High School: Charged with Attempted Murder
School Threat Antidepressants 2007-04-23 Mississippi **Student Arrested for Making School Threat Over Internet
School Suspension Lexapro Antidepressant 2007-07-28 Arkansas **Student Has 11 Incidents with Police During his 16 Months on Lexapro
School Shooting Antidepressant WITHDRAWAL 2007-11-07 Finland **Student Kills 8: Wounds 10: Kills Self: High School in Finland
School Shooting Paxil Antidepressant 2004-02-09 New York **Student Shoots Teacher in Leg at School
School Threat Prozac Antidepressant 2008-01-25 Washington **Student Takes Loaded Shotgun & 3 Rifles to School Parking Lot: Plans Suicide
School Shooting Plot Med For Depression 1998-12-01 Wisconsin **Teen Accused of Plotting to Gun Down Students at School
School/Assault Zoloft Antidepressant 2006-02-15 Tennessee **Teen Attacks Teacher at School
School Shooting Threat Antidepressant 1999-04-16 Idaho **Teen Fires Gun in School
School Hostage Situation Paxil & Effexor Antidepressants 2001-04-15 Washington **Teen Holds Classmates Hostage with a Gun
School Hostage Situation Antidepressant WITHDRAWAL 2006-11-28 North Carolina **Teen Holds Teacher & Student Hostage with Gun
School Knife Attack Med For Depression 2006-12-06 Indiana **Teen Knife Attacks Fellow Student
School Massacre Plot Prozac Withdrawal 2011-02-23 Virginia **Teen Sentenced to 12 Years in Prison For Columbine Style Plot
School Shooting Celexa & Effexor Antidepressants 2001-04-19 California **Teen Shoots at Classmates in School
School Shooting Celexa Antidepressant 2006-08-30 North Carolina **Teen Shoots at Two Students: Kills his Father: Celexa Found Among his Personal Effects
School Shooting Meds For Depression & ADHD 2011-03-18 South Carolina **Teen Shoots School Official: Pipe Bombs Found in Backpack
School Shooting Threat Antidepressant 2003-05-31 Michigan **Teen Threatens School Shooting: Charge is Terrorism
School Stand-Off Zoloft Antidepressant 1998-04-13 Idaho **Teen in School Holds Police At Bay: Fires Shots
School Shooting Antidepressant WITHDRAWAL 2007-10-12 Ohio **Teen School Shooter Possibly on Antidepressants or In Withdrawal
School Threat Antidepressants 2008-03-20 Indiana **Teen Brings Gun to School: There Is a Lockdown
School Suicide/Lockdown Med For Depression 2008-02-20 Idaho **Teen Kills Self at High School: Lockdown by Police
School Threats Prozac Antidepressant 1999-10-19 Florida **Teen Threatens Classmates With Knife & Fake Explosives
School Stabbing Med For Depression 2008-02-29 Texas **Teen Stabs Friend & Principal at High School
School Hostage Situation Prozac/ Paxil Antidepressants 2001-01-18 California **Teen Takes Girl Hostage at School: He is Killed by Police
School Knife Attack Treatment For Depression & Strattera 2009-03-10 Belgium **Three Dead in School Day Care: Two Children & a Caregiver: Happened Jan 23, 2009
School Shooting Plot Antidepressants 2009-09-22 England **Two English School Boys Plot to Blow Up High School
School Arson Incidents Paxil 2002-04-12 Michigan **Unusual Personality Change on Paxil Caused 15 Year Old to Set Fires inside High School
School Bomb Threat Med For Depression 2009-06-29 Australia **Vexed Father Makes Bomb Threat Against Elementary School
School Violence Antidepressant 2005-11-19 Arizona **Violent 8 Year Old GIRL Handcuffed by Police at School
School Violence Celexa Antidepressant 2002-01-23 Florida **Violent 8 Year-Old Boy Arrested At School
School Threat/Lockdown Lexapro* 2008-04-18 California **Violent High School Student Shot to Death on Campus by Police
School Child Endangerment Antidepressants 2008-02-27 Canada **Wacky School Bus Driver Goes Berserk: Also Involved Painkillers
School Violence Paxil 2004-10-23 Washington DC **Young Boy, 10 Year Old, Has Violent Incidents at School
School Threat Wellbutrin Antidepressant 2007-04-24 Tennessee **Young Boy, 12, Threatens to Shoot Others at School
School Hostage Situation Med For Depression 2006-03-09 France **Young Ex-Teacher Holds 21 Students Hostage
School Shooting/Suicide Celexa 2002-10-07 Texas **Young Girl Kills Self at School With a Gun
School Hostage Situation Paxil 2001-10-12 North Carolina **Young Man Holds Three People Hostage in Duke University President's Office
School Murder Attempt Med For Depression 1995-03-04 California **Young Woman Deliberately Hits 3 Kids with Her Car at Elementary School: Laughed During Attack

I would first like to express my appreciation to County Legislator Alison MacAvery for agreeing to enter my comments into the record at tonight's meeting because my commute between southern Dutchess County and New York City precludes me from doing so.

You have before you tonight a vote to authorize the spending of one million tax payer dollars for improvements to Dutchess Stadium. When combined with the six hundred thousand dollars that were previously spent on this County-owned but privately leased and operated facility and that reportedly remain outstanding, your approval of this resolution would result in taxpayers holding loans to this privately operated stadium in the amount of \$1.6 million. The probability that Dutchess County will see a \$1.6 million return from these expenditures, whether tangibly or otherwise is negligible in my view.

There are certain other facts that you should all know and that you should all strongly consider before you vote on this resolution. The Town of Fishkill, through and including the regular portion of the 2012 baseball season, regulated noise from the stadium through its long-standing and lawfully enacted noise ordinance. The stadium ~~lessor's~~ general manager was found guilty of violating that local ordinance during the 2011 season and his charge was adjourned in contemplation of dismissal. When the Fishkill Town Board at the lessor's request enacted a reasonable variance to its noise ordinance prior to the 2012 regular season, the lessor subsequently violated that variance on multiple occasions. I asked the Town of Fishkill through its appropriate channels that noise ordinance violations would be issued for these violations, and that the aforementioned adjournment in contemplation of dismissal would be revisited because its conditions, in my view, had clearly been violated. On August 28, 2012, just prior to the playoff games, ^{the} Fishkill Supervisor Bob LaColla received a letter from Dutchess County Attorney James Fedorchak that stated,

the
"I have been directed by County Executive ~~Molinaro~~ ^{to} to formally advise you that commencing September 1, 2012, the County of Dutchess will exercise the authority granted ~~under~~ under New York State Penal Law Section 405.00(5), and initiate the issuance of permits for fireworks displays in County Parks including Dutchess Stadium.

"Further, the County will not recognize any jurisdiction over fireworks displays by the Town of Fishkill by virtue of its noise ordinance or otherwise."

re-law center
The stadium, while legally classified as a park, is an events venue that is wholly controlled and completely operated by a lessor. I submit that you should therefore revisit the classification of this stadium as a park. Obviously none of us as citizens of this County can walk our dogs, have picnics, or play basketball at the stadium as we

can at any other traditional park because the County's lease to its lessor does not permit us to do so.

Less obvious, perhaps, is the fact that all profits from the fees that are charged for use of this so-called park, earned from customers who pay entrance and parking fees to attend events within this lessor's controlled facility, accrue wholly and directly to the lessor's profitability. For baseball fans like County Executive ~~Molinaro~~, who distributed bobble head dolls of his image as gate favors during one game last summer, stadium events are fun. For residents of the area such as we were for many years, impact to our lives is limited to increased traffic and intrusive noise. The proposed improvements that you are being asked to authorize tonight do not impact noise or traffic, rather, they impact the customer experience for the lessor's fan base and by direct correlation, enhance the lessor's profitability.

In closing, those of you who represent towns other than Fishkill should be very mindful. If County Executive Molinaro should adopt a ~~pet~~ project or take a particular interest in something located in one of your jurisdictions, the home rule of your local municipalities could equally be summarily dismissed to further ~~his~~ interests.

You have each been repeatedly asked to make significant cuts to other areas within the County budget and you will likely be asked to do so moving forward. Quite frankly, the expenditure of funds for the benefit of a private company that leases a County-owned facility just can't be justified in today's harsh economic times. I therefore implore each of you to vote with a resounding "NO" to tonight's resolution to authorize additional funding to Dutchess Stadium. I further respectfully ask you to investigate the manner in which the Town of Fishkill's home rule was superseded and to make every effort to ensure that the County Executive does not run roughshod over home rule in any of the municipalities that you are each charged with representing.

Thank you for your time and your consideration of my concerns.

Respectfully submitted,

s/s Fred S. Barlow

4 Ellen Drive
Beacon, NY 12508

Previous Address:
6 Kosova Lane
Wappingers Falls, NY 12590

COMMUNICATIONS RECEIVED FOR THE MARCH 2013 BOARD MEETING

Received from Real Property Tax, monthly count for January 2013 of Ownership transfers and subdivisions.

Received from Donald Gladstone, county resident, letter supporting the repeal of the New York Safe Act.

Received from Linda Haas, email supporting School Resource Offices when properly trained.

Received from rnorcross@optonline.net, email questing what the Legislature will do regarding the recent passage of the NYS Safe Act.

Received from Cattaraugus County Legislature, Act No. 95-2013, Urging Repeal of New York Safe Act of 2013.

Received from Dutchess County Comptroller, audit of Hudson Valley Mental Health, January 1, 2010 through December 31, 2011.

Received from County Clerk, Summary of Mortgage Tax collected October 2012 through March 2013.

Received from Budget Director, Contingency Account Status as of March 7, 2013.

Received from New York State Department of Environmental Conservation, Fact Sheet regarding contamination related to the IBM East Fishkill Facility and notice of public meeting on March 19, 2013.

Received from Ernest Suter, email opposing the New York Safe Act.

Received from Christopher S. Stehling, email opposing the New York Safe Act.

Received from Ginny Buechele, email regarding Conklin Hall at Dutchess Community College and Fairview Fire District.

Received from New York State Association of Counties, official resolutions adopted at the 2013 Legislative Conference.

Received from Fulton County Clerk of the Board of Supervisors, Resolution 42, Urging Congress to Amend the Federal Property and Administrative Services Act of 1949 Regarding Purchasing of Professional Services.

Received from Dutchess County Board of Elections, 2012 Annual Report.

RESOLUTION NO. 2013048

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

LEGISLATORS BOLNER, SERINO, and HORTON offer the following and move its adoption:

WHEREAS, the United States Congress enacted the Workforce Investment Act of 1998 (WIA) and 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 2011 TAA funding for the period 10/01/10 through 9/30/13, and for the operation of FY 2012 TAA funding for the period 10/01/11 through 9/30/14, now, therefore be it

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

APPROPRIATIONS

Increase (Decrease)

2011		
CD6292.2011.4813	TAA Participant Funding	\$ 10,000
2012		
CD6292.2012.4813	TAA Participant Funding	<u>3,170</u>
		<u>\$ 13,170</u>

REVENUES

Increase (Decrease)

2011		
CD6292.2011.47910.22	TAA Participant Funding	\$ 10,000
2012		
CD6292.2012.47910.22	TAA Participant Funding	<u>3,170</u>
		<u>\$ 13,170</u>

CA-43-13
LK/CRC/ca/G-1263
2/14/13
Fiscal Impact: See attached statement

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/21/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 13,170

Total Current Year Revenue \$ 13,170
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: Laraine Kautz, Executive Director - Dutchess County Workforce Investment Board

Family and Human Services Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 4 - Town of Hyde Park	Serino (VC)	<i>absent</i>	
District 9 - City of Poughkeepsie	White		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 21 - Town of East Fishkill	Horton		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: <u>11</u>	Resolution: <input checked="" type="checkbox"/>	Total: <u>11</u>	<u>0</u>
Absent: <u>1</u>	Motion: <input type="checkbox"/>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013048 AUTHORIZING ACCEPTANCE OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: ✓ Total : ✓ 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013048 AUTHORIZING ACCEPTANCE OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: March 11, 2013

Defeated in Budget, Finance, & Personnel 3/7/13

RESOLUTION NO. 2013049

RE: REQUESTING GOVERNOR CUOMO AND THE NEW YORK STATE LEGISLATURE SAVE SMALL BUSINESSES IN DUTCHESS COUNTY AND NEW YORK STATE BY ENACTING THE RECOMMENDATIONS OF THE BETTER CHOICE BUDGET COALITION OF NEW YORK AND CLOSING UNFAIR CORPORATE TAX LOOPHOLES

Legislators TYNER, JETER-JACKSON, MAC AVERY, AMPARO, and DOXSEY offer the following and move its adoption:

WHEREAS, the following organizations are members of the Better Choice Budget coalition of New York: Senior Action Council of NYS, New York State Alliance for Retired Americans, NYS Coalition for the Aging, Interfaith Impact of NYS, Interfaith Alliance of NYS, NYS AFL-CIO, Children's Defense Fund, Class Size Matters, Environmental Advocates of NY, Coalition for the Homeless, Fiscal Policy Institute, CSEA, PEF, NYSUT, AFSCME, VOCAL-NY, NYS Episcopal Public Policy Network, Empire Justice Center, Citizen Action of NY, NYS Community Action Association, and the Hunger Action Network of NYS, and

WHEREAS, as reported by the Poughkeepsie Journal Jan. 27th, Governor Cuomo's proposed budget cuts state aid to Pine Plains, Millbrook, Pawling, Beacon, Spackenkill, and Wappingers school districts, Hyde Park Elementary, and LaGrange Elementary schools have closed, and the City of Poughkeepsie School District has eliminated 113 teaching positions over the last three years and gone to half-day kindergarten as it is already; 30,000 teaching positions have been eliminated statewide over the last four years, and

WHEREAS, without closing unfair corporate tax loopholes and a return to truly progressive taxation at the state level, our county property and sales taxes will remain far too high here in Dutchess, and here in our county we used to have Big Brothers Big Sisters, YMCA, YWCA, our county Youth Bureau's Project Return program for troubled teens, and the Green Teen Community Gardening Program in the City of Poughkeepsie, and

WHEREAS, Dutchess County needs funding restored for these aforementioned programs along with others like the Human Rights Commission, while our property and sales taxes remain far too high still without enough progressive taxation, and therefore be it

RESOLVED, that the Dutchess County Legislature strongly urges the New York State Legislature and Governor Cuomo to make the progressive-tax recommendations of the Better Choice Budget coalition real to close unfair corporate loopholes to level the playing field for small businesses in Dutchess County and across our state, and be it further

RESOLVED, that a copy of this resolution be sent to Governor Andrew Cuomo and Dutchess County's delegation of state legislators

Defeated

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		.
District 3 - Town of LaGrange	Borchert*		.
District 6 - Town of Poughkeepsie	Flesland*		.
District 10 - City of Poughkeepsie	Jeter-Jackson*	✓	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		.
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 17 - Town and Village of Fishkill	Miccio (C)		.
District 18 - City of Beacon	Forman(VC)		.
District 22 - Town of Beekman	Hutchings		.
District 24 - Towns of Dover and Union Vale	Surman		.

Present: <u>11</u>	Resolution: <u>✓</u>	Total: <u>3</u>	
Absent: <u>1</u>	Motion: <u> </u>	Yes	<u>8</u>
Vacant: <u>0</u>		Abstentions: <u>0</u>	No

defeated

2013049 REQUESTING GOVERNOR CUOMO AND THE NEW YORK STATE LEGISLATURE SAVE SMALL BUSINESSES IN DUTCHESS COUNTY AND NEW YORK STATE BY ENACTING THE RECOMMENDATIONS OF THE BETTER CHOICE BUDGET COALITION OF NEW YORK AND CLOSING UNFAIR CORPORATE TAX LOOPHOLES

Date: March 7, 2013

RESOLUTION NO. 2013050

RE: MEMORIALIZATION – PAYMENT OF REAL PROPERTY TAXES IN
INSTALLMENTS

Legislators KELSEY, BLALOCK, PERKINS, TRAUDT, SERINO, HUTCHINGS, FLESLAND, ROLISON, MICCIO, SURMAN, BOLNER, WEISS, THOMES, WILKINSON, and DOXSEY offer the following and move its adoption:

WHEREAS, New York State Real Property Tax Law Section 1502 is the enabling legislation that permits the Town Board of any Town of the First Class in the County of Dutchess to authorize the collection of real property taxes in three (3) installments; and

WHEREAS, the First Class Towns of Hyde Park, Poughkeepsie and Wappinger have exercised that option; and

WHEREAS, certain Second Class Towns have expressed interest in having the same option as a First Class Town to authorize the collection of real property taxes in installments; and

WHEREAS, the Dutchess County Legislature believes that it would be beneficial to tax payers in all Towns for a Town Board to have the option of authorizing payment of real property taxes in installments; and

WHEREAS, the Dutchess County Legislature believes that a Town Board of a Second Class Town should have the same option as a Town Board of a First Class Town to have such an option if the Board determines it to be in the best interest of its citizens and taxpayers; and

WHEREAS, Special Legislation would be required to amend New York State Real Property Tax Law to implement this option for all Towns in Dutchess County; now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby requests that the Legislature of the State of New York enact appropriate legislation amending the New York State Real Property Tax Law, in particular Section 1502 of the Real Property Tax Law, to allow all Towns, of Dutchess County the option to authorize the collection of real property taxes in installments; and, be it further

RESOLVED, that a copy of said Resolution shall be forwarded to Governor Andrew M. Cuomo, State Senator Greg Ball, State Senator Terry Gipson, Assemblyman Kevin A. Cahill, Assemblyman Frank Skartados, Assemblyman Kieran Michael Lalor and Assemblywoman Didi Barrett so that those legislators can properly sponsor the appropriate legislation which will make the granting of this Resolution herein possible.

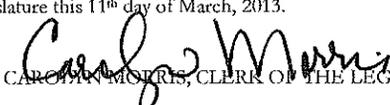
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total: <u>11</u>	
Absent: <u>1</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013050 MEMORIALIZATION – PAYMENT OF REAL PROPERTY TAXES IN INSTALLMENTS

Date: March 7, 2013

Roll Call Sheets

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

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion:

Total : _____
 Yes No
 Abstentions: _____

2013050 MEMORIALIZATION – PAYMENT OF REAL PROPERTY TAXES IN INSTALLMENTS

Date: March 11, 2013

Pursuant to Section 3.02 (i) of the Dutchess County Charter the foregoing Resolution No. 2013050 was deemed approved and duly enacted due to the County Executive's failure to act.

RESOLUTION NO. 2013051

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

APPLICANT: Mora Realty LLC
16 Dingle Ridge Rd.
Brewster NY 10509

ACCOUNT NO.: 134089-7055-00-503941-0000

Legislators THOMES and MICCIO offer the following and move its adoption:

WHEREAS, there is a re-levied school tax bill amount on the County/Town tax roll for the Town of Pawling for 2012 under the name of Mora Realty LLC, Account No. 134089-7055-00-503941-0000, 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 Pawling Central School District has made a clerical error in said re-levy amount, and

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

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

RESOLVED, that the application received February 13, 2013, relating to Account No. 134089-7055-00-503941-0000 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	156,900		156,900	1,337.78
Town of Pawling	156,900		156,900	1,179.69
Pawling Library	156,900		156,900	117.44
Pawling Fire.	156,900		156,900	264.08
			TOTAL:	\$2,898.99

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
A440 Pawling Central School Dist.

\$ 593.04
8,472.00
Total \$ 9,065.04

CA-45-13
MB/ca G-194
2/15/13
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/21/2013

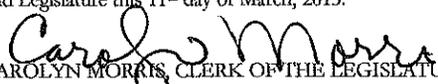
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Li Description (grid #) 134089-7055-00-503941-0000

Owner's Name Mora Realty LLC

Mailing Address 16 Dingle Ridge Rd. Brewster NY 10509

Property Location 118 Route 22

School District Pawling Central School Dist. Special District _____

Total Assessed Value now on roll 156,900 Corrected to Same

Taxable Assessed Value now on roll 156,900 Corrected to Same

Exempt codes and amounts if applicable

Amount Levied \$11,964.03 Should be \$2,898.99

Tax Bill Paid? ___ yes no Verified with assessor? 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 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: Incorrect school tax re-levy

Recommendation APPROVE APPLICATION DENY APPLICATION

Details: It is recommended that the application for a corrected 2012/13 Cnty/Town tax bill be approved.

A 342 \$593.04 / A440 Pawling CSD \$8,472.00

Investigator

Margaret Burns

Director

Eric Nelson



NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

2013 FEB 13 PM 3:21

APPLICATION FOR CORRECTED TAX ROLL
FOR THE YEAR 20__

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.

FERNANDO MORA
1a. Name of Owner

Day (745) 705-1097 Evening (745) 705-1097
2. Telephone Number

16 DINGLE RIDGE RD

118 RT 27

BREWSTER NY 10509
1b. Mailing Address

PAWLING NY 12564
3. Parcel Location (if different than 1b.)

PARCEL ID 134089-7055-00-503941-0000
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 11503941 6. Amount of taxes currently billed 11,964.03

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): INCORRECT TAX BILL

2/9/13
Date

Fernando Mora
Signature of Applicant

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

Date application received: 2/13/13 Period of warrant for collection of taxes: 12/17/12

Last day for collection of taxes without interest: 2/28/13

Recommendation: Approve application* Deny Application

2/15/2013
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

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total: <u>11</u>	
Absent: <u>1</u>	Motion: <u> </u>	Yes	<u>0</u>
Vacant: <u>0</u>		Abstentions: <u>0</u>	No

2013051 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF PAWLING

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: Total : 24 _____
 Absent: 1 Motion: _____ Yes No
 Vacant: 0 Abstentions: _____

2013051 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF PAWLING

Date: March 11, 2013

RESOLUTION NO. 2013052

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

APPLICANT: Alexander F. Contini and Deborah M. Contini
68 Martin Rd.
Beekman NY 12533

ACCOUNT NO.: 132200-6658-00-660988-0000

Legislators HUTHCINGS and MICCIO offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Beekman for 2012 under the name of Alexander F. Contini and Deborah M. Contini, Account No. 132200-6658-00-660988-0000, 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 Beekman has made a clerical error in said assessment, and

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

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

RESOLVED, that the application received February 8, 2013, relating to Account No. 132200-6658-00-660988-0000 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	351,800	24,000	327,800	1,121.58
Town of Beekman	351,800	27,000	324,800	513.81
Beekman Library	351,800	27,000	324,800	86.14
Beekman Fire	351,800		351,800	262.31
Ret. 2012 School Tax				7,022.68
			TOTAL:	\$9,006.52

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	\$ 93.24
A430 Town of Beekman	37.62
A430 Beekman Library	<u>7.16</u>
Total	\$138.02

CA-42-13
MB/ca G-194
2/14/13
Fiscal Impact: None

APPROVED

M. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/21/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Description (grid #) 132200-6658-00-660988-0000

Owner's Name Alexander F. Contini and Deborah M. Contini

Mailing Address 68 Martin Rd. Beekman NY 12533

Property Location 68 Martin Rd.

School District Arlington Central School Dist. Special District _____

Total Assessed Value now on roll 351,800 Corrected to Same

Taxable Assessed Value now on roll 351,800 Corrected to County 327,800 / Town 324,800

Exempt codes and amounts if applicable

Alt Veterans Town 27,000 / Alt Veterans County 24,000

Amount Levied \$9,144.54 Should be \$9,006.52

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 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 for a corrected 2012/13 Cnty/Town tax bill be approved.

A342 \$93.24 / A430 (T/O Beekman) \$37.62 / A430 Beekman Library \$7.16

Investigator Margaret Burns

Director Eric Adams



NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

APPLICATION FOR CORRECTED TAX ROLL
FOR THE YEAR 20 09-2013

2013 FEB 08 AM 11:58
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 submitted 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.

X ALEXANDRE F & DEBORAH N. CONTINI X Day (PH 226-8221) Evening ()
1a. Name of Owner 2. Telephone Number

X 68 MARTIN RD
Hopeville Jet, NY
1b. Mailing Address 3. Parcel Location (if different than 1b.) SAME

2.2 AC/HOUSE STRAN PARCEL # 13220-6658-00-660988-0000
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 0266 0988 6. Amount of taxes currently billed \$9144.54

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

for the following reasons (use additional sheets if necessary): VETERANS EXEMPTION
Arbitrarily removed with no reason in 2009

X 5 Feb 2013 X [Signature]
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: 2/8/13 Period of warrant for collection of taxes: 12/17/12
Last day for collection of taxes without interest: 2/28/13

Recommendation: Approve application* Deny Application
2/13/2013 [Signature]
Date Signature of County Director

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

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

____ APPLICATION APPROVED Amount of taxes currently billed: \$ _____

Notice of approval mailed to applicant on (enter date): _____ 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



NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

APPLICATION FOR CORRECTED TAX ROLL
FOR THE YEAR 20 09 - 2013

2013 FEB 08 AM 11:58
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 filed 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.

X ALEXANDRE F & DEBORAH M. CONTINI Day (P/S) 226-8221 Evening ()
1a. Name of Owner 2. Telephone Number

X 68 MARTIN Rd
Hopeville Jet, NY
1b. Mailing Address 3. Parcel Location (if different than 1b.) SAME

2.2A/HOMESTEAD PARCEL # 13220-6658-00-660988-0000
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 0166 0988 6. Amount of taxes currently billed \$9144.54

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

for the following reasons (use additional sheets if necessary): VETERANS EXEMPTION

Arbitrarily removed with no reason in 2009

X 5 Feb 2013 Date X [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: 2/18/13 Period of warrant for collection of taxes: 12/17/12
Last day for collection of taxes without interest: 2/28/13

Recommendation: Approve application* Deny Application
2/13/2013 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

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>	
Absent: <u>1</u>	Motion: <u> </u>	Yes	<u>0</u>
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013052 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF BEEKMAN

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: Total : 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013052 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF BEEKMAN

Date: March 11, 2013

RESOLUTION NO. 2013053

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

APPLICANT: Herb Redl LLC

80 Washington St., Suite 100

Poughkeepsie NY 12601

ACCOUNT NO.: 134689-6262-01-054988-0000

Legislators MICCIO and JETER-JACKSON offer the following and move its adoption:

WHEREAS, there is an special district assessment on the assessment roll for the Town of Poughkeepsie for 2012 under the name of Herb Redl LLC, Account No. 134689-6262-01-054988-0000, 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 Poughkeepsie has made a clerical error in said special district assessment, and

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

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

RESOLVED, that the application received January 25, 2013, relating to Account No. 134689-6262-01-054988-0000 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	19,324,400		19,324,400	66,730.11
Town of Pough	19,324,400		19,324,400	161,009.49
Townwide Drain imp	105,500 units		105,500 units	766.25
Arlington Fire	19,324,400		19,324,400	101,069.49
Consolidated light	19,324,400		19,324,400	6,621.39
Pough Library Dist	19,324,400		19,324,400	22,377.54
Town Wide Wat Imp	150,100 units		150,100 units	5,253.50
			TOTAL:	\$363,827.77

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 Wide Wat Imp. (TW0K3)

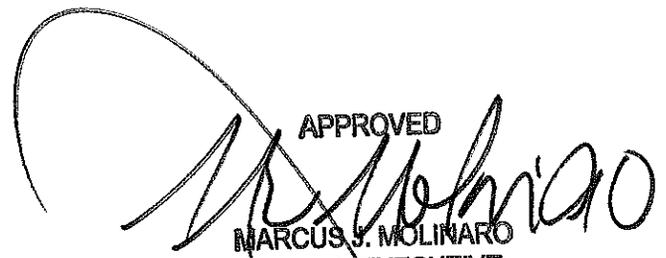
\$2,551.50

CA-35-13

MB/ca G-194

2/13/13

Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/2/2013

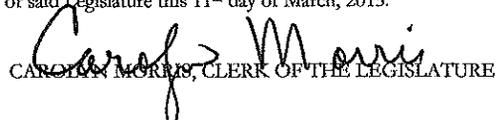
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

LC Description (grid #) 134689-6262-01-054988-0000

Owner's Name Herb Redi LLC

Mailing Address 80 Washington St. Ste 100 Pough NY 12601

Property Location 237-381 Salt Point Tpke

School District Hyde Park Central School Dist. Special District to be corrected Town Wide Water Imp

Total Assessed Value now on roll 19,324,400 Corrected to Same

Taxable Assessed Value now on roll 19,324,400 Corrected to Same

Exempt codes and amounts if applicable

Amount Levied \$366,379.27 Should be \$363,827.77

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: Incorrect units entered on roll for water special district.

Recommendation APPROVE APPLICATION DENY APPLICATION

Details: It is recommended that the application for a corrected 2012/13 Cnty/Town tax bill be approved.

A430 Town Wide Wat Imp (TW0K3) \$2,551.50

Investigator Margaret Burns Director Eric C. Johnson



NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL
FOR THE YEAR 20 12

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.

Herb Redl LLC
1a. Name of Owner

80 Washington St
1b. Mailing Address

Poughkeepsie, NY 12601

6262-01-054988-0000

Day (845) 471-3388 x110 Evening ()
2. Telephone Number

237-381 Salt Point Tpke
3. Parcel Location (if different than 1b.)

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 366,379.27

7. I hereby request a correction of tax levied by Town of Poughkeepsie- Spec District Town Wide Water
(county/city/school district; town in Westchester County; non-assessing unit via _____)

for the following reasons (use additional sheets if necessary): Benefit Unit for Town Wide Water on for 223000 should be on for 150100. Error in calculation.

1/24/13
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: 1/25/13 Period of warrant for collection of taxes: 12/17/12

Last day for collection of taxes without interest: 2/28/13

Recommendation: Approve application* Deny Application

2/11/2013
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: \$ 366,379.27

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

2013 JAN 25 PM 2:15
REAL PROPERTY TAX SERVICES



NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL
FOR THE YEAR 20 12

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.

Herb Redl LLC
1a. Name of Owner

80 Washington St
1b. Mailing Address

Poughkeepsie, NY 12601

6262-01-054988-0000

Day (845) 471-3388^{x110} Evening ()
2. Telephone Number

237-381 Salt Point Tpke
3. Parcel Location (if different than 1b.)

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 366,379.27

7. I hereby request a correction of tax levied by Town of Poughkeepsie- Spec District Town Wide Water
(county/city/school district; town in Westchester County; non-assessing unit vtd)

for the following reasons (use additional sheets if necessary): Benefit Unit for Town Wide Water on for 223000 should be on for 150100. Error in calculation.

1/24/13
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: 1/25/13 Period of warrant for collection of taxes: 12/17/12
Last day for collection of taxes without interest: 2/28/13

Recommendation: Approve application* Deny Application

2/11/2013
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: \$ 366,379.27

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

2013 JAN 25 PM 2:15
REAL PROPERTY TAX SERVICES

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>	
Absent: <u>1</u>	Motion: <u> </u>	Yes	<u>0</u>
Vacant: <u>0</u>		Abstentions: <u>0</u>	No

2013053 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF POUGHKEEPSIE

Date: March 7, 2013

Roll Call Sheets

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

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013053 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF POUGHKEEPSIE

Date: March 11, 2013

RESOLUTION NO. 2013054

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

APPLICANT: Herb Redl LLC
C/O Kathleen Yurcak
14 Biscayne Blvd., Lot 28
Poughkeepsie NY 12601

ACCOUNT NO.: 134689-6263-03-107109-0216

Legislators MICCIO and DOXSEY offer the following and move its adoption:

WHEREAS, there is an special district assessment on the assessment roll for the Town of Poughkeepsie for 2012 under the name of Herb Redl LLC, Account No. 134689-6263-03-107109-0216, 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 Poughkeepsie has made a clerical error in said special district assessment, and

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

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

RESOLVED, that the application received January 25, 2013, relating to Account No. 134689-6263-03-107109-0216 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	81,600	12,240	69,360	239.51
Town of Pough	81,600	12,240	69,360	297.98
Townwide Drain imp	1,000 units		1,000 units	7.26
Arlington Fire	81,600		81,600	426.78
Consolidated light	81,600		81,600	15.96
Pough Library Dist	81,600		81,600	53.64
Town Wide Wat Imp	700 units		700 units	24.50
			TOTAL:	\$1,065.63

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 Wide Wat Imp. (TW0K3)

\$10.50

CA-36-13

MB/ca G-194

2/13/13

Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/21/2013

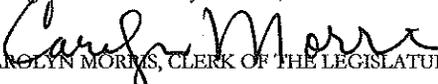
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Lot Description (grid #) 134689-6263-03-107109-0216

Owner's Name Herb Redl LLC

Mailing Address C/O Kathleen Yurcak 14 Biscayne Blvd Lot 28 Pough NY 12601

Property Location Mobile Home

School District Hyde Park Central School Dist. Special District to be corrected Town Wide Water Imp

Total Assessed Value now on roll 81,600 Corrected to Same

Taxable Assessed Value now on roll 69,360 Corrected to Same

Exempt codes and amounts if applicable

Alt Vet 12,240

Amount Levied \$1,076.13 Should be \$1,065.63

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: Incorrect units entered on roll for water special district.

Recommendation APPROVE APPLICATION DENY APPLICATION

Details: It is recommended that the application for a corrected 2012/13 Cnty/Town tax bill be approved.

A430 Town Wide Wat Imp (TWOK3) \$10.50

Investigator Margaret Burns

Director Eric Ayer



NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

APPLICATION FOR CORRECTED TAX ROLL
FOR THE YEAR 20 12

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.

Herb Redl LLC % Yurcak
Ia. Name of Owner

Day 845 471-3388 X1110 Evening ()
2. Telephone Number

80 Washington St
Poughkeepsie, NY 12601
Ib. Mailing Address

14 Biscayne Blvd Lot 216
3. Parcel Location (if different than 1b.)

6263-03-107109- 0216

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 1076.13

7. I hereby request a correction of tax levied by Town of Poughkeepsie- Spec District Town Wide drainage
(county/city/school district; town in Westchester County; non-assessing unit village)
for the following reasons (use additional sheets if necessary): Benefit Unit for Town Wide drainage on for 1000
should be on for 700. Error in entry.

1/24/13
Date

[Signature]
Signature of Applicant

2013 JAN 25 PM 2:15
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.

Date application received: 1/25/13 Period of warrant for collection of taxes: 12/17/12
Last day for collection of taxes without interest: 2/28/13

Recommendation: Approve application* Deny Application
2/11/2013 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: \$ 1076.13
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

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>	
Absent: <u>1</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		<u>0</u>	
		Abstentions:	

2013054 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF POUGHKEEPSIE

Date: March 7, 2013

Roll Call Sheets

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

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013054 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF POUGHKEEPSIE

Date: March 11, 2013

RESOLUTION NO. 2013055

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

APPLICANT: Ellen M. Flock
2 Long Meadow Dr.
Staatsburg NY 12580

ACCOUNT NO.: 133200-6166-02-829654-0000

Legislators MICCIO and SERINO offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Hyde Park for 2012 under the name of Ellen M. Flock, Account No. 133200-6166-02-829654-0000, 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 his recommendation that the application be approved by the County Legislature, and

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

RESOLVED, that the application received January 28, 2013, relating to Account No. 133200-6166-02-829654-0000 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	95,000	38,000	57,000	351.48
Town of Hyde Park	95,000	38,000	57,000	347.03
Staatsburg Fire	95,000		95,000	198.44
Staatsburg Library	95,000		95,000	77.13
			TOTAL:	\$974.08

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	\$255.23
A430 Town of Hyde Park	<u>229.46</u>
Total	\$484.69

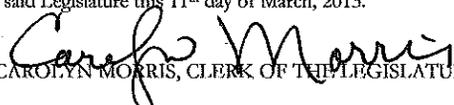
CA-28-13
MB/ca/G-194
2/8/13
Fiscal Impact: None


APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/21/2013

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Li Description (grid #) 133200-6166-02-829654-0000

Owner's Name Ellen M Flock

Mailing Address 2 Long Meadow Dr. Staatsburg NY 12580

Property Location 2 Long Meadow Dr.

School District Hyde Park Central School Dist. Special District _____

Total Assessed Value now on roll 95,000 Corrected to Same

Taxable Assessed Value now on roll 57,000 Corrected to Same

Exempt codes and amounts if applicable

Senior exemption 38,000

Amount Levied \$1,458.77

Should be \$974.08

Tax Bill Paid? ___ yes no

Verified with assessor? 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 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: Incorrect omitted re-levy

Recommendation APPROVE APPLICATION DENY APPLICATION

Details: It is recommended that the application for a corrected 2012/13 Cnty/Town tax bill be approved.

A342 Omitted County Re-levy \$255.23 / A430 Omitted (T/O Hyde Park) Re-levy \$229.46

Investigator

Margaret Burns

Director

Eric Allen



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 20 12

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.

Ellen Flock
1a. Name of Owner

Day(229-7160 Evening ()
2. Telephone Number

2 Long Meadow Dr
Staatsburg, NY 12580
1b. Mailing Address

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

6166-02-829654
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 67829654 6. Amount of taxes currently billed 1,458.77

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

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

1/23/13
Date

Ellen M. Flock
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: 1/28/13 Period of warrant for collection of taxes: 12/17/12

Last day for collection of taxes without interest: 2/28/13

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

2/8/2013
Date Signature of County Director

2013 JAN 28 AM 9:54
REAL PROPERTY TAX SERVICES

* [] 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

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total :	<u>11</u>	<u>0</u>
Absent: <u>1</u>	Motion: <u> </u>		Yes	No
Vacant: <u>0</u>		Abstentions:	<u>0</u>	

2013055 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF HYDE PARK

Date: March 7, 2013

Roll Call Sheets

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

Present: 24
 Absent: 1 (with circled 0)
 Vacant: 0

Resolution:
 Motion:

Total: 24 0
 Yes No
 Abstentions: 0

2013055 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF HYDE PARK

Date: March 11, 2013

RESOLUTION NO. 2013056

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

APPLICANT: Malcolm R. Hunter Post No 53

PO Box 212

Wappinger Falls NY 12590

ACCOUNT NO.: 135689-6258-03-315204-0000

Legislators MICCIO and AMPARO offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Wappinger for 2012 under the name of Malcolm R. Hunter Post No 53 , Account No. 135689-6258-03-315204-0000 , 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 Wappinger has made a clerical error in said assessment, and

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

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

RESOLVED, that the application received January 29, 2013, relating to Account No. 135689-6258-03-315204-0000 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	300,000	300,000	0	0.00
Town of Wappinger	300,000	300,000	0	0.00
Grinell Library	300,000	300,000	0	0.00
Wapp S Trans/Treat I	200 units		200 units	574.78
United Wapp Swr Dist	132 units		132 units	15.85
Wapp Con Water	127 units		127 units	172.00
Cntr Wapp Sewer Imp	120 units		120 units	12.28
			TOTAL:	\$774.91

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	\$ 411.81
A440 Wappingers Central School Dist	<u>5,882.97</u>
Total	\$6,294.78

CA-29-13
MB/ca/G-194
2/8/13
Fiscal Impact: None

APPROVED

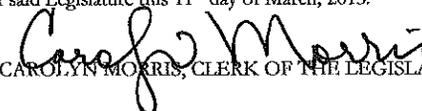
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/11/2013

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 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

Li Description (grid #) 135689-6258-03-315204-0000

Owner's Name Malcolm R. Hunter Post No 53

Mailing Address PO Box 212 Wappingers Falls NY 12590

Property Location 150 Myers Corners Rd.

School District Wappingers Central School Dist. Special District _____

Total Assessed Value now on roll 300,000 Corrected to Same

Taxable Assessed Value now on roll 0 Corrected to Same

Exempt codes and amounts if applicable

Veteran's Organization 300,000

Amount Levied \$7,069.69 Should be \$774.91

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 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 the assessment roll in a timely fashion of the school tax 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: X Incorrect 2012/13 School Tax re-levy

Recommendation X APPROVE APPLICATION _____ DENY APPLICATION

Details: It is recommended that the application for a corrected 2012/13 Cnty/Town tax bill be approved.

A342 \$411.81 / A440 (Wappingers CSD) \$5,882.97

Investigator Margaret Burns Director Eric Johnson



NYS BOARD OF REAL PROPERTY SERVICES

RP-554 (9/04)

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 20 12

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.

2013 JAN 29 PM 2:51

REAL PROPERTY TAX SERVICES

1a. Name of Owner: Randy R. ...
150 Myers Corner Rd
Wappinger Falls NY 10980

Day: 678-9078 Evening: ()
2. Telephone Number: 454-5909
3. Parcel Location (if different than 1b.): FAX-454-597

4. Description of real property as shown on tax roll or tax bill (include tax map designation): 6258-03-315204
5. Account No. 315204 6. Amount of taxes currently billed: _____
7. I hereby request a correction of tax levied by Wappinger Central School
(county/city/school district; town in Westchester County; non-assessing unit village)
for the following reasons (use additional sheets if necessary): should be Exempt

Date: 1/29/13 Signature of Applicant: [Signature] AS ATTORNEY FOR MALCOLM HARTSEL

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: 1/29/13 Period of warrant for collection of taxes: 12/17/12
Last day for collection of taxes without interest: 2/28/13
Recommendation: Approve application Deny Application
Date: 2/8/2013 Signature of County Director: [Signature]

* 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, Christina Hawkins, Assessor for the Town/City of Wappinger, Dutchess County, do hereby affirm that the assessment or taxable assessment on Grid # 6258-03-315204 owned by Malcolm Hunter Post as shown on the 2012 (yr) Assessment/Tax roll of the Town/City of Wappinger School district of Wappinger is incorrect and may be corrected per RPTL 550.

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

Parcel eligible for Exemption
Application not processed in error

Assessment was: 300,000 Should be: 300,000
Exemption was: 0 Should be: <300,000
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 11/27/12 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

2012 NOV 28 PM 3:34
REAL PROPERTY TAX SERVICES



NYS BOARD OF REAL PROPERTY SERVICES

RP-553 (1/06)

NOTICE AND PETITION OF ASSESSOR TO THE BOARD OF ASSESSMENT REVIEW FOR THE Wappinger (assessing unit) FOR CORRECTION OF THE 2010 FINAL ASSESSMENT ROLL

To be completed in duplicate by assessor, or designated member of the Board of Assessors. Assessor is to transmit copy by certified mail, return receipt requested, to individual named in Part 2, item 1, EXCEPT where the proposed correction will result in a lower assessment. Transmit original to Chairman of Board of Assessment Review

PART 1: NOTICE OF PETITION

You are hereby notified that the Board of Assessment Review for Town of Wappinger will convene at 8:30 (a.m./p.m.) on 11/20/10 at Town of Wappinger for the purpose of acting

on the Assessor's or Board of Assessor's petition (see below) to correct the 2010 final assessment roll.

Note: You may appear at the meeting and present any information relevant to the petition below. The Board of Assessment Review will notify the tax levying body of any changes to be made. The tax levying body will then notify you of any such change.

PART 2: PETITION

Malcolm H. Hanks Post
1a. Name of Owner

Day 845 878-9078 Evening ()
2. Telephone Number

750 Myers Corners Rd
Wappinger Falls, NY
1b. Mailing Address

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

12590
1c. E-mail Address (optional)

6258-03-315204
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. _____

6a. Entry appearing on final assessment roll:
Land Value 122,300
Total Value 300,000
Exempt Value 0

6b. Entry on final assessment roll should be:
Land Value 122,300
Total Value 300,000
Exempt Value 300,000

7. Type of error (see definitions on reverse side):
 Clerical error, as defined in Sec. 550 (2), para. C
 Error in essential fact, as defined in Sec. 550 (3), para. _____
 Unlawful entry, as defined in Sec. 550(7), para. _____
 Omitted parcel of taxable real property or an omitted improvement on current or preceding year's assessment roll.
 Incorrect grant of partial exemption on preceding year's assessment roll; no transfer of title has occurred.

_____ An entry of assessed valuation of taxable State-owned land on current or preceding year's roll which is less than amount approved by State Board.

_____ An entry of assessed valuation of a special franchise on current or preceding year's roll which is less than final assessment thereof made by the State Board or the full value of that special franchise as determined by the State Board adjusted by the final state equalization rate established by the State Board for the assessment roll upon which that value appears.

8. Describe how error occurred (Be specific; do not repeat definitions on reverse side; attach documentation) _____
Original Parcel subdivided into 2 parcels -
Application Received not processed
(Use additional sheets if necessary)

I, Lisa Molitoris, Assessor or designated member of the majority of the Board of Assessors of the Wappinger Assessing Unit hereby petition the Board of Assessment Review to correct the 2010 final assessment roll as indicated above.



APPLICATION FOR REAL PROPERTY TAX EXEMPTION FOR
NONPROFIT ORGANIZATIONS

ALL organizations filing this form must complete Parts A, B and C. FOUNDATIONS and TRUSTS must complete Part D. Certain organizations must complete additional parts of this form as follows.

- RELIGIOUS ORGANIZATIONS..... Part E
- CHARITABLE ORGANIZATIONS THAT ARE NOT FOUNDATIONS OR TRUSTS..... Part F
- HOSPITAL ORGANIZATIONS..... Part G
- EDUCATIONAL ORGANIZATIONS..... Part H
- ORGANIZATIONS THAT OPERATE HOMES FOR THE AGED..... Part I

Attach additional sheets if necessary. On each attachment, indicate name of organization, employer identification number and question answered. If assistance is needed in completing this form, consult the assessor.

ALL ORGANIZATIONS MUST COMPLETE THE VERIFICATION ON PAGE 19

PART A—IDENTIFICATION

1a. Name of Organization Malcolm R. Hunter Post 53 of the 14-1801290
 c. Employer ID no.

Masonic War Veterans of the State M. Kathleen Fagan, Esq.
of New York, Inc. d. Name of contact person

b. Mailing address PO Box 212, Wappingers Falls, NY 12590 845-454-5909
 e. Day telephone no. of contact person

845-454-5909
 f. Evening telephone no.

2. Date incorporated or formed 9/27/97 3. Month annual accounting period ends December

4. Has the organization filed Federal Income Tax Returns? Yes No
 If YES, state form number(s), year(s) filed, and Internal Revenue Office where filed.

RECEIVED
MAR 01 2012
TOWN OF WAPPINGER
ASSESSOR'S OFFICE

Part B—ACTIVITIES AND OPERATIONS

1. Describe in detail the specific purposes for which the organization was formed, the activities presently carried on and those which will be carried on. If the organization is not fully operational, explain what stage of development its activities have reached, what further steps remain for the organization to become fully operational, and when they will take place. Specifically identify the services performed or to be performed by the organization. (Do not state the purposes of the organization in general terms or repeat the language of the organizational documents). Include sufficient information to show that the organization's activities are related to the purpose(s) stated in Question 2a Form RP-420-a-Org or RP-420-b-Org.

Malcolm R. Hunter Post #53 is a duly organized post of the Masonic War Veterans of the State of New York. As such, the property owned by it is exempt from taxation, and exempt from special ad valorem levies and special assessments pursuant to New York's Real Property Tax Law Section 452.

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>	<u>0</u>
Absent: <u>1</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013056 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF WAPPINGER

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 **Resolution:** **Total :** 24 0
Absent: 1 **Motion:** **Yes** **No**
Vacant: 0 **Abstentions:** 0

2013056 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF WAPPINGER

Date: March 11, 2013

RESOLUTION NO. 2013057

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

APPLICANT: Anthony Manca and Rita Manca

10 Dennis Rd.

Wappinger Falls NY 12590

ACCOUNT NO.: 135689-6258-01-076684-0000

Legislators MICCIO and AMPARO offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Wappinger for 2012 under the name of Anthony Manca and Rita Manca , Account No. 135689-6258-01-076684-0000, 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 Wappinger has made a clerical error in said assessment, and

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

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

RESOLVED, that the application received January 23, 2013, relating to Account No. 135689-6258-01-076684-0000 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	247,000	82,050	164,950	569.60
Town of Wappinger	247,000	82,050	164,950	282.93
Grinell Library	247,000	82,050	164,950	27.32
Ambulance Tn Wide	247,000		247,000	34.43
New Hackensack Fire	247,000		247,000	164.87
Wapp Con Water	100 units		100 units	135.44
			TOTAL:	\$1,214.59

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	\$127.93
A430 Town of Wappinger	63.54
A430 Grinell Library	<u>6.13</u>
Total	\$197.60

CA-30-13
MB/ca G-194
2/11/13
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/11/2013

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 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MCINNIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

L Description (grid #) 135689-6258-01-076684-0000

Owner's Name Anthony and Rita Manca

Mailing Address 10 Dennis Rd. Wappinger Falls NY 12590

Property Location 10 Dennis Rd.

School District Wappingers Central School Dist. Special District _____

Total Assessed Value now on roll 247,000 Corrected to Same

Taxable Assessed Value now on roll 202,000 Corrected to 164,950

Exempt codes and amounts if applicable
Alt Vet Combat 45,000 / Alt Vet Disability 37,050

Amount Levied \$1,412.19 Should be \$1,214.59

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 for a corrected 2012/13 Cnty/Town tax bill be approved.

A342 \$127.93 / A430 (T10 Wapp) \$63.54 / A430 (Brunell Sub) \$6.13

Investigator Margaret Burns Director Eric Gelman



NYS BOARD OF REAL PROPERTY SERVICES

APPLICATION FOR CORRECTED TAX ROLL

FOR THE YEAR 20 13

RECEIVED
JAN 22 2013
TOWN OF WAPPINGER
ASSESSOR'S OFFICE
RP-554 (1/03)

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.

Manca, Anthony
1a. Name of Owner

Day (1297-584) Evening (_____)
2. Telephone Number

10 Dennis Rd
Wappingers Falls, NY
1b. Mailing Address

3. Parcel Location (if different than _____)

6258-01-076684
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 19076684 6. Amount of Taxes currently Billed 1412.19

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

for the following reasons (use additional sheets if necessary): Should Receive 30%
Disability 15% County 15% Town

1/22/2013
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: 1/23/13 Period of warrant for collection of taxes: 12/17/12

Recommendation: Approve application* Deny Application
2/4/2013
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-date mailed to applicant: _____ Corrected tax: \$ _____
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

TO THE DIRECTOR OF REAL PROPERTY TAX SERVICES:

I, Christian Haulers, Assessor of the Town of Wappinger

Dutchess County do hereby certify that the real property owned by

Dalmy Manca GRID # 6258-01-076684

shown on the 2012 Tax Roll of the Town/School District of Wappinger
(year)

and assessed in the amount of 27,000 is correct/incorrect due to clerical error/

unlawful entry/ error in essential fact resulting from Veteran disability Exemption

30% not applied

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.

1/22/13
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

2013 JAN 23 PM 2:10
REAL PROPERTY
TAX SERVICES



RENEWAL APPLICATION FOR ALTERNATIVE VETERANS EXEMPTION FROM REAL PROPERTY TAXATION BASED ON CHANGE IN SERVICE CONNECTED DISABILITY COMPENSATION RATING

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

Manca, Anthony
10 Dennis Rd W.R.N.C.

Day No. (845) 297-5801

Evening No. ()

2. Mailing address of owner(s)

[Blank lines for mailing address]

3. Location of property (see instructions)

Street address

City/Town

Village (if any)

Property identification (see tax bill or assessment roll)

Tax map number or section/block/lot 10258-01-070684

4. Does the veteran currently* have a service connected disability compensation rating from the United States Veterans' Administration or Department of Defense? Yes No

If Yes, attach written evidence of such rating. Is this compensation rating permanent? Yes No

* If the veteran is deceased, indicate on the line below the date of death and attach written evidence of the veteran's compensation rating at the time of death.

Date of veteran's death _____

I (we) hereby certify that all statements made on this application are true and correct to the best of my 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.

2/29/12
Date

[Signature]
Signature of owner(s)

INSTRUCTIONS

1. When the alternative veterans exemption is granted based in part on a service-connected disability rating received from the United States Veterans Administration or the United States Department of Defense, evidence of continued exemption eligibility must be provided by the property owner if the disability rating increases or decreases.

2. The change in percentage of disability rating must be certified on this form (RP-458-a-Dis) and filed with the assessor prior to taxable status date in order for the exemption to be properly adjusted. Where property is located in a village which assesses, a separate renewal application should be filed with both the village and town assessors.

3. Taxable status date for most towns is March 1. In towns in Erie County, the taxable status date is May 1. In towns in Westchester County, taxable status date is June 1. In Nassau County, taxable status date for towns is January 2. Taxable status date for most villages is January 1; however, the village clerk should be consulted to insure certainty. Charter provisions control the taxable status date in cities. To ascertain the correct taxable status dates in cities, inquiry should be made of city assessors.

RECEIVED
FEB 29 2012
TOWN OF WAPPINGER
ASSESSOR'S OFFICE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>	
Absent: <u>0</u>	Motion: <u>—</u>	Yes	<u>0</u>
Vacant: <u>0</u>		Abstentions: <u>0</u>	No

2013057 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF WAPPINGER

Date: March 7, 2013

Roll Call Sheets

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

Present: 24

Absent: 1

Vacant: 0

Resolution: ✓

Motion:

Total: 24 0

Yes No

Abstentions: 0

2013057 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF WAPPINGER

Date: March 11, 2013

RESOLUTION NO. 2013058

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL
AND TO ORDER THE COMMISSIONER OF FINANCE TO
ISSUE A CORRECTED TAX BILL

APPLICANT: RPG Development Inc.

97 Hunns Lake Rd.

Stanfordville NY 12581

ACCOUNT NO.: 135200-6768-03-452401-0000

Legislators KELSEY and MICCIO offer the following and move its adoption:

WHEREAS, there is a Miscellaneous Charge Re-Levy on the assessment roll for the Town of Stanford for 2011 under the name of RPG Development Inc., Account No. 135200-6768-03-452401-0000, 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 Town of Stanford has made a clerical error in said re-levy, and

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

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

RESOLVED, that the application received February 1, 2013 relating to Account No. 135200-6768-03-452401-0000 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 Dutchess County Commissioner of Finance, directing said Commissioner 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	404,460		404,460	2,277.08
Town of Stanford	404,460		404,460	1,415.29
Stanford Library	404,460		404,460	119.68
Bangall Light	404,460		404,460	116.04
Stanford Fire	404,460		404,460	259.40
			TOTAL:	\$4,187.49 + int&pen

and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes as follows:

A430 Miscellaneous Charge Re-levy

\$2,475.55

and be it further

RESOLVED, that the County Clerk is hereby authorized, empowered, and directed to make the necessary changes in his office to correct the filings of said liens.

CA-31-13

MB/ca G-194

2/11/13

Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/11/13

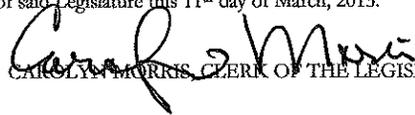
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

LC Description (grid #) 135200-6768-03-452401-0000

Owner's Name RPG Development Inc.

Mailing Address 97 Hunns Lake Rd. Stanfordville NY 12581

Property Location 97-103 Hunns Lake Rd.

School District Pine Plains Central School Dist. Special District _____

Total Assessed Value now on roll 404,460 Corrected to Same

Taxable Assessed Value now on roll 404,460 Corrected to Same

Exempt codes and amounts if applicable

Amount Levied \$6,663.04 Should be \$4,187.49

Tax Bill Paid? ___ yes no Verified with assessor? 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 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: Incorrect Misc. re-levy

Recommendation APPROVE APPLICATION DENY APPLICATION

Details: It is recommended that the application for a corrected 2011/12 Cnty/Town tax bill be approved.

A430 Miscellaneous Re-levy (T/O Stanford) \$2,475.55

Investigator Margaret Burns Director Eric Johnson



NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

APPLICATION FOR CORRECTED TAX ROLL
FOR THE YEAR 20 11

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.

RPG Development Inc

1a. Name of Owner

97 Hunns Lake Road

Stanfordville, NY 12581

1b. Mailing Address

6768-03-452401

Day() Evening ()

2. Telephone Number

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

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 6,663.04

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

for the following reasons (use additional sheets if necessary): Stanford Town Board voted on 12/17/2012 to rescind reliev of \$2,475.55 appearing on the 2011 Town Tax Roll.

January 30, 2013

Date

[Signature] Supervisor
Signature of Applicant

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

Date application received: 2/1/13 Period of warrant for collection of taxes: _____

Last day for collection of taxes without interest: 2/28/12

Recommendation: Approve application* Deny Application

2/5/2013
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: \$ 6,663.04

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

2013 FEB - 1 PM 4:18
REAL PROPERTY TAX SERVICES

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total: <u>11</u>	
Absent: <u>1</u>	Motion: <u> </u>	Yes	<u>0</u>
Vacant: <u>0</u>		Abstentions: <u>0</u>	No

2013058 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF STANFORD

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 **Resolution:** _____ **Total :** 24 0
Absent: 1 **Motion:** _____ **Yes** **No**
Vacant: 0 **Abstentions:** 0

2013058 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF STANFORD

Date: March 11, 2013

RESOLUTION NO. 2013059

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

APPLICANT: Anna Marie VanVlack and Joanne H. Palombo
PO Box 103
Millbrook NY 12545
ACCOUNT NO.: 135889-6764-00-001500-0000

Legislators KELSEY and MICCIO offer the following and move its adoption:

WHEREAS, there is an assessment on the assessment roll for the Town of Washington for 2012 under the name of Anna Marie VanVlack and Joanne H. Palombo, Account No. 135889-6764-00-001500-0000, 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 Washington has made a clerical error in said assessment, and

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

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

RESOLVED, that the application received February 5, 2013, relating to Account No. 135889-6764-00-001500-0000 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	227,300	113,650	113,650	392.45
Town of Washington	227,300	113,650	113,650	159.39
Millbrook Library	227,300	113,650	113,650	9.16
Millbrook Fire Prot	227,300		227,300	76.05
			TOTAL:	\$637.05

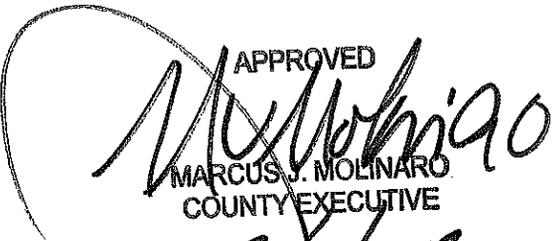
and be it further

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

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

A342 Allowance for Uncollectible Taxes	\$ 392.45
A430 Town of Washington	63.76
A430 Millbrook Library	<u>3.67</u>
Total	\$ 459.88

CA-32-13
MB/ca G-194
2/11/13
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/21/13

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

L Description (grid #) 135889-6764-00-001500-0000

Owner's Name Anna Marie VanVlack and Joanne H Palombo

Mailing Address PO Box 103 Millbrook NY 12545

Property Location 29 College Lane

School District Millbrook Central School Dist. Special District _____

Total Assessed Value now on roll 227,300 Corrected to Same

Taxable Assessed Value now on roll 159,110(Tn) 227,300(Cnty) Corrected to 113,650(C/T)

Exempt codes and amounts if applicable
Senior exemption 113,650

Amount Levied \$1,096.93 Should be \$637.05

Tax Bill Paid? ___ yes X no Verified with assessor? X 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 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 for a corrected 2012/13 Cnty/Town tax bill be approved.

A342 \$392.45 / A430 (T/O Washington) \$63.76 / A430 Millbrook Library \$3.67

Investigator Margaret Burns Director Eric Alben



NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE
OFFICE OF REAL PROPERTY TAX SERVICES

2013 FEB -5 AM 11:46

APPLICATION FOR CORRECTED TAX ROLL
FOR THE YEAR 20 _____
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.

1a. Name of Owner Anna VanVlack 2. Telephone Number Day 914 201-8826 Evening () Same

1b. Mailing Address P.O. Box 103 29 College Ln
Millbrook, NY 12545 3. Parcel Location (if different than 1b.) _____

4. Description of real property as shown on tax roll or tax bill (Include tax map designation) 6764-00-001500-0000

5. Account No. 20001500 6. Amount of taxes currently billed \$ 1,096.93

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

for the following reasons (use additional sheets if necessary): The Cocentz exemption
was not taken out.

2/4/2013 Date Anna VanVlack Signature of Applicant

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

Date application received: 2/5/13 Period of warrant for collection of taxes: 12/17/12

Last day for collection of taxes without interest: 2/28/13

Recommendation: Approve application* Deny Application

2/5/13 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

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2013059 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF WASHINGTON

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: Total : 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013059 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL IN THE TOWN OF WASHINGTON

Date: March 11, 2013

RESOLUTION NO. 2013060

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF CLINTON
ASSESSED UNDER THE NAME OF MCMAHON LYNN
MCMAHON MICHAEL
GRID: 132400-6468-00-937631-0000

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

WHEREAS, unpaid tax on property in the Town of Clinton assessed to McMahon
Lynn McMahon Michael for the levy year 2007 and described as Grid No. 132400-6468-00-
937631-0000 amounting to \$7,019.85 was placed on a List of Delinquent Taxes filed in the
Dutchess County Clerk's Office on November 3, 2008 for the tax lien year of 2008, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding, Index
2008/7887, to enforce the collection of delinquent tax liens for the levy year 2007 and the above
property was not redeemed within the time prescribed by law, resulting in a judgment of
foreclosure and a deed conveying title of the property to Dutchess County, which deed was
recorded on July 14, 2010 in the Office of the Dutchess County Clerk, Document # 02 2010
3462, and

WHEREAS, the sum of \$5,100.00 was tendered to the Dutchess County
Commissioner of Finance in payment of all right, title and interest which the County may have
acquired in and to the above property by reason of the above deed, and in payment of all unpaid
taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and they
are hereby authorized, empowered and directed to make, execute and deliver in the name of the
County of Dutchess and of the Legislature of said County, a quitclaim deed to Patrick J. Miglio,
4 Hillcrest Lane, Rhinebeck, NY 12572 and Ronald J. Mastello, 631 Pumpkin Lane, Clinton
Corners, NY 12514 of any and all interest which the County of Dutchess may have acquired in
and to the said parcel by reason of the above deed.

CA-41-13
PB:CM:deb/ca
2/14/2013
Fiscal Impact: None

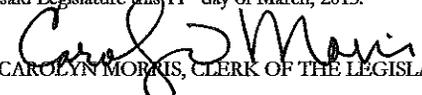
APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/21/2013

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with
the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the
same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2013060 QUITCLAIM DEED IN THE TOWN OF CLINTON

Date: March 7, 2013

Roll Call Sheets

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

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013060 QUITCLAIM DEED IN THE TOWN OF CLINTON

Date: March 11, 2013

RESOLUTION NO. 2013061

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF CLINTON
ASSESSED UNDER THE NAME OF HISCOCK FLORENCE
HISCOCK RAYMOND J
GRID: 132400-6469-09-222625-0000

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

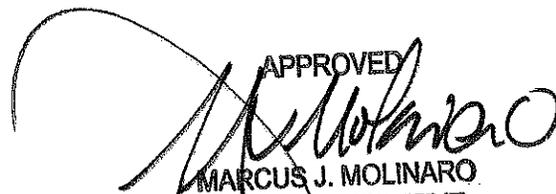
WHEREAS, unpaid tax on property in the Town of Clinton assessed to
Hiscock Florence Hiscock Raymond J for the levy year 2009 and described as Grid No.
132400-6469-09-222625-0000 amounting to \$953.26 was placed on a List of Delinquent
Taxes filed in the Dutchess County Clerk's Office on November 1, 2010 for the tax lien
year of 2010, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding,
Index No. 2010/7051 to enforce the collection of delinquent tax liens for the levy year
2009 and the above property was not redeemed within the time prescribed by law,
resulting in a judgment of foreclosure and a deed conveying title of the property to
Dutchess County, which deed was recorded in the Office of the Dutchess County Clerk,
July 6, 2012, Document # 02 2012 2936, and

WHEREAS, the sum of \$500.00 was tendered to the Dutchess County
Commissioner of Finance in payment of all right, title and interest which the County may
have acquired in and to the above property by reason of the above deed, and in payment
of all unpaid taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be
and they are hereby authorized, empowered and directed to make, execute and deliver in
the name of the County of Dutchess and of the Legislature of said County, a quitclaim
deed to Karina L. Pozza, 22 Silver Lake Road, Rhinebeck, NY 12572 of any and all
interest which the County of Dutchess may have acquired in and to the said parcel by
reason of the above deed.

CA-21-13
PB:CM:deb/ca
1/31/13
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/11/2013

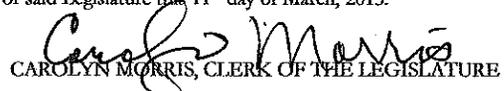
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing
resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of
March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 11 0
 Yes No
 Abstentions: 0

2013061 QUITCLAIM DEED IN THE TOWN OF CLINTON

Date: March 7, 2013

Roll Call Sheets

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

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion:

Total: 24 0
 Yes No
 Abstentions: 0

2013061 QUITCLAIM DEED IN THE TOWN OF CLINTON

Date: March 11, 2013

RESOLUTION NO. 2013062

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF HYDE PARK
ASSESSED UNDER THE NAME OF VAN WAGNERS BARD
BUILDERS INC
GRID: 133200-6065-04-995394-0000

Legislator MICCIO, SERINO, and PERKINS offers the following and moves its adoption,

WHEREAS, unpaid tax on property in the Town of Hyde Park assessed to Van Wagners Bard Builders Inc for the levy year 2008 and described as Grid No. 133200-6065-04-995394-0000 amounting to \$396.35 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding, Index No. 2009/8011 to enforce the collection of delinquent tax liens for the levy year 2008 and the above property was not redeemed within the time prescribed by law, resulting in a judgment of foreclosure and a deed conveying title of the property to Dutchess County, which deed was recorded on in the Office of the Dutchess County Clerk, August 17, 2011, Document # 02 2011 3699, and

WHEREAS, the sum of \$500.00 was tendered to the Dutchess County Commissioner of Finance in payment of all right, title and interest which the County may have acquired in and to the above property by reason of the above deed, and in payment of all unpaid taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and they are hereby authorized, empowered and directed to make, execute and deliver in the name of the County of Dutchess and of the Legislature of said County, a quitclaim deed to Michelange Sainnoval, 13 Lexington Avenue, Brentwood NY 11717 of any and all interest which the County of Dutchess may have acquired in and to the said parcel by reason of the above deed.

CA-38-13
PB:CM:deb/ca
2/14/2013
Fiscal Impact: None
STATE OF NEW YORK

COUNTY OF DUTCHESS

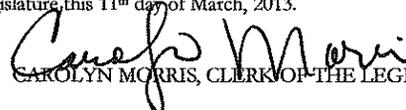
ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/11/13

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature, this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2013062 QUITCLAIM DEED IN THE TOWN OF HYDE PARK

Date: March 7, 2013

Roll Call Sheets

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

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total :	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2013062 QUITCLAIM DEED IN THE TOWN OF HYDE PARK

Date: March 11, 2013

RESOLUTION NO. 2013063

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF FISHKILL
ASSESSED UNDER THE NAME OF ANDERSON RUTH E
GRID: 133089-6055-16-995403-0000

Legislator MICCIO, SERINO, and PERKINS offers the following and moves its adoption,

WHEREAS, unpaid tax on property in the Town of Fishkill assessed to Anderson Ruth E for the levy year 2009 and described as Grid No. 133089-6055-16-995403-0000 amounting to \$174.77 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 1, 2010 for the tax lien year of 2010, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding, Index No. 2010/7051 to enforce the collection of delinquent tax liens for the levy year 2009 and the above property was not redeemed within the time prescribed by law, resulting in a judgment of foreclosure and a deed conveying title of the property to Dutchess County, which deed was recorded in the Office of the Dutchess County Clerk, July 6, 2012, Document # 02 2012 2936, and

WHEREAS, the sum of \$50.00 was tendered to the Dutchess County Commissioner of Finance in payment of all right, title and interest which the County may have acquired in and to the above property by reason of the above deed, and in payment of all unpaid taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and they are hereby authorized, empowered and directed to make, execute and deliver in the name of the County of Dutchess and of the Legislature of said County, a quitclaim deed to Gingerbread Homes LLC, 12 Park Avenue, West Harrison, NY 10604 of any and all interest which the County of Dutchess may have acquired in and to the said parcel by reason of the above deed.

CA-39-13
PB:CM:deb/ca
2/14/13
Fiscal Impact: None

APPROVED

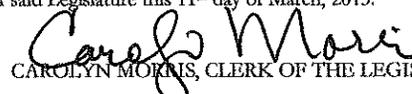
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/6/13

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 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	/	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

Roll Call Sheets

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

Present: _____
 Absent: _____
 Vacant: _____

Resolution: _____
 Motion: _____

Total : _____
 Yes No
 Abstentions: _____

2013063 QUITCLAIM DEED IN THE TOWN OF FISHKILL

Date: March 11, 2013

RESOLUTION NO. 2013064

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF EAST FISHKILL
ASSESSED UNDER THE NAME OF BARRETT LAWRENCE
GRID: 132800-6755-04-818226-0000

Legislator MICCIO, SERINO, and PERKINS offers the following and moves its adoption,

WHEREAS, unpaid tax on property in the Town of East Fishkill assessed to Barrett Lawrence for the levy year 2008 and described as Grid No. 132800-6755-04-818226-0000 amounting to \$3,365.33 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding, Index No. 2009/8011 to enforce the collection of delinquent tax liens for the levy year 2008 and the above property was not redeemed within the time prescribed by law, resulting in a judgment of foreclosure and a deed conveying title of the property to Dutchess County, which deed was recorded on in the Office of the Dutchess County Clerk, August 17, 2011, Document # 02 2011 3699, and

WHEREAS, the sum of \$500.00 was tendered to the Dutchess County Commissioner of Finance in payment of all right, title and interest which the County may have acquired in and to the above property by reason of the above deed, and in payment of all unpaid taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and they are hereby authorized, empowered and directed to make, execute and deliver in the name of the County of Dutchess and of the Legislature of said County, a quitclaim deed to Michelange Sainnoval, 13 Lexington Avenue, Brentwood NY 11717 of any and all interest which the County of Dutchess may have acquired in and to the said parcel by reason of the above deed.

CA-40-13
PB:CM:deb/ca
2/14/2013
Fiscal Impact: None

APPROVED
Marcus J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/6/2013

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins	absent	
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 18 - City of Beacon	Forman(VC)		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present:	<u>11</u>	Resolution:	<u>✓</u>	Total :	<u>11</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<u>—</u>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2013064 QUITCLAIM DEED IN THE TOWN OF EAST FISHKILL

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: Total : 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013064 QUITCLAIM DEED IN THE TOWN OF EAST FISHKILL

Date: March 11, 2013

RESOLUTION NO. 2013065

RE: REAPPOINTMENTS AND APPOINTMENTS TO THE DUTCHESS COUNTY
SOIL AND WATER CONSERVATION BOARD

Legislators TRAUDT, BORCHERT, FLESLAND, BOLNER, HUTCHINGS, SERINO, SERMAN, HORTON and WEISS 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 John A. Kalin and Legislators James J. Miccio, and Alison MacAvery and the resignation of Jesse Bontecou and the expiration of the term of Jeffery Viola; and

WHEREAS, John A. Kalin and Legislators James J. Miccio and Alison MacAvery have expressed an interest in being reappointed to said Board; and

WHEREAS, A. Greg Pulver and Timothy Bontecou has expressed their interest in being appointed to said Board; now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby reappoint John A. Kalin and Legislators James J. Miccio and Alison MacAvery to the Dutchess County Soil and Water Conservation Board for the term specified below; and be it, further

RESOLVED, the Dutchess County Legislature does hereby appoint A. Greg Pulver and Timothy Bontecou to the Dutchess County Soil and Water Conservation Board for the term specified below:

<u>Reappointments</u>	<u>Term Expires</u>
Legislator James J. Miccio 24 Broad Street Fishkill, NY 12524	December 31, 2013
Legislator Alison MacAvery 10 Driscoll Road Fishkill, NY 12524	December 31, 2013
John A. Kalin 502 Gardner Hollow Road Poughquag, NY 12570	December 31, 2014

Appointments

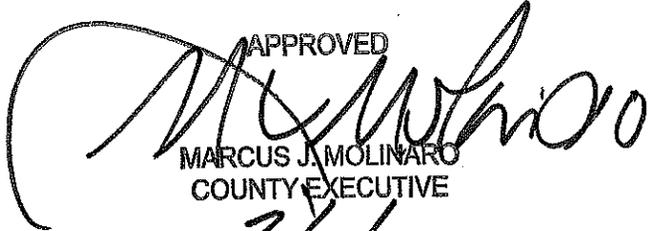
Timothy Bontecou
299 Perotti Road
Millerton, NY 12546
(Replacing Jesse Bontecou)

A. Gregg Pulver
P.O. Box 704
Pine Plains, NY 12567
(Replacing Jeffrey Viola)

Term Expires:

December 31, 2013

December 31, 2015

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/11/2013

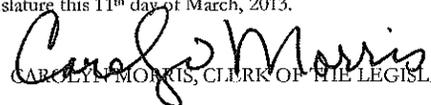
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Traudt (C)		
District 21 - Town of East Fishkill	Horton		
District 24 - Towns of Dover and Union Vale	Surman (VC)		

Present: <u>12</u>	Resolution: <u>✓</u>	Total: <u>12</u>	
Absent: <u>0</u>	Motion: <u> </u>	Yes	<u>0</u>
Vacant: <u>0</u>		Abstentions: <u>0</u>	No

2013065 REAPPOINTMENTS AND APPOINTMENTS TO THE DUTCHESS COUNTY SOIL AND WATER CONSERVATION BOARD

Date: March 7, 2013

Roll Call Sheets

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

Present: _____
 Absent: _____
 Vacant: _____

Resolution: _____
 Motion: _____

Total : _____
 Yes No
 Abstentions: _____

2013065 REAPPOINTMENTS AND APPOINTMENTS TO THE DUTCHESS COUNTY SOIL AND WATER CONSERVATION BOARD

Date: March 11, 2013

RESOLUTION NO. 2013066

RE: AUTHORIZING ACQUISITION OF A PERMANENT EASEMENT OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM ERIC J. YOUNG AND SABINA JOSEPH

Legislators HUTCHINGS and BOLNER offer the following and move its adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8755.41) includes the acquisition of portions of certain properties, and

WHEREAS, a short environmental assessment form and a Negative Declaration was approved and adopted by this Legislature on December 8, 2008 under Resolution No. 208403 and the Department of Public Works determined that the improvement project (1) constitutes an unlisted action pursuant to Article 8 of the Environmental Conservation Law and Part 617 of the NYCRR ("SEQRA"), and (2) will not have a significant effect on the environment, and

WHEREAS, the Department of Public Works has made a determination that in order to improve said road, it is necessary to acquire a portion of property presently owned by Eric J. Young and Sabina Joseph, and

WHEREAS, an Agreement to purchase the necessary real property is attached hereto, and

WHEREAS, the property is a portion of parcel number 133400-6360-01-085950, described as 84.16± square meters (905.92± square feet) more or less as shown on Map No. 27, Parcel No. 49, a copy is annexed hereto, and

WHEREAS, the Commissioner of Public Works has recommended that the subject property be purchased for the sum of \$2,150.00, and that the terms and conditions of the Agreement be carried forth, now, therefore, be it

RESOLVED, that the County Executive is authorized to execute the Agreement to Purchase Real Property in substantially the form annexed hereto and all documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of a deed to the aforementioned land, which shall include the terms and conditions of the Agreement to Purchase Real Property, and such other documents as may be necessary to convey free and clear title to the County of Dutchess, that payment be made to the property owner in the sum of \$2,150.00, that the County reimburse Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property be carried out by the Dutchess County Department of Public Works.

CA-46-13

CAB/ca/R-0907-H

2/15/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/11/2013

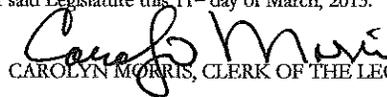
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 2,600

Total Current Year Revenue \$ 2,470
and Source

Federal and State Reimbursements.

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

Identify Line Items(s):

H0290.5110.3250.213

Related Expenses: Amount \$ 450

Nature/Reason:

Miscellaneous mortgage release, filing, closing costs.

Anticipated Savings to County: \$2,470

Net County Cost (this year): \$130
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to the accompanying resolution request for the authorization to acquire a permanent easement identified as Map 27, Parcel 49 in connection with PIN 8755.41, Rehabilitation of CR 21, (Noxon Road), NYS Route 55 to CR 49 (Titusville Road).

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew W. Davis

AGREEMENT TO PURCHASE REAL PROPERTY
(PERMANENT EASEMENT)

Project: REHABILITATION OF NOXON ROAD (NYS ROUTE 55 TO TITUSVILLE ROAD)
PIN: 8755.41 Map: 27 Parcel: 49

This Agreement by and between ERIC YOUNG AND SABINA JOSEPH, husband and wife, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey a permanent easement to a 84.16± Square Meter (905.92± Square Foot) parcel located on the East Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated August 9, 2002 and recorded on September 3, 2002 in Liber 22002 at Page 8655 (as Document 0220028655) in the Office of the County Clerk for Dutchess County, New York with the address Noxon Road (Re. Tax map No. 133400-6360-01-085950-0000), and being the same lands designated as Map 27, Parcel 49 on exhibit "A" attached hereto.
2. **IMPROVEMENTS INCLUDED IN THE PURCHASE.** The following improvements, if any, now in or on the property are included in this Agreement: Unilock wall to be reconstructed under the project if disturbed.
3. **PURCHASE PRICE.** The total purchase price is 2,150 Dollars (\$2,150.00). This price includes the acquisition of the above real property in permanent easement as described in paragraph 1 and the improvements described in paragraph 2, if any.
4. **PAYMENT.** All by check at closing.
5. **CLOSING DATE AND PLACE.** Transfer of Title shall take place at the Dutchess County Attorney's Office, or at another mutually acceptable location, on or about 1/31/13.
6. **TITLE DOCUMENTS.** Buyer shall provide the following documents in connection with the sale:
 - A. **Closing Documents.** Buyer will prepare and deliver to the Seller for execution at the time of closing the documents necessary to transfer the real property interest stated in Paragraph 1 above.
 - B. **Abstract, Bankruptcy and Tax Searches, and Acquisition Map.** Buyer will pay for a search of public deeds, court and tax records and will prepare a Title Certification Letter. Buyer will pay for and furnish to the Seller an acquisition map.
 - C. **Buyer will be responsible for the recording of all deeds and releases in the Office of the Dutchess County Clerk.**
7. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in connection with the permanent easement on the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. The Buyer shall be responsible for the reimbursement to the Seller of any Lien Release Application Fees and for any Prepayment Penalties associated with the release of any liens.
8. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between the Seller and Buyer as of the date of closing; current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

9. **RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY.** The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
10. **ENTIRE AGREEMENT.** This agreement outlines the complete understanding of the Buyer and Seller pertaining to this acquisition. No verbal agreements or promises will be binding. This agreement must be approved by the Dutchess County Legislature and executed by the Dutchess County Executive in order for it to be binding on the parties.
11. **NOTICES.** All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.
12. **PROJECT RELATED IMPROVEMENTS.** The following improvements will occur within this permanent easement as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: This permanent easement is being taken for the purpose of work area for the temporary removal and replacement of a portion of a block retaining wall; as well as the grading of the slope and installation of a drainage inlet, including future grading, cleaning, and continued maintenance of, equipment and machinery access to and the placement of temporary erosion and sediment control measures for the duration of this project along said slope and at said drainage inlet; and maintenance responsibility of the aforementioned block retaining wall only when said easement is accessed by Dutchess County.

IN WITNESS WHEREOF, on this 1ST day of DEC, 2012, the parties have entered into this Agreement.

Seller: Eric Young and Sabina Joseph
 Representative: None

By: [Signature]
ERIC J YOUNG
 Printed Name

By: [Signature]
SABINA JOSEPH
 Printed Name

OWNER
 Title

OWNER
 Title

Witness: [Signature]

Witness: [Signature]

County of Dutchess

Buyer By: _____
 Marcus J. Molinaro
 County Executive

County of Dutchess

Approved: _____
 Gregory V. Bentley, P.E.
 Director of Engineering

'EXHIBIT A'
 COUNTY OF DUTCHESS
 DEPARTMENT OF PUBLIC WORKS

MAP NO. 27
 PARCEL NO. 49
 SHEET 2 OF 2



REHABILITATION OF NOXON ROAD
 NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

Map of property which the Commissioner of Public Works deems necessary to be acquired by appropriation in the name of the People of the County of Dutchess in permanent easement, for purposes connected with the highway system of the County of Dutchess, pursuant to Section 118 of the Highway Law and the Eminent Domain Procedure Law.

PARCEL NO. 49; A PERMANENT EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA FOR THE TEMPORARY REMOVAL AND REPLACEMENT OF A PORTION OF A BLOCK RETAINING WALL; AS WELL AS THE GRADING OF THE SLOPE AND INSTALLATION OF A DRAINAGE INLET, INCLUDING FUTURE GRADING, CLEANING, AND CONTINUED MAINTENANCE OF, EQUIPMENT AND MACHINERY ACCESS TO AND THE PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT ALONG SAID SLOPE AND AT SAID DRAINAGE INLET; AND MAINTENANCE RESPONSIBILITY OF THE AFOREMENTIONED BLOCK RETAINING WALL ONLY WHEN SAID EASEMENT IS ACCESSED BY DUTCHESS COUNTY; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT BEING AT THE DIVISION LINE OF LANDS OF O'MARA REALTY & DEV CORP (REPUTED OWNER) TO THE SOUTH AND LANDS OF ERIC YOUNG AND SABINA JOSEPH (REPUTED OWNERS) TO THE NORTH, SAID POINT ALSO BEING DISTANT 10.46±m MEASURED AT RIGHT ANGLES FROM STATION 2+259.042± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY NORTH 37°49'54.07" WEST A DISTANCE OF 9.30±m(30.5±FT) TO A POINT, SAID POINT BEING DISTANT 10.43±m MEASURED AT RIGHT ANGLES FROM STATION 2+249.687± OF SAID BASELINE; THENCE THROUGH LANDS OF ERIC YOUNG AND SABINA JOSEPH (REPUTED OWNERS) NORTH 43°56'45.73" EAST A DISTANCE OF 8.61±m(28.3±FT) TO A POINT, SAID POINT BEING DISTANT 18.95±m MEASURED AT RIGHT ANGLES FROM STATION 2+248.419± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 51°41'14.55" EAST A DISTANCE OF 8.24±m(27.0±FT) TO A POINT ON THE DIVISION LINE OF LANDS OF O'MARA REALTY & DEV CORP (REPUTED OWNER) TO THE SOUTH AND LANDS OF ERIC YOUNG AND SABINA JOSEPH (REPUTED OWNERS) TO THE NORTH, SAID POINT BEING DISTANT 20.96±m MEASURED AT RIGHT ANGLES FROM STATION 2+256.412± OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 38°36'5.93" WEST A DISTANCE OF 10.80±m(35.4±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 84.16± SQUARE METERS (905.92± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 49, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
 BEGINNING AT STATION 2+044.647 THENCE SOUTH 37°35'7.01" EAST TO STATION 2+256.587, THENCE SOUTH 37°52'9.99" EAST TO STATION 2+394.558; ALL BEARINGS REFERRED TO GRID NORTH NEW YORK STATE PLANE EAST ZONE.

MAP NUMBER 27 9/18/12
 REVISED DATE ~~7/12/12~~ ~~8/14/12~~
 DATE PREPARED 6/17/11

I hereby certify that the property mapped above is necessary for this project, and the acquisition thereof is recommended.

Date 9/20 2012

Robert H. Balkind, P.E.
 Acting Commissioner of Public Works

Recommended by:

Date 9/20 2012

Gregory V. Bentley, P.E.
 Director of Engineering

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

I hereby certify that this map is an accurate description and map made from an accurate survey, prepared under my direction.

Date SEPT. 18 2012



EDWARD T. GANNON Land Surveyor
 N.Y.S. License No. 49907

W.P. SELLS
 15 PLEASANTVILLE ROAD
 CLARCLIFF MANOR, NY 10510

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins	<i>absent</i>	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 18 - City of Beacon	Forman (VC)		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>11</u>	Resolution: <u>✓</u>	Total: <u>11</u>	<u>0</u>
Absent: <u>1</u>	Motion: <u>—</u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013066 AUTHORIZING ACQUISITION OF A PERMANENT EASEMENT OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR21, NOXON ROAD, TOWN OF LAGRANGE FROM ERIC J. YOUNG AND SABINA JOSEPH

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: Total : 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013066 AUTHORIZING ACQUISITION OF A PERMANENT EASEMENT OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR21, NOXON ROAD, TOWN OF LAGRANGE FROM ERIC J. YOUNG AND SABINA JOSEPH

Date: March 11, 2013

RESOLUTION NO. 2013067

BOND RESOLUTION DATED APRIL 8, 2013.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$828,200 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT AND VEHICLES FOR VARIOUS DEPARTMENTS IN AND FOR SAID COUNTY.

BE IT RESOLVED, by the County Legislature of the County of Dutchess, New York, as follows:

Section 1. To pay the cost of the purchase of equipment and vehicles for various departments, including in each case incidental equipment and expenses in connection therewith, there are hereby authorized to be issued \$828,200 serial bonds of the County of Dutchess, New York pursuant to the provisions of the Local Finance Law, apportioned as follows:

- a) For the purchase of police vehicles to replace those in service for at least one year, at a maximum estimated cost of \$680,740, being a class of objects or purposes, having a period of probable usefulness of three years, pursuant to subdivision 77 of paragraph a of Section 11.00 of the Local Finance Law, \$680,740 serial bonds of the \$828,200 serial bonds of the County of Dutchess, New York, herein authorized;
- b) For the purchase of vehicles for the Community and Family Services and Central Services Departments to replace those in service 3 years or more, at a maximum estimated cost of \$90,900, being a class of objects or purposes, having a period of probable usefulness of three years, pursuant to subdivision 77 of paragraph a of Section 11.00 of the Local Finance Law, \$90,900 serial bonds of the \$828,200 serial bonds of the County of Dutchess, New York, herein authorized;

- c) For the purchase of mini-vans for the Community and Family Services and Central Services Departments, at a maximum estimated cost of \$40,400, being a class of objects or purposes, having a period of probable usefulness of five years, pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law, \$40,400 serial bonds of the \$828,200 serial bonds of the County of Dutchess, New York, herein authorized; and
- d) For the purchase of a mobile speed trailer police equipment, at a maximum estimated cost of \$16,160, being a specific object or purpose, having a period of probable usefulness of five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law, \$16,160 serial bonds of the \$828,200 serial bonds of the County of Dutchess, New York, herein authorized.

Section 2. It is hereby determined that the aggregate maximum estimated cost of the aforesaid objects or purposes described in Section 1 hereof is \$828,200, and that the plan for the financing thereof by the issuance of the \$828,200 serial bonds herein authorized to be issued therefore pursuant to the provisions of the Local Finance Law, apportioned to each such object or purpose in accordance with the maximum estimated cost of each specified in Section 1 hereof.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 4. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same

respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a

designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

* * * * *

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the County Legislature of the County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on April 8, 2013, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 25 ayes and 0 noes, with 0 members being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on April 18, 2013, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

I FURTHER certify that all members of said Legislature had due notice of said meeting, and that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and /or other news media

Date given

Southern Dutchess News

April 5, 2013

Poughkeepsie Journal

April 5, 2013

and that I further duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

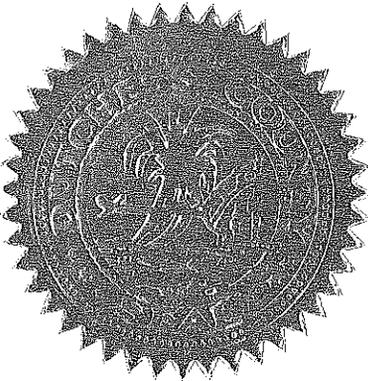
Designated Location(s) of Posted Notice

Date of Posting

County Office Building, 6th Floor, County Office Building
Poughkeepsie, NY 12601

April 5, 2013

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 8th day of April, 2013.



Carol Morris

Clerk, County Legislature

APPROVED

Marcus J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 4/18/2013

LEGAL NOTICE OF ESTOPPEL

The following entitled bond resolution, a summary of which is published herewith, has been adopted on April 8, 2013, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Dutchess, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is each available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Poughkeepsie, New York,
April 8, 2013.

Clerk, County Legislature

BOND RESOLUTION DATED APRIL 8, 2013.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$828,200 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT AND VEHICLES FOR VARIOUS DEPARTMENTS IN AND FOR SAID COUNTY.

- | | |
|-------------------------------|--|
| Objects or purposes: | (a) Police vehicles; class, 3-year period of probable usefulness, \$680,740 serial bonds |
| | (b) Community and Family Services/Central Services vehicles; class, 3-year period of probable usefulness, \$90,900 serial bonds |
| | (c) Community and Family Services/Central Services mini vans; class, 5-year period of probable usefulness, \$40,400 serial bonds |
| | (d) Mobile speed trailer police equipment; specific, 5-year period of probable usefulness, \$16,160 serial bonds |
| Amount of bonds to be issued: | An aggregate \$828,200 allocated by maximum estimated cost of each |

#	Dept	ARR	Replace	Year	Miles Now	Estim Miles	Reason	Veh Type	Est Price	Alt Fuel	Reimb	Rec	Cont Price	Prev Req	Useful Life
1	Sheriff	R	5150	2007	99,182	-	Age, miles, condition	Marked Patrol - Full Size	33,000	Flex	No	Y	20,049+	N	3
2	Sheriff	R	5171	2007	102,082	-	Age, miles, maint cost	Marked Patrol - Full Size	33,000	Flex	No	Y	20,049+	N	3
3	Sheriff	R	5177	2007	114,270	-	Age, miles, maint cost	Marked Patrol - Full Size	33,000	Flex	No	Y	20,049+	Y	3
4	Sheriff	R	5209	2007	89,627	-	Age, miles, condition	Marked Patrol SUV	40,000	Flex	No	Y	25,680+	N	3
5	Sheriff	R	5238	2007	103,100	-	Age, miles, condition	Marked Patrol SUV	40,000	Flex	No	Y	25,680+	N	3
6	Sheriff	R	5245	2007	105,844	-	Age, miles, maint cost	Marked Patrol SUV	40,000	Flex	No	Y	20,049+	N	3
7	Sheriff	R	5255	2007	98,585	-	Miles, condition	Marked Patrol SUV	40,000	Flex	No	Y	25,680+	N	3
8	Sheriff	R	5275	2007	79,400	-	Miles, maint cost	Marked Patrol - Full Size	33,000	Flex	No	Y	20,049+	N	3
9	Sheriff	R	5482	2009	104,700	-	Miles, condition	Marked Patrol SUV	40,000	Flex	No	Y	25,680+	N	3
10	Sheriff	R	5487	2010	98,000	-	Miles, maint cost	Marked Patrol - Full Size	33,000	Flex	No	Y	20,049+	N	3
11	Sheriff	R	4703	2003	90,687	-	Age, miles, condition	Marked Patrol - Full Size	33,000	Flex	No	Y	16,256+	N	3
12	Sheriff	R	4818	2003	73,240	-	Age, miles, condition	Marked Patrol - Full Size	33,000	Flex	No	Y	16,256+	N	3
13	Sheriff	R	5110	2006	82,674	-	Miles, maint cost	Marked Patrol - Full Size	33,000	Flex	No	Y	16,256+	N	3
14	Sheriff	R	5111	2006	87,556	-	Miles, maint cost	Marked Patrol - Full Size	33,000	Flex	No	Y	16,256+	N	3
15	Sheriff	R	5114	2006	84,895	-	Miles, condition	Marked Midsize Sedan	24,000	Flex	No	Y	16,256+	N	3
16	Sheriff	R	5201	2007	102,859	-	Miles, condition	Unmarked Midsize Sedan	24,000	Flex	No	Y	16,256+	N	3
17	Sheriff	R	5211	2007	98,219	-	Miles, condition	Unmarked Midsize Sedan	24,000	Flex	No	Y	16,256+	N	3
18	Sheriff	R	5212	2007	79,335	-	Miles, condition	Unmarked Midsize Sedan	24,000	Flex	No	Y	16,256+	N	3
19	Sheriff	R	5218	2007	81,786	-	Miles, condition	Unmarked Midsize Sedan	24,000	Flex	No	Y	16,256+	N	3
20	Sheriff	R	5260	2007	88,559	-	Miles, maint cost	Marked Patrol - Full Size	33,000	Flex	No	Y	28,281+	N	3
21	Sheriff	R	4798	2004		NA	Age, condition	ATV	12,000	No	No	Y	NA	N	3
22	Sheriff	R	4799	2004		NA	Age, condition	ATV	12,000	No	No	Y	NA	N	3
23	Sheriff	R	5099	2000		NA	Age, condition	Speed Trailer	16,000	No	No	Y	NA	N	5
1	Soc Serv	R	4648	2003	80,345	-	Miles, maint cost	Mini Van	20,000	Flex	62%	Y	17,867	N	5
2	Soc Serv	R	4677	2003	79,858	-	Miles, maint cost	Mid-size	18,000	Flex	62%	Y	16,256	Y	3
3	Soc Serv	R	4678	2003	77,064	-	Miles, maint cost	Mid-size	18,000	Flex	62%	Y	16,256	N	3
4	Soc Serv	R	4679	2003	75,761	-	Miles, maint cost	Mid-size	18,000	Flex	50%	Y	16,256	N	3
5	Soc Serv	R	4684	2003	70,951	-	Miles, maint cost	Mid-size	18,000	Flex	62%	Y	16,256	N	3
1	Central Serv	R	4983	2006	138,528	-	Age, miles condition	Mid Size	18,000	Flex	No	Y	16,256	N	3
2	Central Serv	R	4987	2006	81,801	-	Age, miles condition	Mini Van	20,000	Flex	No	Y	17,129	N	5
*The purchase of hybrid vehicles will be considered where applicable and appropriate.															
Total for 30 replacement vehicles - \$820,000															

H0452 - 2013 Auto Service Center Vehicle Bond

APPROPRIATIONS

Increase

H0452.3110.2300.03	Sheriff Motor Vehicles - 3 Year	\$674,000
H0452.3110.2300.05	Sheriff Motor Vehicles - 5 Year	\$16,000
H0452.6010.2300.03	DCFS Motor Vehicles - 3 Year	\$72,000
H0452.6010.2300.05	DCFS Motor Vehicles - 5 Year	\$20,000
H0452.1610.2300.03	Central Services Motor Vehicles - 3 Year	\$18,000
H0452.1610.2300.05	Central Services Motor Vehicles - 5 Year	\$20,000
H0452.1640.3900	Bond Issuing Costs	\$8,200
		<u>\$828,200</u>

REVENUES

Increase

H0452.1640.57100	Serial Bonds	\$828,200
		<u>\$828,200</u>

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		✓
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		✓
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 18 - City of Beacon	Forman (VC)		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>12</u>	Resolution: <u>✓</u>	Total: <u>10</u>	
Absent: <u>0</u>	Motion: <u> </u>	Yes	<u>2</u>
Vacant: <u>0</u>		Abstentions: <u>0</u>	No

2013067 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$876,680 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT AND VEHICLES FOR VARIOUS DEPARTMENTS IN AND FOR SAID COUNTY

Date: April 4, 2013

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total : 25 0
 Yes No
 Abstentions: 0

DB - AF

2013067

4-8-13

Roll Call Sheets

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

Present: 25
 Absent:
 Vacant:

Resolution: ✓
 Motion:

Total : 25 0
 Yes No
 Abstentions: 0

2013067 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$828,200 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT AND VEHICLES FOR VARIOUS DEPARTMENTS IN AND FOR SAID COUNTY

Date: April 8, 2013

PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2013068

BOND RESOLUTION DATED APRIL 8, 2013.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,535,000 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF BRIDGE, HIGHWAY SAFETY AND DRAINAGE IMPROVEMENTS IN AND FOR SAID COUNTY.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act as a Type II Action, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW,
THEREFORE

BE IT RESOLVED, by the County Legislature of the County of Dutchess, New York, as follows:

Section 1. The cost of the reconstruction and replacement of bridges and culverts, together with the costs of a highway safety and drainage improvement program in and for the County of Dutchess, New York, including incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$3,535,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid class of objects or purposes is by the issuance of \$3,535,000 serial bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is 20 years, pursuant to subdivision 92 of paragraph a of Section 11.00 of the Local Finance Law, based upon subdivisions 4, 10 and 72(2nd) thereof.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner

of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the County Legislature of the County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on April 8, 2013, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 25 ayes and 0 noes, with 0 members being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on April 18, 2013, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

I FURTHER certify that all members of said Legislature had due notice of said meeting, and that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and /or other news media

Date given

Southern Dutchess News

April 5, 2013

Poughkeepsie Journal

April 5, 2013

and that I further duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

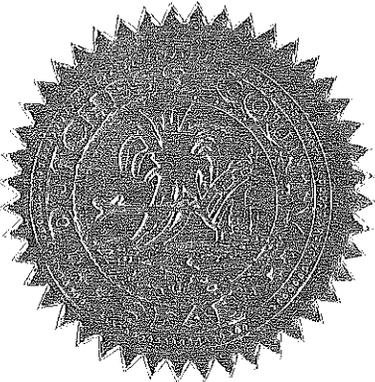
Designated Location(s) of Posted Notice

Date of Posting

County Office Building, 6th Floor, County Office Building
Poughkeepsie, NY 12601

April 5, 2013

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 8th day of April, 2013.



Carol Morris
Clerk, County Legislature

APPROVED
Marcus J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/18/2013

LEGAL NOTICE OF ESTOPPEL

The following entitled bond resolution, a summary of which is published herewith, has been adopted on April 8, 2013, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Dutchess, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is each available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Poughkeepsie, New York,
April 8, 2013.

Clerk, County Legislature

RESOLUTION NO. 2013068

BOND RESOLUTION DATED APRIL 8, 2013.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,535,000 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF BRIDGE, HIGHWAY SAFETY AND DRAINAGE IMPROVEMENTS IN AND FOR SAID COUNTY.

Class of objects or purposes:	Bridge, Highway safety and drainage improvements
Period of probable usefulness:	20 years
Maximum estimated cost:	\$3,535,000
Maximum amount of bonds to be issued:	\$3,535,000 bonds
SEQRA status:	Type II Action without a significant environmental effect

2013 Highway Safety and Bridge Improvement

\$3,535,000 20 years at 3%

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	\$3,535,000	\$176,750	\$106,050	\$282,800
2	3,358,250	176,750	100,748	277,498
3	3,181,500	176,750	95,445	272,195
4	3,004,750	176,750	90,143	266,893
5	2,828,000	176,750	84,840	261,590
6	2,651,250	176,750	79,538	256,288
7	2,474,500	176,750	74,235	250,985
8	2,297,750	176,750	68,933	245,683
9	2,121,000	176,750	63,630	240,380
10	1,944,250	176,750	58,328	235,078
11	1,767,500	176,750	53,025	229,775
12	1,590,750	176,750	47,723	224,473
13	1,414,000	176,750	42,420	219,170
14	1,237,250	176,750	37,118	213,868
15	1,060,500	176,750	31,815	208,565
16	883,750	176,750	26,513	203,263
17	707,000	176,750	21,210	197,960
18	530,250	176,750	15,908	192,658
19	353,500	176,750	10,605	187,355
20	176,750	<u>176,750</u>	<u>5,303</u>	<u>182,053</u>
TOTAL		<u>\$3,535,000</u>	<u>\$1,113,525</u>	<u>\$4,648,525</u>
AVG. PER YEAR		\$176,750	\$55,676	\$232,426

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	\$3,535,000
ANTICIPATED INTEREST RATE	3.00%
YEARS. TOTAL ANTICIPATED	
TERM 20 FEES:	\$35,000
ANTICIPATED ANNUAL COST (PRIN + INT):	\$232,426
TOTAL PAYBACK (ANNUAL COST x TERMS):	\$4,648,525

PREPARED BY PAMELA BARRACK

H0451 - 2013 Highway & Bridge Improvements

APPROPRIATIONSIncrease

H0451.5110.3250.212	Roads-Reconstruction-CHIPS	\$2,587,758
H0451.5110.3250	Roads-Reconstruction	\$500,000
H0451.5120.3450	Bridges-Reconstruction	\$3,000,000
H0451.5110.3900	Bond Issuing Costs	\$35,000
		<u>\$6,122,758</u>

REVENUESIncrease

H0451.5110.35010.07	Consolidated Highway Aid 2012 County Roads - CHIPS State	\$2,587,758
H0451.5110.57100	Serial Bonds	\$3,535,000
		<u>\$6,122,758</u>

Note: Estimates for individual projects are appropriate based on current information. Some projects may actually come in lower or higher than estimated, however, the cost for all projects combined will be within the total funding authorization.

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 18 - City of Beacon	Forman (VC)		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>12</u>	Resolution: <u>✓</u>	Total: <u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013068 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,535,000 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF BRIDGE, HIGHWAY SAFETY AND DRAINAGE IMPROVEMENTS IN AND FOR SAID COUNTY

Date: April 4, 2013

Roll Call Sheets

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

Present: 25 Resolution: Total : 25 0
 Absent: 0 Motion: _____ Yes No
 Vacant: 0 Abstentions: 0

2013068 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,535,000 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF BRIDGE, HIGHWAY SAFETY AND DRAINAGE IMPROVEMENTS IN AND FOR SAID COUNTY

Date: April 8, 2013

The foregoing Resolution No. 2013068 was offered for discussion only at the March 11, 2013, meeting and considered at the April 8, 2013, regular board meeting.

Roll call vote at that time on the foregoing Resolution No. 2013068 resulted as follows:

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

NAYS: 0

ABSENT: 0

Resolution adopted.

PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2013069

BOND RESOLUTION DATED APRIL 8, 2013.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$849,410 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF CONSTRUCTION AND MAINTENANCE EQUIPMENT, OF AND FOR SAID COUNTY.

BE IT RESOLVED, by the County Legislature of the County of Dutchess, New York, as follows:

Section 1. The cost of the purchase of equipment for construction and maintenance purposes for the Department of Public Works in and for the County of Dutchess, New York, each item of which costs \$30,000 or over, including incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$849,410.

Section 2. It is hereby determined that the plan for the financing of the aforesaid class of objects or purposes is by the issuance of \$849,410 serial bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and

contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on

said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the County Legislature of the County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on April 8, 2013, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 25 ayes and 0 noes, with 0 members being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on April 18, 2013, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

I FURTHER certify that all members of said Legislature had due notice of said meeting, and that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and /or other news media

Date given

Southern Dutchess News

April 5, 2013

Poughkeepsie Journal

April 5, 2013

and that I further duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

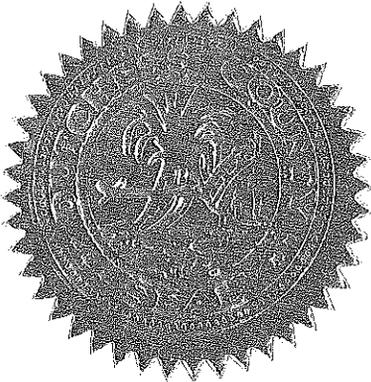
Designated Location(s) of Posted Notice

Date of Posting

County Office Building, 6th Floor, County Office Building
Poughkeepsie, NY 12601

April 5, 2013

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 8th day of April, 2013.



Carol Morris
Clerk, County Legislature

APPROVED
Marcus J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/18/2013

LEGAL NOTICE OF ESTOPPEL

The following entitled bond resolution, a summary of which is published herewith, has been adopted on April 8, 2013, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Dutchess, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is each available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: Poughkeepsie, New York,
April 8, 2013.

Clerk, County Legislature

RESOLUTION NO. 2013069

BOND RESOLUTION DATED APRIL 8, 2013.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$849,410 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF CONSTRUCTION AND MAINTENANCE EQUIPMENT, OF AND FOR SAID COUNTY.

Class of objects or purposes:	Purchase of DPW construction/maintenance equipment, each item of which costs \$30,000 or over
Period of probable usefulness:	15 years
Maximum estimated cost:	\$849,410
Maximum amount of bonds to be issued:	\$849,410 bonds

2013 DPW EQUIPMENT

\$849,410 15 years at 2.60%

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	\$849,410	\$56,627	\$22,085	\$78,712
2	792,783	\$56,627	20,612	77,239
3	736,156	\$56,627	19,140	75,767
4	679,529	\$56,627	17,668	74,295
5	622,902	\$56,627	16,195	72,822
6	566,275	\$56,627	14,723	71,350
7	509,648	\$56,627	13,251	69,878
8	453,021	\$56,627	11,779	68,406
9	396,394	\$56,627	10,306	66,933
10	339,767	\$56,627	8,834	65,461
11	283,140	\$56,627	7,362	63,989
12	226,513	\$56,627	5,889	62,516
13	169,886	\$56,627	4,417	61,044
14	113,259	\$56,627	2,945	59,572
15	<u>56,632</u>	\$56,632	<u>1,472</u>	<u>58,104</u>
TOTAL		<u>\$849,410</u>	<u>\$176,678</u>	<u>\$1,026,088</u>
AVG. PER YEAR		\$56,627	\$11,779	\$68,406

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	\$849,410	
ANTICIPATED INTEREST RATE		2.60%
TERM	15 YEARS.	TOTAL ANTICIPATED FEES \$8,410
ANTICIPATED ANNUAL COST (PRIN + INT):		\$68,406
TOTAL PAYBACK (ANNUAL COST x TERMS):		\$1,026,088

PREPARED BY PAMELA BARRACK

H0453 - 2013 DPW Capital Equipment Bond

APPROPRIATIONS

Increase

H0453.5110.2400.15	Highway & Street Equipment - 15 Year	\$791,000
H0453.7110.2400.15	Parks Other Equipment - 15 Year	\$50,000
H0453.5110.3900	Bond Issuing Costs	\$8,410
		<u>\$849,410</u>

REVENUES

Increase

H0453.5110.57100	Serial Bonds	\$849,410
		<u>\$849,410</u>

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 841,000

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): \$841,000
Over Five Years: _____

Additional Comments/Explanation:

Request for Capital Equipment Bond. This is the 2013 Capital Equipment request. The list of equipment and justifications are attached. The 2013-2017 Capital Improvement Plan identified \$1.32M of equipment to be purchased in the current year. Based on restructuring of the Department and changing needs, the 2013 Capital Equipment request has been reduced from \$1.32M to \$0.841, which represents a reduction of \$0.48M for the current year. The request now includes some smaller equipment used by maintenance crews, and no longer includes new 10-wheel and 6-wheel dump trucks. Request includes: 1-ton sector truck (\$41k); Jet-router truck (\$450k); 2 heavy duty brush chippers (\$100k); tractor with boom mower (\$120k); electric fork lift (\$30k); heavy duty fork lift (\$50k); robotic slope mower (\$50k).

Prepared by: Robert H. Balkind, P.E.

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 18 - City of Beacon	Forman (VC)		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman		

Present: <u>12</u>	Resolution: <u>✓</u>	Total: <u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <u>—</u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013069 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$849,410 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COST OF THE PURCHASE OF CONSTRUCTION AND MAINTENANCE EQUIPMENT, OF AND FOR SAID COUNTY

Date: April 4, 2013

Roll Call Sheets

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

Present: 25 Resolution: Total : 25 0
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013069 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$849,410
 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY
 THE COST OF THE PURCHASE OF CONSTRUCTION AND MAINTENANCE
 EQUIPMENT, OF AND FOR SAID COUNTY

Date: April 8, 2013

The foregoing Resolution No. 2013069 was offered for discussion only at the March 11, 2013, meeting and considered at the April 8, 2013, regular board meeting.

Roll call vote at that time on the foregoing Resolution No. 2013069 resulted as follows:

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

NAYS: 0

ABSENT: 0

Resolution adopted.

RESOLUTION NO. 2013070

RE: REAPPOINTMENTS TO THE CITIZENS ADVISORY COMMITTEE
ON SEX OFFENDER MANAGEMENT

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

WHEREAS, Resolution No. 205282 created a Citizens Advisory Committee on Sex
Offender Management Committee consisting of nine members; and

WHEREAS, the Chairman of the Legislature has reappointed of the following to the
Citizens Advisory Committee on Sex Offender Management:

<u>Name</u>	<u>Term</u>
Marjorie Smith Dutchess County District Attorney 236 Main Street Poughkeepsie, NY 12601	November 30, 2015
Sharon Doane Director of Forensic Services Family Services, Inc. 29 North Hamilton Street Poughkeepsie, NY 12601	November 30, 2015
Leslie Stone 3 Timberline Drive Poughkeepsie, NY 12603	November 30, 2015
Rocco Cordato Town of Poughkeepsie Police Department 19 Tucker Drive Poughkeepsie, NY 12603	November 30, 2015
Pamela Pucino 95 New Hackensack Road Lot #6 Wappingers Falls, NY 12590	November 30, 2015
Jeffrey C. Walraven 50 Market Street Poughkeepsie, NY 12601	November 30, 2015

now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby confirms the appointments of Marjorie Smith, Sharon Doane, Leslie Stone, Rocco Cordato, Pamela Pucino, and Jeffrey C. Walraven as members of the Citizens Advisory Committee on Sex Offender Management.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/2/2013

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 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 12 0
 Abstentions: 0 Yes No

2013070 REAPPOINTMENTS TO THE CITIZENS ADVISORY COMMITTEE ON SEX OFFENDER MANAGEMENT

Date: March 7, 2013

Roll Call Sheets

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

Present: _____ **Resolution:** _____ **Total :** _____
Absent: _____ **Motion:** _____ **Yes** **No**
Vacant: _____ **Abstentions:** _____

2013070 REAPPOINTMENTS TO THE CITIZENS ADVISORY COMMITTEE ON SEX OFFENDER MANAGEMENT

Date: March 11, 2013

RESOLUTION NO. 2013071

RE: APPOINTMENT TO THE E-911 MAINTENANCE BOARD

Legislators ROLISON, BORCHERT, WILKINSON, TRAUDT, and FLESLAND 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 Sue Serino has expressed a desire to be appointed as the Majority appointment and that she be appointed to a term ending March 31, 2016.

APPOINTMENT

TERM

Sue Serino
38 Mansion Drive
Hyde Park, NY 12538

April 1, 2013 – March 31, 2016

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date _____

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 12 0
 Yes No
 Abstentions: 0

2013071 APPOINTMENT TO THE E-911 MAINTENANCE BOARD

Date: March 7, 2013

Roll Call Sheets

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

Present: _____ **Resolution:** _____ **Total :** _____
Absent: _____ **Motion:** _____ **Yes** **No**
Vacant: _____ **Abstentions:** _____

2013071 APPOINTMENT TO THE E-911 MAINTENANCE BOARD

Date: March 11, 2013

RESOLUTION NO. 2013072

RE: APPOINTMENT TO THE DUTCHESS COUNTY FIRE AND SAFETY ADVISORY BOARD

Legislators ROMAN, DOXSEY, BORCHERT, HUTCHINGS, MICCIO, HORTON, SERINO, WILKINSON, and FLESLAND offer the following and move its adoption:

WHEREAS, a vacancy exists on the Dutchess County Fire and Safety Advisory Board due to an expired term, now, therefore, be it

RESOLVED, that the following person has been nominated to fill such vacancy:

APPOINTMENT

TERM ENDING

VOLUNTEER FIRE POLICE ASSOCIATION

Jack W. Schmidt
222 Sunset Drive
Wappingers Falls, NY 12590
(Replacing George Walker)

12/31/2015

APPROVED
Marcus J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/21/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 12 0
 Abstentions: 0 Yes No

2013072 APPOINTMENT TO THE DUTCHESS COUNTY FIRE AND SAFETY ADVISORY BOARD

Date: March 7, 2013

Roll Call Sheets

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

Present: _____
 Absent: _____
 Vacant: _____

Resolution: _____
 Motion: _____

Total : _____
 Yes No
 Abstentions: _____

2013072 APPOINTMENT TO THE DUTCHESS COUNTY FIRE AND SAFETY ADVISORY BOARD

Date: March 11, 2013

RESOLUTION NO. 2013073

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT
PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE
(A.3410.70)

Legislators ROLISON, BORCHERT, KELSEY, MICCIO, WEISS,
WILKINSON, and DOXSEY offer the following and move its adoption:

WHEREAS, the Coordinator of Emergency Response has advised that the New York State Division of Homeland Security and Emergency Services Grants that were approved by the State in 2009 (C834990) and in 2010 (C834900) have not been fully expended, and

WHEREAS, the funds remaining can be used as outlined by the Grants, and

WHEREAS, in order to expend the remaining balance it is necessary to amend the 2013 Adopted County Budget to provide for the expenditure of said funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONSIncrease

A.3410.70.2600.05	Computer Software 5 yr	\$ 9,075
A.3410.70.4123	Safety Supplies	15,205
A.3410.70.4160	Office Supplies	1,933
A.3410.70.4750	Other Equip ND	20,743
A.3410.70.2500.10	Other Equip 10 yr	12,627
A.3410.70.4412	Grant Project Costs	<u>390,939</u>
		<u>\$450,522</u>

REVENUESIncrease

A.3410.70.43050.05	Homeland Security	<u>\$450,522</u>
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CA-37-13

CAB/ca/C-6983-B & C-6983-R

2/14/13

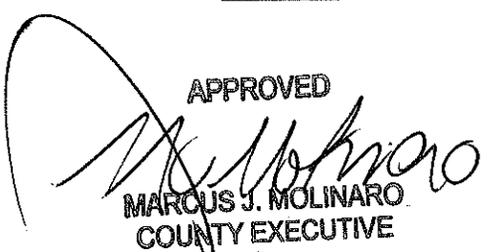
Fiscal Impact: See attached statement

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

APPROVED



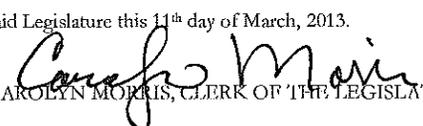
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date

3/21/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.



CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 450,522

Total Current Year Revenue \$ 450,522
and Source

Department of Homeland Security SHSP

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

Identify Line Items(s):

See Attached

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Laurie Colgan

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 12 0
 Yes No
 Abstentions: 0

2013073 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: ✓ Total : 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013073 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE

Date: March 11, 2013

RESOLUTION NO. 2013074

RE: AUTHORIZE GRANT AGREEMENT WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO PUBLIC DEFENDER (A.1170)

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

WHEREAS, the Public Defender has advised that the New York State Division of Criminal Justice Services has awarded a grant in the amount of \$75,000 for the purpose of funding a re-entry project in the County, and

WHEREAS, this program provides assistance to formerly incarcerated persons that are at the highest risk to reoffend and/or have special needs and utilizes evidence based practices that are designed to reduce recidivism, and

WHEREAS, the Public Defender will oversee this performance based, pass-through grant, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the Grant Agreement and amend the 2013 Adopted County Budget to provide for the receipt and expenditure of said funds as outlined in the grant, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the grant award from the New York State Division of Criminal Justice Services and further authorizes and empowers the County Executive to execute said grant on behalf of the County of Dutchess, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1170.4401.105 Professional Services-Consultants \$75,000

REVENUES

Increase

A.1170.33890.08 Public Safety DCJS Re-entry Grant APPROVED \$75,000

CA-33-13 ca/C-6712-II
2/13/13 Fiscal Impact: See attached statement

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/21/2013

STATE OF NEW YORK

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 75,000

Total Current Year Revenue \$ 75,000

and Source
NYS Division of Criminal Justice Grant

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

Identify Line Items(s):

Professional Services - Consultants - A.1170.4401.105

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Laura Aylward 486-2288

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total : 12 0
 Yes No
 Abstentions: 0

2013074 AUTHORIZE GRANT AGREEMENT WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO PUBLIC DEFENDER

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: ✓ Total : 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013074 AUTHORIZE GRANT AGREEMENT WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO PUBLIC DEFENDER

Date: March 11, 2013

RESOLUTION NO. 2013075

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS
IT PERTAINS TO THE SHERIFF (A.3110.05) AND JAIL (A.3150.05)

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

WHEREAS, the Sheriff has requested the transfer of asset forfeiture funds to the Sheriff's budget for spending within the guidelines as outlined by the US Department of Justice, 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 Sheriff has requested that the sum of \$48,635 be placed in various Sheriff 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 2013 Adopted County Budget as follows:

APPROPRIATIONSIncrease

A.3110.05.2500.05	Other Equipment 5 Year	\$ 6,000
A.3110.05.4123	Safety Supplies	6,975
A.3110.05.4123.65	Safety Supplies Firearms &I Related Items	2,849
A.3110.05.4160	Office Supplies	2,925
A.3110.05.4190	Uniforms, Badges & Access	6,306
A.3110.05.4750	Other Equipment - ND	20,780
A.3150.05.4125	Food & Kitchen Supplies	1,400
A.3150.05.4622	Veterinary Services	1,400
		<u>\$ 48,635</u>

REVENUESIncrease

A.9998.95110.02	Appropriated Reserve Asset Forfeiture - Sheriff	<u>\$ 48,635</u>
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CA-27-13

ca/G-0224

2/8/13

Fiscal Impact: See attached statement

STATE OF NEW YORK

COUNTY OF DUTCHESS

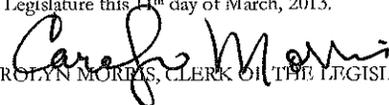
ss:

APPROVED

 MARCUS J. MOLINARO
 COUNTY EXECUTIVE
 Date 3/21/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 48,635

Total Current Year Revenue \$ 48,635
and Source

Asset Forfeiture Reserve - Sheriff

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

Identify Line Items(s):

See attached.

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

This resolutiuon increases appropriations and revenue as the Sheriff and Jail are using funds from the Asset Forfeiture Reserve.

Prepared by: Maureen Sarigianis

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present:	<u>12</u>	Resolution:	<u>✓</u>	Total :	<u>12</u>	<u>0</u>
Absent:	<u>0</u>	Motion:	<u>—</u>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2013075 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF AND JAIL

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: Total : 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013075 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF AND JAIL

Date: March 11, 2013

RESOLUTION NO. 2013076

RE: AUTHORIZING GRANT AGREEMENT WITH NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) AND AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE (A.3410)

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

WHEREAS, the Coordinator of Emergency Response has advised that the National Association of County and City Health Officials (NACCHO) has awarded the County a grant (#MRC 13-0016) in the sum of \$4,000 to provide funding for the Dutchess County Medical Reserve Corps (MRC), and

WHEREAS, the funds from this grant would be used to purchase safety supplies for MRC members and safety needs during activation of the MRC, and

WHEREAS, NACCHO previously awarded the County a grant (#MRC 12 16) in the sum of \$5,000 to provide funding for the Dutchess County MRC and the funds from this grant were approved in 2012 but remain unspent, and

WHEREAS, there is no time limit for the funds to be spent and the Coordinator of Emergency Response plans to use these funds for background checks for MRC volunteers, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the grant agreement and to amend the 2013 Adopted County Budget to accept funds and 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 National Association of County and City Health Officials in connection with the above project and further authorizes and empowers the County Executive to execute said grant agreement and any amendments on behalf of the County of Dutchess, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3410.4412	Grant Project Costs	5,000
A.3410.4123	Safety Supplies	4,000
		<u>\$ 9,000</u>

REVENUES

Increase

A.3410.43890.08	Other Safety -Medical Reserve Corps	<u>\$ 9,000</u>
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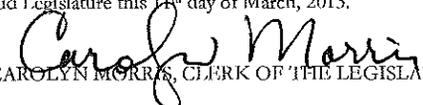

 APPROVED
 MARCUS J. MOLINARO
 COUNTY EXECUTIVE
 3/11/2013

CA-22-13	CAB/ca/C-7392	2/1/13	Fiscal Impact: See attached statement
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STATE OF NEW YORK
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of March, 2013.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 9,000

Total Current Year Revenue \$ 9,000
and Source

National Association of County & City Health Officials (NACCHO)

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

Identify Line Items(s):

See Attached

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

\$5,000 was awarded in 2012 but has not yet been spent, and \$4,000 has been awarded in 2013.

Prepared by: Laurie Colgan

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	<input checked="" type="checkbox"/>	<input type="checkbox"/>
District 3 - Town of LaGrange	Borchert*	<input type="checkbox"/>	<input type="checkbox"/>
District 6 - Town of Poughkeepsie	Flesland*	<input type="checkbox"/>	<input type="checkbox"/>
District 10 - City of Poughkeepsie	Jeter-Jackson*	<input type="checkbox"/>	<input type="checkbox"/>
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	<input type="checkbox"/>	<input type="checkbox"/>
District 1 - Town of Poughkeepsie	Doxsey	<input type="checkbox"/>	<input type="checkbox"/>
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)	<input type="checkbox"/>	<input type="checkbox"/>
District 4 - Town of Hyde Park	Serino	<input type="checkbox"/>	<input type="checkbox"/>
District 5 - Town of Poughkeepsie	Roman (C)	<input type="checkbox"/>	<input type="checkbox"/>
District 12 - Town of East Fishkill	Weiss	<input type="checkbox"/>	<input type="checkbox"/>
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	<input type="checkbox"/>	<input type="checkbox"/>
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	<input type="checkbox"/>	<input type="checkbox"/>

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total: 12 0
 Yes No
 Abstentions: 0

2013076 AUTHORIZING GRANT AGREEMENT WITH NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) AND AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE

Date: March 7, 2013

Roll Call Sheets

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

Present: _____ **Resolution:** _____ **Total :** _____
Absent: _____ **Motion:** _____ **Yes** **No**
Vacant: _____ **Abstentions:** _____

2013076 AUTHORIZING GRANT AGREEMENT WITH NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) AND AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE

Date: March 11, 2013

RESOLUTION NO. 2013077

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.70)

Legislators ROMAN, MICCIO, ROLISON, HORTON, WILKINSON, and AMPARO offer the following and move its adoption:

WHEREAS, the Sheriff has advised that the New York State Division of Homeland Security and Emergency Services State Law Enforcement Prevention Program (SLETPP) Grant (WN10834902) in the sum of \$217,698 for the purchase of Interoperable Communications Equipment Software has available funds remaining that were not included in the 2013 Adopted County Budget, and

WHEREAS, the Sheriff wishes to complete spending of the FY09 SLETPP grant, and

WHEREAS, it is necessary to amend the 2013 Adopted County Budget to provide for receipt and expenditure of the remaining grant funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONSIncrease

A.3110.70.4412	Grant Project Costs	\$47,073
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REVENUESIncrease

A.3110.70.43200.05	Crime Control	\$47,073
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CA-20-13

ca/C-6983-P

1/28/13

Fiscal Impact: See attached statement

APPROVED

 MARCUS J. MOLINARO
 COUNTY EXECUTIVE
 Date 3/2/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS
(To be completed by requesting department)

Total Current Year Cost \$ 47,073

Total Current Year Revenue \$ 47,073
and Source

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

Identify Line Items(s):
A.3110.70.4412 Grant Project Costs
A3110.70.43200.05 Crime Control

Related Expenses: Amount \$ _____

Nature/Reason:
Grant

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Resolution request to amend Sheriff's 2013 Budget in the amount of \$47,073 to complete spending of FY09 SLETPP Homeland Security Grant for Interoperable Communications Equipment.

Prepared by: Maureen Sarigianis

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	<input checked="" type="checkbox"/>	<input type="checkbox"/>
District 3 - Town of LaGrange	Borchert*	<input type="checkbox"/>	<input type="checkbox"/>
District 6 - Town of Poughkeepsie	Flesland*	<input type="checkbox"/>	<input type="checkbox"/>
District 10 - City of Poughkeepsie	Jeter-Jackson*	<input type="checkbox"/>	<input type="checkbox"/>
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	<input type="checkbox"/>	<input type="checkbox"/>
District 1 - Town of Poughkeepsie	Doxsey	<input type="checkbox"/>	<input type="checkbox"/>
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)	<input type="checkbox"/>	<input type="checkbox"/>
District 4 - Town of Hyde Park	Serino	<input type="checkbox"/>	<input type="checkbox"/>
District 5 - Town of Poughkeepsie	Roman (C)	<input type="checkbox"/>	<input type="checkbox"/>
District 12 - Town of East Fishkill	Weiss	<input type="checkbox"/>	<input type="checkbox"/>
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	<input type="checkbox"/>	<input type="checkbox"/>
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	<input type="checkbox"/>	<input type="checkbox"/>

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total: 12 0
 Abstentions: 0 Yes No

2013077 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF

Date: March 7, 2013

Roll Call Sheets

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

Present: _____

Absent: _____

Vacant: _____

Resolution: _____

Motion: _____

Total : _____

Yes No

Abstentions: _____

2013077 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF

Date: March 11, 2013

RESOLUTION NO. 2013078

RE: AUTHORIZING GRANT AGREEMENT WITH COMMUNITY FOUNDATIONS OF THE HUDSON VALLEY AND AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF'S OFFICE (A.3110.25)

Legislators KELSEY, HORTON, WILKINSON, and HUTCHINGS offer the following and move its adoption:

WHEREAS, the Sheriff has advised that the John T. Sloper Community Fund of the Community Foundations of the Hudson Valley has awarded the County a grant (#20120256) in the sum of \$2,500 for funding support of Operation Riverwatch 2013, and

WHEREAS, the funds will provide financial assistance for the purchase of emergency equipment for the Sheriff's Marine Patrol, and

WHEREAS, the grant covers the period through December 31, 2013, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the grant agreement and to amend the 2013 Adopted County Budget to accept such funds and 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 John T. Sloper Community Fund of the Community Foundations of the Hudson Valley and further authorizes and empowers the County Executive to execute said grant agreement on behalf of the County of Dutchess, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3110.25.4123	Safety Supplies	<u>\$2,500</u>
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REVENUES

Increase

A.3110.25.15890.06	Other Public Safety Local Grants	<u>\$2,500</u>
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CA-19-13

KPB/ca/G-0224

1/25/13

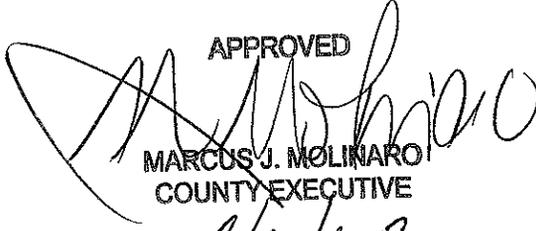
Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

APPROVED

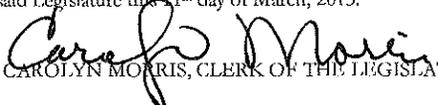


MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/21/2013

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.



CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 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.3110.25.4123

Related Expenses: Amount \$ _____

Nature/Reason:
Grant

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

The John T. Sloper Community Fund at the Community Foundation of the Hudson Valley has awarded the Sheriff's Office \$2,500 in grant funds through the Operation Riverwatch 2013 program. The check in the amount of \$2,500 will be issued and received by the Sheriff's Office upon signature and receipt of the Grant Agreement by the Community Foundation.

Resolution request is for acceptance of the grant award and signature of the County Executive. In addition to, amendment of the Sheriff's Budget in the amount of \$2,500 for the purchase of emergency equipment for the Sheriff's Marine Patrol.

Prepared by: Maureen Sarigianis

Roll Call Sheets

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

Present: _____

Absent: _____

Vacant: _____

Resolution: _____

Motion: _____

Total : _____

Yes No

Abstentions: _____

2013078 AUTHORIZING GRANT AGREEMENT WITH COMMUNITY FOUNDATIONS OF THE HUDSON VALLEY AND AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF'S OFFICE

Date: March 11, 2013

RESOLUTION NO. 2013079

RE: SUPPORTING A GRANT APPLICATION FOR A NEW YORK STATE DEPARTMENT OF STATE LOCAL GOVERNMENT EFFICIENCY GRANT TO PARTIALLY FUND THE INDIGENT LEGAL DEFENSE SHARED SERVICES AGREEMENT WITH ULSTER COUNTY

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

WHEREAS, there is a desire to reduce expenses for County taxpayers and one area of potential savings is utilizing shared services among municipalities, and

WHEREAS, the County has become aware that the New York State Department of State has issued a Local Government Efficiency Grant (RFA #12-LGE-17) which is designed to assist school districts, county governments, and local municipalities in identifying opportunities to reduce the cost of services by ascertaining appropriate methods of combining resources, and

WHEREAS, Dutchess County anticipates commencing a shared services agreement with Ulster County, in which each County will provide an Assistant Public Defender to provide conflict defense to the other County, and

WHEREAS, the shared services agreement is anticipated to reduce the amount of assigned counsel expenditures saving the County approximately \$125,000 in 2013 with increased savings projected for future years, and

WHEREAS, the County desires to further increase savings by utilizing grant funds to offset the cost of implementing the indigent legal defense shared services agreement, and

WHEREAS, the grant funding referred to above is 90% State funds, and requires 10% matching County dollars, and

WHEREAS, the County will apply for \$98,825 in its grant application and commits to a 10% match of grant funds, or \$9,883, to fund a new Conflict Defender position to assist with the transition to this new shared services agreement, and

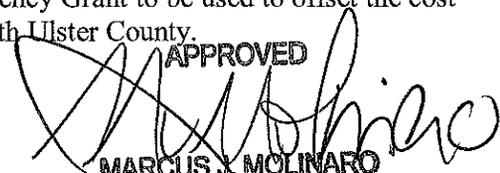
WHEREAS, the New York State Department of State requires applicants to submit resolutions from their governing boards supporting the grant application by March 13, 2013, now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby supports the application for the New York State Department of State Local Government Efficiency Grant to be used to offset the cost of implementing the conflict defense shared services agreement with Ulster County.

CA-48-13 Ca/G-1360
2/22/13 Fiscal Impact: See attached statement

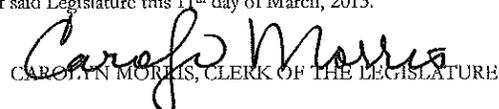
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
3/21/13

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess, have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Rachel Armstrong, Budget Office

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12 Resolution: ✓ Total : 12 0
 Absent: 0 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2013079 SUPPORTING A GRANT APPLICATION FOR A NEW YORK STATE DEPARTMENT OF STATE LOCAL GOVERNMENT EFFICIENCY GRANT TO PARTIALLY FUND THE INDIGENT LEGAL DEFENSE SHARED SERVICES AGREEMENT WITH ULSTER COUNTY

Date: March 7, 2013

Roll Call Sheets

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

Present: _____ **Resolution:** _____ **Total :** _____
Absent: _____ **Motion:** _____ **Yes** **No**
Vacant: _____ **Abstentions:** _____

2013079 SUPPORTING A GRANT APPLICATION FOR A NEW YORK STATE DEPARTMENT OF STATE LOCAL GOVERNMENT EFFICIENCY GRANT TO PARTIALLY FUND THE INDIGENT LEGAL DEFENSE SHARED SERVICES AGREEMENT WITH ULSTER COUNTY

Date: March 11, 2013

RESOLUTION NO. 2013080

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Legislators ROLISON, MICCIO, WILKINSON, HORTON, and ROMAN offer the following and move its adoption:

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

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

WHEREAS, the District Attorney has requested that the sum of \$77,059 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 2013 Adopted County Budget as follows:

APPROPRIATIONSIncrease

A.1165.05.4760	Computer Software -- ND	\$ 2,634
A.1165.05.4160	Office Supplies	4,539
A.1165.05.4650	External Postage	155
A.1165.05.2100.05	Furniture & Office Equipment	17,260
A.1165.05.4765.312	Asset Forfeiture Reimbursed Expenses	
	Municipalities	4,543
A.1165.05.4710	Furniture & Office Equipment - ND	13,170
A.1165.05.2500.03	Other Equipment 3 Year	9,500
A.1165.05.2300.03	Motor Vehicles 3 Years	<u>25,258</u>
		<u>\$77,059</u>

REVENUESIncrease

A.9998.95110.01	Appropriated Reserve Asset Forfeiture	
	St A.511.87	\$77,059

CA-47-13 LDF/ca/G-0135
2/19/13 Fiscal Impact: See attached statement

APPROVED

Marcus J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/21/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost: \$ 77,059

Total Current Year Revenue \$ 77,059
and Source

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

Identify Line Items(s):

Please see attached

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 State Reserve Asset Forfeiture funds to enable the purchase of equipment, etc. listed on the attached Asset Forfeiture Expenditure sheet.

Prepared by: Gina Barry/Deb Patora

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present:	<u>12</u>	Resolution:	<u>✓</u>	Total :	<u>12</u>	<u>0</u>
Absent:	<u>0</u>	Motion:	<u>—</u>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2013080 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY

Date: March 7, 2013

Roll Call Sheets

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

Present: 24 Resolution: Total : _____
 Absent: 1 Motion: _____ Yes No
 Vacant: 0 Abstentions: _____

2013080 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY

Date: March 11, 2013

Discussion on the foregoing Resolution No. 2013080 resulted as follows:

Legislator Kelsey requested to abstain because he does business with the District Attorney's Office.

The foregoing resolution was adopted with Legislator Kelsey abstaining and Legislator Blalock being absent.

RESOLUTION NO. 2013081

RE: AUTHORIZING GRANT AGREEMENT WITH NEW YORK STATE
DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE
2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE
CRIMINAL JUSTICE COUNCIL (A.3010)

Legislators MICCIO, HUTCHINGS, KELSEY, FLESLAND, BOLNER,
ROLISON, HORTON, WEISS, WILKINSON, and ROMAN offer the following and move its
adoption:

WHEREAS, the Director of Probation and Community Corrections on behalf of
the Criminal Justice Council has advised that the New York State Division of Criminal Justice
Services has awarded the County a Byrne JAG grant (T632654) in the sum of \$50,000 to be used
to hire a consultant to develop a strategic plan to address the lack of jail space for the County's
inmate population, and

WHEREAS, the consultant will review, validate and make recommendations on
the findings contained in the County's Criminal Justice System Needs Assessment document
prepared by the County's Criminal Justice Council, with consideration for past studies, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the
grant agreement and to amend the 2013 Adopted County Budget to accept such funds and
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 New York State Division of Criminal Justice Services in connection
with the above project and further authorizes and empowers the County Executive to execute
said grant agreement on behalf of the County of Dutchess, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered
and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3010.4401.105 Professional Services \$50,000

REVENUES

Increase

A.3010.33890.12 Byrne – Jail Study

CA-44-13 ca/G-1370 2/15/13 Fiscal Impact: See attached statement

APPROVED
\$50,000
Marcus J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 3/21/2013

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 11th day of March, 2013, and that the
same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 50,000

Total Current Year Revenue \$ 50,000

and Source

State GRANT

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

Identify Line Items(s):

Appropriations A.3010.4401.105 Professional Services: Consultants
Revenue A.3010. 33890.12 Bryne - Jail Study

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Prepared by: Peggy Milone, Business Manager Office of Probation & Community Corrections

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12 Resolution: ✓ Total : 12 0
 Absent: 0 Motion: — Yes No
 Vacant: 0 Abstentions: 0

**2013081 AUTHORIZING GRANT AGREEMENT WITH NEW YORK STATE
 DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2013
 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE CRIMINAL JUSTICE
 COUNCIL**

Date: March 7, 2013

Roll Call Sheets

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

Present: 24
 Absent: 1
 Vacant: 0

Resolution: _____
 Motion: _____

Withdrawn

Total: _____
 Yes _____ No _____
 Abstentions: _____

RP/AMAC 2nd Whereas

*2013081 and with consideration of the ^{suggestion} recommendations
 3/11/13 offered by the Cerniglia Swartz ^{letter} report
 2003*

Roll Call Sheets

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

Present: 24 Resolution: Total: 24 0
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

RP/MK/KR

*2013081
3/11/13*

*with consideration for
past studies, reports*

Roll Call Sheets

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

Present: 24 Resolution: Total:
 Absent: 1 Motion: Yes No
 Vacant: 0 Amend 1st Resolved Abstentions:

2013081
 3-11-13
 u

JT failed due to lack of a second
as long as the granted firm recognizes that
jail overcrowding can be lowered by
significant investment in cost saving youth
services and a comprehensive system of reentry

Roll Call Sheets

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

Present: _____ **Resolution:** _____ **Total :** _____
Absent: _____ **Motion:** _____ **Yes** **No**
Vacant: _____ **Abstentions:** _____

**2013081 AUTHORIZING GRANT AGREEMENT WITH NEW YORK STATE
 DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2013
 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE CRIMINAL JUSTICE
 COUNCIL**

Date: March 11, 2013

Discussion on the foregoing Resolution No. 2013081 resulted as follows:

Legislator Perkins made an amendment, duly seconded, to add the following to the second Whereas:

WHEREAS, the consultant will review, validate and make recommendations on findings contained in the County's Criminal Justice System Needs Assessment document prepared by the County's Criminal Justice Council, and **with consideration for suggestions offered in the Cerniglia, Swartz, and Vatetta study of 2003, and**

Legislator Flesland stated that the bid had already been awarded.

Legislator Perkins withdrew the foregoing amendment and made a motion to replace with **"with consideration for past studies"**, seconded by Legislator Roman, and carried by voice vote.

Legislator Tyner made an amendment to add the following to the first Resolved:

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the grant award from New York State Division of Criminal Justice Services in connection with the above project and further authorizes and empowers the County Executive to execute said grant agreement on behalf of the County of Dutchess, **as long as the granted firm recognizes that jail overcrowding can be lowered by significant investment in cost saving youth services and a comprehensive system of re-entry.**

The foregoing amendment failed for lack of second.

The foregoing resolution was adopted with Legislator Tyner being the only no vote.

RESOLUTION NO. 2013082

RE: OPPOSING THE PROCESS OF ENACTMENT AND CERTAIN PROVISIONS
CONTAINED WITHIN THE NEW YORK SAFE ACT

Legislators WEISS, FORMAN, HORTON, INCORONATO, KELSEY, TRAUDT, ROLISON, BORCHERT, FLESLAND, BOLNER, HUTCHINGS, MICCIO, ROMAN, SERINO, SURMAN, THOMES, and WILKINSON offer the following and move its adoption:

WHEREAS, December 14, 2012, in Newtown, Connecticut, was a watershed moment in American life. The thought that young children were not safe from harm while attending their first grade class should be a call to action in our society; and

WHEREAS, this call to action should start with dialogue among the affected members of our society and should focus on the primary issues revolving around this tragedy, namely school security, mental health and the access to weapons that are currently available to the mentally ill; and

WHEREAS, shortly thereafter and partly in response to this tragedy, Chapter 1 of the Laws of 2013, known as the New York Secure Ammunition and Firearms Enforcement (NY SAFE) Act was adopted after minimal public discussion or input from stakeholders; and

WHEREAS, the lawful ownership of firearms is, and has been, a valued tradition in the United States, and the rights protected by the Second Amendment to the United States Constitution are exercised by many Dutchess County Residents; and

WHEREAS, the NY SAFE Act (Chapter 1 of the Laws of 2013) has engendered significant controversy over both the process by which it was enacted and certain provisions contained within it; and

WHEREAS, the expedited process of crafting the NY SAFE Act completely circumvented the transparency that the residents of Dutchess County and the State of New York are entitled to with respect to such a complex issue and has resulted in complex policy changes, many of which have been left up to interpretation; and

WHEREAS, the passage of the NY SAFE Act will have a detrimental effect on hunters, sportsmen and legal gun owners; and

WHEREAS, the NY SAFE Act expressly states that no costs of the law should be borne by the local governments, however many Dutchess County Departments, such as the Department of Mental Hygiene, the Dutchess County Clerk and the Dutchess County Sheriff's Office will experience increased workload and costs associated with the new requirements that the law creates; and

WHEREAS, the United States Supreme Court in the matter of the *District of Columbia v. Heller*, 554 US 570 (2008) found that an individual's right to keep and bear arms was inherent in the language of the Second Amendment to the United States Constitution confirming that states and federal districts may not take unreasonable steps to deny the Second Amendment right to citizens of the United States through onerous permitting processes; and the United States Supreme Court in *McDonald v. Chicago*, 561 US 325 (2010) held that the Second Amendment was binding on the States and that the right of an individual to keep and bear arms was protected by the Second Amendment and incorporated by the due process clause of the Fourteenth Amendment; and

WHEREAS, there are some areas in the NY SAFE Act Legislation that the Dutchess County Legislature finds encouraging, such as addressing the primary short comings of the mental health system, the strengthening of Kendra's Law and Mark's Law, as well as privacy protections for pistol permit holders, however the legislation negatively impacts local gun ownership; and

WHEREAS, the Legislation fails to offer any meaningful solution to the gun violence that it was intended to address and places increased burdens where they do not belong, upon law abiding citizens; now, therefore, be it

RESOLVED, that the Dutchess County Legislature on behalf of all the people of Dutchess County strongly encourages members of the New York State Legislature to hold public hearings to address the impact of this new law and the issue of gun violence in a way that will produce meaningful results; and be it further

RESOLVED, that the Dutchess County Legislature calls upon the New York State Legislature and Governor Andrew M. Cuomo to work with counties to repeal and revise the NY SAFE Act in order to address concerns expressed herein; specifically limiting or eliminating any additional cost to county government, and be it further

RESOLVED, the Clerk of the Dutchess County Legislature is hereby authorized and directed to forward copy of this Resolution to Governor Andrew M. Cuomo, Senate Temporary President and Majority Coalition Leader Dean Skelos, State Senators Greg Ball and Terry Gipson, Assembly Speaker Sheldon Silver, New York State Assemblymembers, Kevin Cahill, Kieran Michael Lalor, Frank Skartados and Didi Barret.

STATE OF NEW YORK

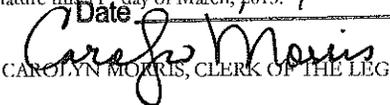
COUNTY OF DUTCHESS

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 this 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
3/21/2013
Date

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Safety Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	2	
District 1 - Town of Poughkeepsie	Doxsey	3	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		4
District 4 - Town of Hyde Park	Serino		5
District 5 - Town of Poughkeepsie	Roman (C)		6
District 12 - Town of East Fishkill	Weiss		7
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	4	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		8

Present: 12 Resolution: Total: 4 8
 Absent: 0 Motion: ✓ Yes No
 Vacant: 0 Abstentions:

- 2nd Resolve change
 DB amend / JD repeal to amend
 defeated

2013082
 3.7.13

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	1	
District 3 - Town of LaGrange	Borchert*	2	
District 6 - Town of Poughkeepsie	Flesland*	3	
District 10 - City of Poughkeepsie	Jeter-Jackson*		1
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	4	
District 1 - Town of Poughkeepsie	Doxsey	5	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)	6	
District 4 - Town of Hyde Park	Serino	7	
District 5 - Town of Poughkeepsie	Roman (C)	8	
District 12 - Town of East Fishkill	Weiss	9	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		2
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	10	

Present: 12 Resolution: ✓ Total : 10 2
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions:

2013082 OPPOSING THE PROCESS OF ENACTMENT AND CERTAIN PROVISIONS CONTAINED WITHIN THE NEW YORK SAFE ACT

Date: March 7, 2013

Public Safety Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	<input checked="" type="checkbox"/>	<input type="checkbox"/>
District 3 - Town of LaGrange	Borchert*	<input type="checkbox"/>	<input type="checkbox"/>
District 6 - Town of Poughkeepsie	Flesland*	<input type="checkbox"/>	<input type="checkbox"/>
District 10 - City of Poughkeepsie	Jeter-Jackson*	<input type="checkbox"/>	<input type="checkbox"/>
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	<input type="checkbox"/>	<input type="checkbox"/>
District 1 - Town of Poughkeepsie	Doxsey	<input type="checkbox"/>	<input type="checkbox"/>
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)	<input type="checkbox"/>	<input type="checkbox"/>
District 4 - Town of Hyde Park	Serino	<input type="checkbox"/>	<input type="checkbox"/>
District 5 - Town of Poughkeepsie	Roman (C)	<input type="checkbox"/>	<input type="checkbox"/>
District 12 - Town of East Fishkill	Weiss	<input type="checkbox"/>	<input type="checkbox"/>
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	<input type="checkbox"/>	<input type="checkbox"/>
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	<input type="checkbox"/>	<input type="checkbox"/>

Present: 12 Resolution: Total: 12 0
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

J Thomes / D.B

Call the Investor

2013082
3-7-13

Roll Call Sheets

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

Present: 24
 Absent: 1
 Vacant: 0

Resolution:
 Motion: ✓

Total: Yes No
 Abstentions:

JM / JI

adopted by show of hands
"Call the question" hands

2013082
 3.11.13

Roll Call Sheets

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

Present: 24
 Absent: 1
 Vacant: 0

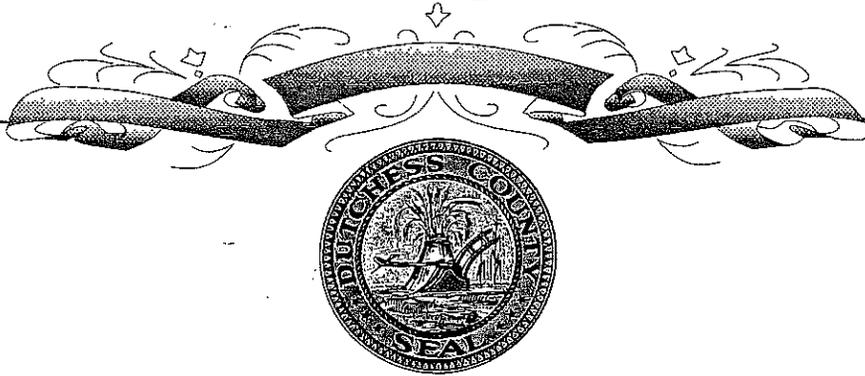
Resolution:
 Motion:

Total : _____
 Yes No
 Abstentions: _____

2013082 OPPOSING THE PROCESS OF ENACTMENT AND CERTAIN PROVISIONS CONTAINED WITHIN THE NEW YORK SAFE ACT

Date: March 11, 2013

Dutchess County Legislature



Commendation: Ashlynn Mohan

Legislator Rolison offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature seeks to commend those individuals whose action serves to save a life and enhance the quality of life in Dutchess County; and

WHEREAS, Ashlynn Mohan has been recognized for coming to the aid of a Dutchess County resident; and

WHEREAS, on Monday, February 4, 2013 Ashlynn Mohan, a student at Spackenkill High School came upon a scene in a parking lot where an individual suffered a medical incident that was being tended to by his wife; and

WHEREAS, Ashlynn Mohan, who is 17 years old but has worked as a life guard and is CPR certified, attended to the man in need and administered CPR; and

WHEREAS, Ashlynn Mohan is credited with saving a life, although the gentlemen passed away 6 days later; and

WHEREAS, Ashlynn Mohan did not stay at the scene seeking any recognition, but was tracked down later by a grateful family whom she got to meet at the hospital; and

WHEREAS, the family of the deceased recognized Ashlynn's life-saving efforts by asking for memorial donations to be made to the CPR Program of the American Red Cross; and

WHEREAS, Ashlynn Mohan has earned the admiration and esteem of many Dutchess County residents, including the Dutchess County Chapter of the American Red Cross and the American Heart Association; now, therefore, be it

RESOLVED, that the Dutchess County Legislature on behalf of all people of Dutchess County does hereby compliment, commend and thank Ashlynn Mohan for her observation, action and genuine concern for mankind and for saving a life; and be it further

RESOLVED, that the Dutchess County Legislature hereby honors Ashlynn Mohan for her heroic deed and conduct.

Resolution No. 2013083

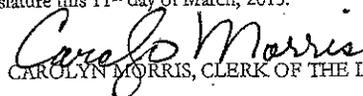
STATE OF NEW YORK

ss:

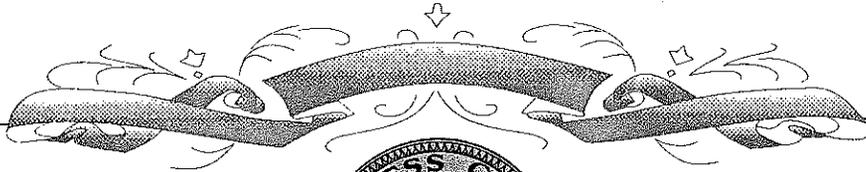
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



PROCLAMATION: AMERICAN RED CROSS MONTH

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

WHEREAS, since the American Red Cross was founded in 1881 by Clara Barton, it has been the nation's premier emergency response organization and has served those suffering from large- and small-scale disasters, and has supported American troops and their allies abroad with food, blood, and supplies, and

WHEREAS, the Red Cross has saved and comforted countless victims, and has also been a source of health and safety education such as CPR and first aid, and

WHEREAS, the Red Cross is about people power: people mobilizing to help their neighbors; the Red Cross relies on more than half a million volunteers to assist its 35,000 employees in over 700 locally supported chapters, and

WHEREAS, since the Dutchess County Chapter of the American Red Cross received its charter in 1909, it has served Dutchess County residents not just for accidents, blood drives and disaster relief, but also with its Learn to Swim program, founded in 1946, transportation for medical appointments, organizing overseas relief programs, and a dental clinic, and

WHEREAS, in honor of the Red Cross, President Roosevelt proclaimed March 1943 as the first Red Cross Month, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby proclaim March 2013 as American Red Cross Month.

Resolution No. 2013084

STATE OF NEW YORK

ss:

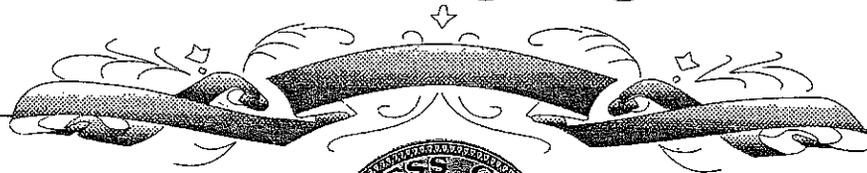
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



PROCLAMATION: APRIL IS PARKINSON'S AWARENESS MONTH

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

WHEREAS, Parkinson's disease is a progressive neurological disorder of the central nervous system, which has a unique impact on each patient; and

WHEREAS, according to the Parkinson's Action Network, the Parkinson's Disease Foundation, the American Parkinson's Disease Association and the National Institutes of Health, there are over one million Americans diagnosed with Parkinson's disease; and

WHEREAS, symptoms include slowness, tremor, difficulty with balance and speaking, rigidity, cognitive and memory problems; and

WHEREAS, although new medicines and therapies may enhance life for some time for people with Parkinson's more work is needed for a cure; and

WHEREAS, increased education and research are needed to help find more effective treatments with fewer side effects and ultimately a cure for Parkinson's disease; and

WHEREAS, a multidisciplinary approach to Parkinson's disease care includes local wellness, support and caregiver groups; and

WHEREAS, in Dutchess County the Parkinson's Disease Support Group of the Mid-Hudson Valley, Inc. promotes quality of life for people with Parkinson's disease through sharing, advocacy and education since 1985 with their mission first, to provide moral support and fellowship to people with Parkinson's disease, their families and caregivers; second, to raise awareness and disseminate information regarding Parkinson's disease; and third, to act as a resource center for members and others who would like to know more about Parkinson's disease; and

WHEREAS, April has been proclaimed as World Wide Parkinson's Awareness Month for all to recognize the need for more research and help in dealing with the devastating effects of Parkinson's disease; now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby recognize and proclaim April as Parkinson's Awareness Month and does offer its endorsement to the efforts of the Parkinson's Action Network, the Parkinson's Disease Foundation, the American Parkinson's Disease Association, the National Institutes of Health and the Parkinson's Disease Support Group of the Mid-Hudson Valley, Inc.

Resolution No. 2013085

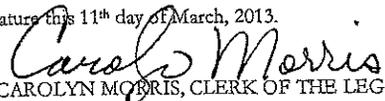
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of March, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of March, 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

RESOLUTION NO. 2013086

RE: LOCAL LAW NO. 7 OF 2013, A LOCAL LAW
AUTHORIZING THE SALE OF THE MATERIALS RECOVERY
FACILITY, LOCATED AT 51 FULTON STREET, TOWN OF
POUGHKEEPSIE TO MARIST COLLEGE

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

WHEREAS, the County owns a 46,930 square foot building on an approximately
2.26 acre lot located at 51 Fulton Street, Town of Poughkeepsie (the property), parcel grid #134689-
6162-05-062838-0000, commonly known as the Materials Recovery Facility (MRF), and

WHEREAS, the MRF had been operated by the Dutchess County Resource Recovery
Agency (RRA) for many years as a processing facility for recyclable materials, and

WHEREAS, the RRA ceased operating the MRF on or about December 28, 2012, and

WHEREAS, the County has determined that the property is no longer necessary for
public use, and

WHEREAS, the County's appraisal stated that the building was in "overall poor to fair
condition at the time of inspection with significant deferred maintenance," and

WHEREAS, the County's appraisal of the property stated that the market value of the
property in its current condition is \$800,000, and

WHEREAS, the County issued a Request for Proposals (RFP) for the sale of the
property in the Fall of 2012, and

WHEREAS, Marist College was the only entity to submit a proposal in response to
the RFP, and

WHEREAS, Marist College has made an offer to purchase the property in "as is"
condition for \$600,000, and

WHEREAS, Marist College's environmental consultant's report indicated that the
property may contain hazardous materials based on its past history and thus require remediation, the
estimated cost of which is between \$249,000 to \$366,500, and

WHEREAS, it is the best interest of the County to sell the property to Marist College for \$600,000, now therefore, be it

RESOLVED, that the Legislature of the County of Dutchess adopt Local Law No. 7 of 2013 which has been submitted this day for consideration by said Legislature.

CA-54-13
CAB/ca/R-0815
2/27/13
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2013

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 April, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

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


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. 7 of 2013

RE: A LOCAL LAW AUTHORIZING THE SALE OF THE MATERIALS RECOVERY FACILITY, LOCATED AT 51 FULTON STREET, TOWN OF POUGHKEEPSIE TO MARIST COLLEGE

BE IT ENACTED by the County Legislature of the County of Dutchess, State of New York as follows:

SECTION 1. This Legislature hereby determines that the 2.26 +/- acre parcel of land at 51 Fulton Street, Town of Poughkeepsie, parcel grid #134689-6162-05-062838-0000, commonly known as the Materials Recovery Facility (MRF) is no longer required for public use due to the cessation of the operation of the Materials Recovery Facility by the Dutchess County Resource Recovery Agency. This Legislature further determines that the County should sell the property to Marist College for \$600,000.

SECTION 2. Notwithstanding the terms of NYS County Law Section 215 (5) and (6), by virtue of this local law, the County is authorized to sell 51 Fulton Street, Town of Poughkeepsie, parcel grid #134689-6162-05-062838-0000, to Marist College for \$600,000.

SECTION 3: This Local Law is subject to a permissive referendum pursuant to Municipal Home Rule Law Section 24 (g).

SECTION 4. This local law shall take effect upon compliance with the applicable provisions of the Municipal Home Rule Law.

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ 600,000
and Source

Marist College

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: Jessica White, Budget Office

prior to the signing of this contract of sale and that the purchase price set forth in this contract of sale has been arrived at after the Purchaser thoroughly considered the condition of the personal property.

(c) The Purchaser acknowledges being extremely familiar with and, thoroughly inspecting the premises and the buildings and improvements thereon prior to and during the negotiation of the terms of this contract; and that the final purchase price was reached based on that thorough inspection and negotiation.

5. DEED. The deed shall be the usual Bargain and Sale Deed with Covenant Against Grantors Acts in proper statutory short form for recording and shall contain the clause specified in Subdivision 5 of Section 13 of the Lien Law. It shall be duly executed and acknowledged by the Seller, at the Seller's expense, so as to convey to the Purchaser the fee simple of said premises free of all encumbrances, except as herein stated. The Seller shall prepare the State of New York State Board of Equalization and Assessment Real Property Transfer Report for signature and filing by the Purchaser (filing fee to be paid by Purchaser), and the New York State Combined Real Estate Transfer Tax Return and Credit Line Mortgage Certificate for signature and filing by the Seller. The Seller will be responsible for preparation of an information return (1099-S) form to be submitted to the Internal Revenue Service in connection with the transfer of real property under the terms of this contract of sale.

6. NO BROKER. Purchaser warrants that Purchaser has not dealt with any brokerage company or individual broker in connection with this sale and that Purchaser will hold Seller harmless from any claim for a commission as a result thereof.

7. APPORTIONMENTS. All applicable taxes, including special assessments, shall be apportioned, prospectively only, as of the date of transfer of title.

14. EXCEPTIONS. The premises are to be sold and conveyed:

(a) Subject to zoning regulations and ordinances of the city, town or village in which the premises lie as long as they are not violated by existing structures.

(b) Subject to such state of facts as an accurate survey may show, providing title is not indicated to be unmarketable.

(c) Subject to such state of facts as personal inspection will reveal, providing title is not indicated to be unmarketable.

(d) Subject to all notes or notices of violations of law or municipal ordinances, orders or requirements noted in or issued by the Department of Housing and Buildings, Fire, Labor, Health, or other State or Municipal Department having jurisdiction, against or affecting the premises at the date of closing.

(e) Subject to easements, public utility easements, rights of way, and restrictions of record, if any, providing they do no interfere with the present use of the premises.

15. OBJECTIONS TO TITLE. The Purchaser shall notify the Seller of any objections to title as they become known but sufficiently prior to the date set for closing of title so they may be addressed by the Seller. Notice shall be sufficient if given by the Purchaser's attorneys to the Seller's attorneys. If there should appear to be any valid objections to title, the Seller shall have a reasonable time within which to remove the same. If, in the opinion of the Seller, objections cannot be removed or it will be too costly to do so, the Seller shall have the option of declaring this contract to be null and void, and upon giving notice of the exercise of such option, the parties shall be mutually released.

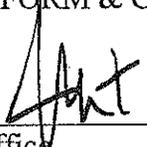
16. LIENS. All sums paid on account of this contract and the reasonable expenses of the examination of the title are hereby made liens on the premises to be conveyed but such liens

23. ENTIRE AGREEMENT. All prior understandings and agreements between Seller and Purchaser are merged in this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

APPROVED AS TO FORM & CONTENT:

COUNTY OF DUTCHESS



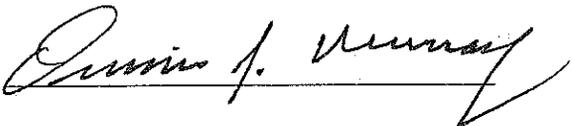
County Attorney's Office

BY: _____
Marcus J. Molinaro, County Executive

CONTRACT APPROVED:

MARIST COLLEGE

Carolyn Morris, Clerk
Dutchess County Legislature

BY: 

Print Name Dennis J. Murray
Print Title President

SCHEDULE A

ALL that certain plot, piece or parcel of land, situate, lying and being in the Town of Poughkeepsie, County of Dutchess, State of New York, particularly bounded and described as follows:

BEGINNING at a point. Said point being the southwesterly corner of the parcel herein described. Parcel also being N 13°34'00" W 330.46 feet from the intersection of the northerly side of Fulton Street and the southwesterly corner of Parcel 2 as shown and delineated on a certain map entitled "TOSAL LAND COMPANY" filed in the Dutchess County Clerk's Office as map number 5638; thence northerly along lands now or formerly Star Gas Properties, Inc. N 13°34'00" W 38.59 feet to a point; thence easterly through Parcel 2 N 82°05'00" E 294.63 feet to a point; thence southerly along lands now or formerly Chugerman S 01°46'35" E 38.62 feet to the point on the northeasterly corner of Parcel 2, aforementioned; thence westerly along the division line between Parcels 1 and 2 as shown on the aforementioned filed map S 82°05'00" W 286.70 feet to the point or place of beginning. Containing .26 acres of land more or less. The purpose of this section of the deed is to include the additional land obtained by the County of Dutchess described above into one single parcel and grid number. This deed does not constitute a subdivision, and the parcel with the additional land shall constitute but one parcel and tax grid, and shall be merged with the existing land to form one single parcel.

The parties hereby amend the easement reserved in the deed recorded in Liber 1875 of Deeds at Page 294 recorded in the Dutchess County Clerk's Office on September 26, 1990 as set forth below:

BEGINNING at a point. Said point being S 82°05'00" E 34.18 feet from the southwesterly corner of Parcel 2 as shown on the aforementioned map; thence continuing along the aforementioned S 82°05'00" E 30.00 feet to a point; thence through Lot 1 as shown on the aforementioned map S 08°43'38" E 360.41 feet to a point on the northerly side of Fulton Street; thence along said Fulton Street S 70°19'00" W 30.56 feet to a point; thence northerly through the aforementioned Lot 1 N 08°43'38" W 366.65 feet to the point or place of beginning. The amendment to the easement is done to include the traveled way within such easement.

The modification of the description of the easement is done pursuant to Resolution No. 2011214 of the Dutchess County Legislature.

Government Services and Administration Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 9 - City of Poughkeepsie	White (VC)		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Traudt		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey (C)		

Present: <u>12</u>	Resolution: <u>✓</u>	Total : <u>12</u>	
Absent: <u>0</u>	Motion: <u>—</u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013086 A LOCAL LAW AUTHORIZING THE SALE OF THE MATERIALS RECOVERY FACILITY, LOCATED AT 51 FULTON STREET, TOWN OF POUGHKEEPSIE TO MARIST COLLEGE

Date: April 4, 2013

Roll Call Sheets

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

Present: 25 Resolution: Total: 23 2
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

JI/JT
 "Move the Question"

2013086
 4.8.13

Roll Call Sheets

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

Present: 25 Resolution: Total : 19 6
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013086 A LOCAL LAW AUTHORIZING THE SALE OF THE MATERIALS RECOVERY FACILITY, LOCATED AT 51 FULTON STREET, TOWN OF POUGHKEEPSIE TO MARIST COLLEGE

Date: April 8, 2013

The foregoing local law Resolution No. 2013086 was laid on the desk at this meeting and considered at a Regular Board Meeting on April 8, 2013.

Discussion at that time resulted as follows:

Legislator Incoronato moved the question, duly seconded.

By voice vote the foregoing motion was adopted with Legislators Doxsey and Kelsey voting no.

Roll call on the foregoing resolution resulted as follows:

AYES: 19

NAYS: 6 Doxsey, Perkins, Tyner, Amparo, Blalock, MacAvery,

Resolution adopted.

The County Executive signed into law on April 26, 2013. The effective date is June 20, 2013.

RESOLUTION NO. 2013087

RE: LOCAL LAW NO. 3 OF 2013, A LOCAL LAW AUTHORIZING A
TWENTY-FIVE YEAR AGREEMENT WITH THE NEW YORK STATE
OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION IN
CONNECTION WITH THE HARLEM VALLEY RAIL TRAIL

Legislators KELSEY, ROLISON, SURMAN, BORCHERT, BOLNER, ROMAN,
PERKINS, WEISS, HORTON, and BLALOCK offer the following and move its adoption:

WHEREAS, in 1989, the County entered into a fifteen (15) year agreement with the NYS
Office of Parks, Recreation and Historic Preservation (NYSOPRHP) for the development, operation and
maintenance of the Harlem Valley Rail Trail, and

WHEREAS, in 1993, the agreement was extended an additional ten (10) years, and

WHEREAS, this Legislature enacted Local Law #5 of 1990 which authorized the County to
enter into a twenty-three (23) year lease of the Harlem Valley Rail Trail, and

WHEREAS, Local Law #5 of 1990 was amended by Local Law # 5 of 1992 to extend the
term of the lease for a period not exceeding twenty-five (25) years, and

WHEREAS, the current agreement with NYSOPRHP expires on June 16, 2014, and

WHEREAS, NYSOPRHP has provided the County with a new twenty-five (25) year
Cooperative Operation and Maintenance Agreement, a copy of which is annexed hereto, and

WHEREAS, the Harlem Valley Rail Trail is a major recreational facility for the residents of
and visitors to the County, and

WHEREAS, the Engineering Division of the County's Public Works Department is
currently working on a project with the Columbia County Department of Public Works to extend the Harlem
Valley Rail Trail from the Village of Millerton into Columbia County, and

WHEREAS, it is in the best interests of the County to enter into a new agreement with
NYSOPRHP to operate, develop and maintain the Harlem Valley Rail Trail, now therefore be it

RESOLVED, that the Legislature of the County of Dutchess adopt Local Law No.
3 of 2013 which has been submitted this day for consideration by said Legislature.

CA-53-13 CAB/ca/G-1123
2/27/13 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 April, 2013, and that the same is a
true and correct transcript of said original resolution and of the whole thereof.

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

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date April 26, 2013

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. 3 of 2013

RE: A LOCAL LAW AUTHORIZING A TWENTY-FIVE YEAR AGREEMENT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION IN CONNECTION WITH THE HARLEM VALLEY RAIL TRAIL

BE IT ENACTED by the County Legislature of the County of Dutchess, State of New York as follows:

SECTION 1. In 1989, the County entered into a fifteen (15) year agreement with the New York State Office of Parks, Recreation and Historic Preservation for the operation, development and maintenance of the Harlem Valley Rail Trail. That agreement was extended for an additional ten (10) years in 1993. The agreement expires on or about June 16, 2014.

The Harlem Valley Rail Trail is a major recreational facility in the County of Dutchess. It brings numerous visitors to the eastern portion on Dutchess County on an annual basis. It is in the best interests of the residents of the County of Dutchess to continue to operate, develop and maintain the Harlem Valley Rail Trail.

SECTION 2. Notwithstanding the terms of NYS County Law, Section 215 (3), the County of Dutchess is authorized to enter into a twenty-five (25) year Cooperative Operation and Maintenance Agreement with the NYS Office of Parks, Recreation and Historic Preservation in connection with the Harlem Valley Rail Trail.

SECTION 3. EFFECTIVE DATE. This local law shall take effect immediately upon full compliance with all the requisite statutes and laws applicable to its adoption and promulgation.

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: Carol A. Bogle, Chief Assistant County Attorney

Cooperative Operation and Maintenance Agreement

THIS AGREEMENT made this day _____ of _____, 2013, between the County of Dutchess, with offices at 22 Market Street, Poughkeepsie, NY 12601, (hereinafter "County") and the People of the State of New York, acting by and through the Commissioner of Parks, Recreation and Historic Preservation, with offices at Albany, New York 12238 (hereinafter "State Parks").

WITNESSETH:

WHEREAS, State Parks has jurisdiction over certain lands in the Towns of Amenia and Northeast and the Village of Millerton, County of Dutchess and State of New York, which are part of Taconic State Park and known as the Harlem Valley Rail Trail (hereinafter the "Property"), as described in Schedule A attached hereto, and

WHEREAS, pursuant to Section 3.09(2) of the Parks, Recreation and Historic Preservation Law ("PRHPL"), State Parks is authorized to directly or indirectly operate and maintain New York State historic sites, parks, parkways and recreational facilities by contract, lease or license, and

WHEREAS, pursuant to PRHPL Section 3.09(6), State Parks is authorized to encourage, promote and engage in cooperative recreational, educational, historic and cultural activities, projects and programs undertaken by any local governmental agency for the benefit of the public, and

WHEREAS, State Parks and the County are each authorized to acquire real Property for public recreational purposes and to maintain, operate and administer any Property so acquired directly, or by contract, lease or license, and

WHEREAS, heretofore and on or about May 16, 1989, State Parks and the County entered into an agreement whereby the parties recognized the need and desirability for public ownership and use of the Property as a component of the statewide and regional trail system and for a term of fifteen years, the County agreed to operate and maintain the Property as part of the Harlem Valley Rail Trail, and

WHEREAS, by letter agreement dated March 16, 1993, the parties extended the term of the May 16, 1989 agreement for an additional ten years, which extended term is scheduled to terminate on or about June 16, 2014, and

WHEREAS, the parties are desirous of continuing the County's stewardship of the Property for an additional term of twenty-five years or through June 16, 2039.

NOW, THEREFORE, in consideration of the mutual covenants and conditions hereinafter set forth, State Parks and the County hereby agree as follows:

1. The County shall have the right to use, occupy and possess the Property for the term of this Agreement for park and recreational uses, subject to the terms and conditions of this Agreement. The County shall be responsible for all costs related to the development, management, operation, security and administration of the Property as a part of the Harlem Valley Rail Trail.

2. All actions involving the use, change of use, development, improvement or physical alteration of the Property shall require the prior written approval of State Parks. Prior written approval shall not be required for routine maintenance of the Property by the County. Nothing contained in this Agreement shall be deemed or construed to mean that the State of New York acting through State Parks consents to a waiver of its sovereign immunity with respect to the activities, rights or responsibilities described herein.

3. The County shall assume the full cost and responsibility for the development, operation, maintenance, security and administration of the Property. On those areas of the Property upon which a hiking/biking trail is or will be located, the County shall maintain the Property in a safe condition suitable for hiking, biking and similar non-motorized and passive recreation.

4. The County shall submit all plans for the construction, installation and modification of all facilities and improvements to the Property to State Parks. All construction plans shall be prepared by a licensed engineer, architect or landscape architect in accordance with the requirements of the New York State Education Law sections 5501 to 7499. The County shall be responsible for compliance with all applicable State and County Building Code requirements and shall provide copies all permits and approvals to State Parks.

5. All improvements to the Property which are structural in nature or attach to the realty shall become the Property of the State upon termination of this Agreement. Other improvements, the removal of which will not damage the Property or which are not attached to the realty, shall be removed by the County upon termination of this Agreement.

6. The County shall procure at its own cost and expense any and all permits, licenses and approvals necessary for the legal operation of the Property, and shall be solely liable for any costs or fees associated therewith.

7. The County may enter into a lease, concession agreement or franchise agreement, or any permit exceeding one year in length, involving all or part of the Property only upon written approval of State Parks. This Agreement shall not be assigned, transferred or otherwise disposed of without the prior written approval of State Parks. State Parks shall be provided with a copy of any sub-lease, concession or franchise agreement, and any other form of operating agreement or permit and no such instrument will alter the mutual responsibilities between the County and State Parks as expressed herein.

8. With respect to any future actions subject to the State Environmental Quality Review Act (SEQR), State Parks shall act as lead agency for purposes of any review. The County shall provide to State Parks the information necessary for making a determination of significance under SEQR. The County shall not undertake any development of the Property, apart from in-kind replacement and maintenance activities, until State Parks has complied with SEQR.

9. With respect to any future actions subject to the National or State Historic Preservation Acts, the County, in consultation with State Parks Field Services Bureau, shall prepare or cause to be prepared an assessment of cultural resources. No alteration, demolition or improvements shall be undertaken by the County prior to such assessment being provided to State Parks for review.

10. Duly authorized officers or employees of State Parks shall have unrestricted access to the Property at all times for the purpose to ensuring compliance with the terms of this Agreement without need to obtain the approval of the County.

11. The Property shall be open and available to the general public on an equal basis and in no event shall access be limited to residents of Dutchess County or other designated local government. The County shall enforce all applicable statutes, laws, rules and regulations, including State Parks rules and regulations, as the same may be amended from time to time.

12. The County may establish fees for access to or use of the Property with the prior written approval of State Parks. Fees shall be consistent with the fees charged by the County at comparable facilities in Dutchess County or as mutually agreed for special purposes. The County shall be permitted to retain any fees or revenues from the use or operation of the Property in an amount not to exceed the amount of expenditures made by the County in the development, maintenance and operation of the Property. Revenues collected in excess of such County expenditures shall become the Property of the State of New York and shall be remitted by the County to State Parks on an annual basis. The fee structure adopted by the County shall not discriminate in favor of County residents but shall apply to all New York State residents equally.

13. The County shall maintain separate accounting and fiscal records of all receipts and expenditures of funds in connection with the development, operation, maintenance and administration of the Property, except as provided below.

- a. Such recording keeping shall encompass only capital improvements made to the Property unless fees are charged for use of the Property.
- b. If and when user fees are established for use of the Property, the County will maintain similar records for operation, maintenance and administration of the Property.
- c. Within 60 days of the end of the County's fiscal year, the County shall provide State Parks with an annual report of all revenues received and

expenditures incurred in connection with the development and administration of the Property.

14. a. The County shall defend, indemnify and hold State Parks harmless from any claims for loss, damage or injury to persons or Property arising out of the performance or failure of performance by County, its agents, employees or contractors, of any of its duties and agreements undertaken or imposed upon County by virtue of this agreement, including but not limited to claims arising out of the operation of the Property by County.

b. The County shall, at its own cost and expense, obtain and keep in force during the term of this agreement, comprehensive public liability and Property damage insurance designating the New York State Office of Parks, Recreation and Historic Preservation and the People of the State of New York as named additional insureds and protecting said State Parks and the People of the State of New York against any and all claims of liability of whatsoever kind and nature which may arise either directly or indirectly as a result of any operation carried on by County under or pursuant to this agreement. Said insurance shall be obtained from a company licensed to conduct business in the State of New York. Public Liability Insurance for bodily injury including death, and Property damage shall have limits of not less than one million dollars (\$1,000,000) in the aggregate per accident. Such policies shall name as Insureds or additional Insureds the People of the State of New York, the Office of Parks, Recreation and Historic Preservation, their officers, agents and employees. Naming the State or the Office of Parks, Recreation and Historic Preservation as certificate Holders shall not suffice for this paragraph. Such policies shall provide that they shall not be cancelled without 30 days prior written notice to State Parks.

c. In the alternative, the County may provide a certificate of self insurance acceptable to State Parks.

16. State Parks and the County acknowledge that utility easements may need to be granted in the future to serve the needs of the Property and other purposes. State Parks agrees to cooperate with the County to provide the necessary documents, easements and grants as permitted by law. State Parks further agrees to require that such installations are constructed in such a way that prevents damage to improvements installed by the County, or to mitigate any unavoidable damage to County improvements by requiring restoration of such County improvements as part of the work.

17. This Agreement shall be effective for a period of twenty-five (25) years commencing _____ and ending on _____. Upon the effective date of this Agreement, the May 16, 1989 Agreement, as amended on March 16, 1993, shall become null and void and of no further force and effect. Either party to this Agreement shall have the right to terminate this Agreement, prior to the expiration date, upon one (1) year written notice.

18. The parties agree, to the extent permitted by applicable law and regulation, whenever the consent or approval of a party is required by this Agreement to not unreasonably withhold or delay any consent or approval.

19. The Property shall be known as Harlem Valley Rail Trail. All signs, publications and other materials shall identify the Property as owned by New York State Parks and operated by the County of Dutchess under a cooperative agreement with State Parks. The Parties agree that the name of the Property may be changed upon mutual consent of the parties.

20. a) All notices permitted or required hereunder shall be in writing and shall be transmitted either:

- i. via certified or registered United States mail, return receipt requested;
- ii. by facsimile transmission;
- iii. by personal delivery;
- iv. by expedited delivery service; or
- v. by e-mail.

Such notices shall be addressed as follows or to such different addresses as the parties may from time-to-time designate:

To the County: County of Dutchess
County Executive
22 Market Street, Poughkeepsie, NY 12601

To State Parks: NYS Office of Parks, Recreation and Historic Preservation
Albany, NY 12238
Att.: Deputy Commissioner for Natural Resources

b) Any such notice shall be deemed to have been given either at the time of personal delivery or, in the case of expedited delivery service or certified or registered United States mail, as of the date of first attempted delivery at the address and in the manner provided herein, or in the case of facsimile transmission or email, upon receipt.

c) The parties may, from time to time, specify any new or different address in the United States as their address for purpose of receiving notice under this Agreement by giving fifteen (15) days written notice to the other party sent in accordance herewith. The parties agree to mutually designate individuals as their respective representatives for the purposes of receiving notices under this Agreement. Additional individuals may be designated in writing by the parties for purposes of implementation and administration/billing, resolving issues and problems and/or for dispute resolution.

21. Attached hereto and made part hereof is Appendix A Standard Clauses for NYS Contracts.

IN WITNESS WHEREOF, the parties have caused these presents to be executed on the day, month and year first written above.

County OF DUTCHESS

By _____
Marcus J. Molinaro
County Executive

PEOPLE OF THE STATE OF NEW YORK, acting by and through their Commissioner of Parks, Recreation and Historic Preservation

By _____
Tom Alworth
Deputy Commissioner for Natural Resources

ACKNOWLEDGEMENT

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

On the _____ day of _____, in the year 2013 before me, the undersigned, a Notary Public in and for said State, personally appeared Marcus Molinaro, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

SCHEDULE A

ALL THAT PROPERTY situate in the Village of Millerton, Towns of Amenia and Northeast, County of Dutchess, State of New York, being all the right, title and interest formerly of the New York and Harlem Railroad Company of, in, and to all those pieces or parcels of land and premises, easements, rights-of-way, or other rights of any kind whatsoever appurtenant thereto or used in conjunction therewith on and along a portion of the former railroad of said Railroad Company known as the Harlem Line, said portion being described as follows:

BEGINNING in said Town of Amenia at a line extended perpendicularly across the right-of-way of railroad through Valuation Survey Station 430+848 in the centerline thereof, said station 430+848 being at the distance of 710 feet, more or less, measured northwardly along said centerline of right-of-way, from the centerline of Wassaic Road; thence extending in a general northerly direction, following along said right-of-way of Harlem Line approximately 18.04 miles to the Dutchess/Columbia County line, being Valuation Survey Station 526+095.

EXCEPTING AND RESERVING therefrom:

1. Premises conveyed to C. Virgil Martin by deed recorded in the Dutchess County Clerk's Office on January 8, 1986 in Liber 1694 of Deeds at page 89;
2. Premises situate in the Town of Northeast, Map V54/66; beginning at the centerline of Coleman Station Road (STA 470+230) running thence North to the south edge of the bridge abutment at Indian Lake Road (STA 474+300), being a total distance of 4,070 feet;
3. Premises situate in the Town of Northeast, Maps V54/74 and V54/75; beginning at a point 500 feet South of the centerline of Whitehouse Crossing Road (STA 516+853) running thence North to (STA 520+853) being a total distance of 4,000 feet; and
4. Also excluding a 24.64 acre parcel adjacent to that section of the railroad right-of-way described in "3" above.

The Premises above described are as shown on railroad maps as filed in the Dutchess and Columbia County Clerk's Offices on December 30, 1985, entitled "Right of Way and Track Map, New York & Harlem Railroad, operated by the New York Central Division", 1 inch = 100 feet, June 30, 1917, revised to 12/31/54, and being Valuation Maps V2-F4 Maps No. V54/58 to and including V54/76, consisting of 19 sheets, being more particularly described in the deeds thereon scheduled, said deeds being incorporated herein by reference, or having been otherwise acquired as a railroad right-of-way by Grantor.

SUBJECT, however, to such state of facts that an accurate survey or personal inspection of the premises may disclose and rights of the public in that portion of the premises within the lines of all roadways and waterways.

APPENDIX A

STANDARD CLAUSES FOR NYS CONTRACTS

The parties to the attached contract, license, lease, amendment or other agreement of any kind (hereinafter, "the contract" or "this contract") agree to be bound by the following clauses which are hereby made a part of the contract (the word "Contractor" herein refers to any party other than the State, whether a contractor, licensor, licensee, lessor, lessee or any other party):

1. EXECUTORY CLAUSE. In accordance with Section 41 of the State Finance Law, the State shall have no liability under this contract to the Contractor or to anyone else beyond funds appropriated and available for this contract.

2. NON-ASSIGNMENT CLAUSE. In accordance with Section 138 of the State Finance Law, this contract may not be assigned by the Contractor or its right, title or interest therein assigned, transferred, conveyed, sublet or otherwise disposed of without the State's previous written consent, and attempts to do so are null and void. Notwithstanding the foregoing, such prior written consent of an assignment of a contract let pursuant to Article XI of the State Finance Law may be waived at the discretion of the contracting agency and with the concurrence of the State Comptroller where the original contract was subject to the State Comptroller's approval, where the assignment is due to a reorganization, merger or consolidation of the Contractor's business entity or enterprise. The State retains its right to approve an assignment and to require that any Contractor demonstrate its responsibility to do business with the State. The Contractor may, however, assign its right to receive payments without the State's prior written consent unless this contract concerns Certificates of Participation pursuant to Article 5-A of the State Finance Law.

3. COMPTROLLER'S APPROVAL. In accordance with Section 112 of the State Finance Law (or, if this contract is with the State University or City University of New York, Section 355 or Section 6218 of the Education Law), if this contract exceeds \$50,000 (or the minimum thresholds agreed to by the Office of the State Comptroller for certain S.U.N.Y. and C.U.N.Y. contracts), or if this is an amendment for any amount to a contract which, as so amended, exceeds said statutory amount, or if, by this contract, the State agrees to give something other than money when the value or reasonably estimated value of such consideration exceeds \$10,000, it shall not be valid, effective or binding upon the State until it has been approved by the State Comptroller and filed in his office. Comptroller's approval of contracts let by the Office of General Services is required when such contracts exceed \$85,000 (State Finance Law Section 163.6-a). However, such pre-approval shall not be required for any contract established as a centralized contract through the Office of General Services or for a purchase order or other transaction issued under such centralized contract.

4. WORKERS' COMPENSATION BENEFITS. In accordance with Section 142 of the State Finance Law, this contract shall be void and of no force and effect unless the Contractor shall provide and maintain coverage during the life of this contract for the benefit of such employees as are required to be covered by the provisions of the Workers' Compensation Law.

5. NON-DISCRIMINATION REQUIREMENTS. To the extent required by Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional non-discrimination provisions, the Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, sex, national origin, sexual orientation, age, disability, genetic predisposition or carrier status, or marital status. Furthermore, in accordance with Section 220-e of the Labor Law, if this is a contract for the construction, alteration or repair of any public building or public work or for the manufacture, sale or distribution of materials, equipment or supplies, and to the extent that this contract shall be performed within the State of New York, Contractor agrees that neither it nor its subcontractors shall, by reason of race, creed, color, disability, sex, or national origin: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under this contract. If this is a building service contract as defined in Section 230 of the Labor Law, then, in accordance with Section 239 thereof, Contractor agrees that neither it nor its subcontractors shall by reason of race, creed, color, national origin, age, sex or disability: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under this contract. Contractor is subject to fines of \$50.00 per person per day for any violation of Section 220-e or Section 239 as well as possible termination of this contract and forfeiture of all moneys due hereunder for a second or subsequent violation.

6. WAGE AND HOURS PROVISIONS. If this is a public work contract covered by Article 8 of the Labor Law or a building service contract covered by Article 9 thereof, neither Contractor's employees nor the employees of its subcontractors may be required or permitted to work more than the number of hours or days stated in said statutes, except as otherwise provided in the Labor Law and as set forth in prevailing wage and supplement schedules issued by the State Labor Department. Furthermore, Contractor and its subcontractors must pay at least the prevailing wage rate and pay or provide the prevailing supplements, including the premium rates for overtime pay, as determined by the State Labor Department in accordance with the Labor Law. Additionally, effective April 28, 2008, if this is a public work contract covered by Article 8 of the Labor Law, the Contractor understands and agrees that the filing of payrolls in a manner consistent with Subdivision 3-a of Section 220 of the Labor Law shall be a condition precedent to payment by the State of any State approved sums due and owing for work done upon the project.

7. NON-COLLUSIVE BIDDING CERTIFICATION. In accordance with Section 139-d of the State Finance Law, if this contract was awarded based upon the submission of bids, Contractor affirms, under penalty of perjury, that its bid was arrived at independently and without collusion aimed at restricting competition. Contractor further affirms that, at the time Contractor submitted its bid, an authorized and responsible person executed and delivered to the State a non-collusive bidding certification on Contractor's behalf.

8. INTERNATIONAL BOYCOTT PROHIBITION. In accordance with Section 220-f of the Labor Law and Section 139-h of the State Finance Law, if this contract exceeds \$5,000, the Contractor agrees, as a material condition of the contract, that neither the Contractor nor any substantially owned or affiliated person, firm, partnership or corporation has participated, is participating, or shall participate in an international boycott in violation of the federal Export Administration Act of 1979 (50 USC App. Sections 2401 et

seq.) or regulations thereunder. If such Contractor, or any of the aforesaid affiliates of Contractor, is convicted or is otherwise found to have violated said laws or regulations upon the final determination of the United States Commerce Department or any other appropriate agency of the United States subsequent to the contract's execution, such contract, amendment or modification thereto shall be rendered forfeit and void. The Contractor shall so notify the State Comptroller within five (5) business days of such conviction, determination or disposition of appeal (2NYCRR 105.4).

9. SET-OFF RIGHTS. The State shall have all of its common law, equitable and statutory rights of set-off. These rights shall include, but not be limited to, the State's option to withhold for the purposes of set-off any moneys due to the Contractor under this contract up to any amounts due and owing to the State with regard to this contract, any other contract with any State department or agency, including any contract for a term commencing prior to the term of this contract, plus any amounts due and owing to the State for any other reason including, without limitation, tax delinquencies, fee delinquencies or monetary penalties relative thereto. The State shall exercise its set-off rights in accordance with normal State practices including, in cases of set-off pursuant to an audit, the finalization of such audit by the State agency, its representatives, or the State Comptroller.

10. RECORDS. The Contractor shall establish and maintain complete and accurate books, records, documents, accounts and other evidence directly pertinent to performance under this contract (hereinafter, collectively, "the Records"). The Records must be kept for the balance of the calendar year in which they were made and for six (6) additional years thereafter. The State Comptroller, the Attorney General and any other person or entity authorized to conduct an examination, as well as the agency or agencies involved in this contract, shall have access to the Records during normal business hours at an office of the Contractor within the State of New York or, if no such office is available, at a mutually agreeable and reasonable venue within the State, for the term specified above for the purposes of inspection, auditing and copying. The State shall take reasonable steps to protect from public disclosure any of the Records which are exempt from disclosure under Section 87 of the Public Officers Law (the "Statute") provided that: (i) the Contractor shall timely inform an appropriate State official, in writing, that said records should not be disclosed; and (ii) said records shall be sufficiently identified; and (iii) designation of said records as exempt under the Statute is reasonable. Nothing contained herein shall diminish, or in any way adversely affect, the State's right to discovery in any pending or future litigation.

11. IDENTIFYING INFORMATION AND PRIVACY NOTIFICATION. (a) Identification Number(s). Every invoice or New York State Claim for Payment submitted to a New York State agency by a payee, for payment for the sale of goods or services or for transactions (e.g., leases, easements, licenses, etc.) related to real or personal property must include the payee's identification number. The number is any or all of the following: (i) the payee's Federal employer identification number, (ii) the payee's Federal social security number, and/or (iii) the payee's Vendor Identification Number assigned by the Statewide Financial System. Failure to include such number or numbers may delay payment. Where the payee does not have such number or numbers, the payee, on its invoice or Claim for Payment, must give the reason or reasons why the payee does not have such number or numbers.

(b) Privacy Notification. (1) The authority to request the above personal information from a seller of goods or services or a lessor of real or personal property, and the authority to maintain such information, is found in Section 5 of the State Tax Law. Disclosure of this information by the seller or lessor to the State is mandatory. The principal purpose for which the information is collected is to enable the State to identify individuals, businesses and others who have been delinquent in filing tax returns or may have understated their tax liabilities and to generally identify persons affected by the taxes administered by the Commissioner of Taxation and Finance. The information will be used for tax administration purposes and for any other purpose authorized by law. (2) The personal information is requested by the purchasing unit of the agency contracting to purchase the goods or services or lease the real or personal property covered by this contract or lease. The information is maintained in the Statewide Financial System by the Vendor Management Unit within the Bureau of State Expenditures, Office of the State Comptroller, 110 State Street, Albany, New York 12236.

12. EQUAL EMPLOYMENT OPPORTUNITIES FOR MINORITIES AND WOMEN. In accordance with Section 312 of the Executive Law and 5 NYCRR 143, if this contract is: (i) a written agreement or purchase order instrument, providing for a total expenditure in excess of \$25,000.00, whereby a contracting agency is committed to expend or does expend funds in return for labor, services, supplies, equipment, materials or any combination of the foregoing, to be performed for, or rendered or furnished to the contracting agency; or (ii) a written agreement in excess of \$100,000.00 whereby a contracting agency is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon; or (iii) a written agreement in excess of \$100,000.00 whereby the owner of a State assisted housing project is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon for such project, then the following shall apply and by signing this agreement the Contractor certifies and affirms that it is Contractor's equal employment opportunity policy that:

(a) The Contractor will not discriminate against employees or applicants for employment because of race, creed, color, national origin, sex, age, disability or marital status, shall make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force on State contracts and will undertake or continue existing programs of affirmative action to ensure that minority group members and women are afforded equal employment opportunities without discrimination. Affirmative action shall mean recruitment, employment, job assignment, promotion, upgradings, demotion, transfer, layoff, or termination and rates of pay or other forms of compensation;

(b) at the request of the contracting agency, the Contractor shall request each employment agency, labor union, or authorized representative of workers with which it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union or representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of the Contractor's obligations herein; and

(c) the Contractor shall state, in all solicitations or advertisements for employees, that, in the performance of the State contract, all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.

Contractor will include the provisions of "a", "b", and "c" above, in every subcontract over \$25,000.00 for the construction, demolition, replacement, major repair, renovation, planning or design of real property and improvements thereon (the "Work") except where the Work is for the beneficial use of the Contractor. Section 312 does not apply to: (i) work, goods or services unrelated to this contract; or (ii) employment outside New York State. The State shall consider compliance by a contractor or subcontractor with the requirements of any federal law concerning equal employment opportunity which effectuates the purpose of this section. The contracting agency shall determine whether the imposition of the requirements of the provisions hereof duplicate or conflict with any such federal law and if such duplication or conflict exists, the contracting agency shall waive the applicability of Section 312 to the extent of such duplication or conflict. Contractor will comply with all duly promulgated and lawful rules and regulations of the Department of Economic Development's Division of Minority and Women's Business Development pertaining hereto.

13. CONFLICTING TERMS. In the event of a conflict between the terms of the contract (including any and all attachments thereto and amendments thereof) and the terms of this Appendix A, the terms of this Appendix A shall control.

14. GOVERNING LAW. This contract shall be governed by the laws of the State of New York except where the Federal supremacy clause requires otherwise.

15. LATE PAYMENT. Timeliness of payment and any interest to be paid to Contractor for late payment shall be governed by Article 11-A of the State Finance Law to the extent required by law.

16. NO ARBITRATION. Disputes involving this contract, including the breach or alleged breach thereof, may not be submitted to binding arbitration (except where statutorily authorized), but must, instead, be heard in a court of competent jurisdiction of the State of New York.

17. SERVICE OF PROCESS. In addition to the methods of service allowed by the State Civil Practice Law & Rules ("CPLR"), Contractor hereby consents to service of process upon it by registered or certified mail, return receipt requested. Service hereunder shall be complete upon Contractor's actual receipt of process or upon the State's receipt of the return thereof by the United States Postal Service as refused or undeliverable. Contractor must promptly notify the State, in writing, of each and every change of address to which service of process can be made. Service by the State to the last known address shall be sufficient. Contractor will have thirty (30) calendar days after service hereunder is complete in which to respond.

18. PROHIBITION ON PURCHASE OF TROPICAL HARDWOODS. The Contractor certifies and warrants that all wood products to be used under this contract award will be in accordance with, but not limited to, the specifications and provisions of Section 165 of the State Finance Law, (Use of Tropical Hardwoods) which prohibits purchase and use of tropical hardwoods, unless specifically exempted, by the State or any governmental agency or political subdivision or public benefit corporation. Qualification for an exemption under this law will be the responsibility of the contractor to establish to meet with the approval of the State.

In addition, when any portion of this contract involving the use of woods, whether supply or installation, is to be performed by any subcontractor, the prime Contractor will indicate and certify in the submitted bid proposal that the subcontractor has been informed and is in compliance with specifications and provisions regarding use of tropical hardwoods as detailed in §165 State Finance Law. Any such use must meet with the approval of the State; otherwise, the bid may not be considered responsive. Under bidder certifications, proof of qualification for exemption will be the responsibility of the Contractor to meet with the approval of the State.

19. MACBRIDE FAIR EMPLOYMENT PRINCIPLES. In accordance with the MacBride Fair Employment Principles (Chapter 807 of the Laws of 1992), the Contractor hereby stipulates that the Contractor either (a) has no business operations in Northern Ireland, or (b) shall take lawful steps in good faith to conduct any business operations in Northern Ireland in accordance with the MacBride Fair Employment Principles (as described in Section 165 of the New York State Finance Law), and shall permit independent monitoring of compliance with such principles.

20. OMNIBUS PROCUREMENT ACT OF 1992. It is the policy of New York State to maximize opportunities for the participation of New York State business enterprises, including minority and women-owned business enterprises as bidders, subcontractors and suppliers on its procurement contracts.

Information on the availability of New York State subcontractors and suppliers is available from:

NYS Department of Economic Development
Division for Small Business
Albany, New York 12245
Telephone: 518-292-5100
Fax: 518-292-5884
email: opa@esd.ny.gov

A directory of certified minority and women-owned business enterprises is available from:

NYS Department of Economic Development
Division of Minority and Women's Business Development
633 Third Avenue

New York, NY 10017
212-803-2414
email: mwbccertification@esd.ny.gov
<http://esd.ny.gov/MWBE/directorySearch.html>

The Omnibus Procurement Act of 1992 requires that by signing this bid proposal or contract, as applicable, Contractors certify that whenever the total bid amount is greater than \$1 million:

- (a) The Contractor has made reasonable efforts to encourage the participation of New York State Business Enterprises as suppliers and subcontractors, including certified minority and women-owned business enterprises, on this project, and has retained the documentation of these efforts to be provided upon request to the State;
- (b) The Contractor has complied with the Federal Equal Opportunity Act of 1972 (P.L. 92-261), as amended;
- (c) The Contractor agrees to make reasonable efforts to provide notification to New York State residents of employment opportunities on this project through listing any such positions with the Job Service Division of the New York State Department of Labor, or providing such notification in such manner as is consistent with existing collective bargaining contracts or agreements. The Contractor agrees to document these efforts and to provide said documentation to the State upon request; and
- (d) The Contractor acknowledges notice that the State may seek to obtain offset credits from foreign countries as a result of this contract and agrees to cooperate with the State in these efforts.

21. RECIPROCITY AND SANCTIONS PROVISIONS. Bidders are hereby notified that if their principal place of business is located in a country, nation, province, state or political subdivision that penalizes New York State vendors, and if the goods or services they offer will be substantially produced or performed outside New York State, the Omnibus Procurement Act 1994 and 2000 amendments (Chapter 684 and Chapter 383, respectively) require that they be denied contracts which they would otherwise obtain. NOTE: As of May 15, 2002, the list of discriminatory jurisdictions subject to this provision includes the states of South Carolina, Alaska, West Virginia, Wyoming, Louisiana and Hawaii. Contact NYS Department of Economic Development for a current list of jurisdictions subject to this provision.

22. COMPLIANCE WITH NEW YORK STATE INFORMATION SECURITY BREACH AND NOTIFICATION ACT. Contractor shall comply with the provisions of the New York State Information Security Breach and Notification Act (General Business Law Section 899-aa; State Technology Law Section 208).

23. COMPLIANCE WITH CONSULTANT DISCLOSURE LAW. If this is a contract for consulting services, defined for purposes of this requirement to include analysis, evaluation, research, training, data processing, computer programming, engineering, environmental, health, and mental health services, accounting, auditing, paralegal, legal or similar services, then, in accordance with Section 163 (4-g) of the State Finance Law (as amended by Chapter 10 of the Laws of 2006), the Contractor shall timely, accurately and properly comply with the requirement to submit an annual employment report for the contract to the agency that awarded the contract, the Department of Civil Service and the State Comptroller.

24. PROCUREMENT LOBBYING. To the extent this agreement is a "procurement contract" as defined by State Finance Law Sections 139-j and 139-k, by signing this agreement the contractor certifies and affirms that all disclosures made in accordance with State Finance Law Sections 139-j and 139-k are complete, true and accurate. In the event such certification is found to be intentionally false or intentionally incomplete, the State may terminate the agreement by providing written notification to the Contractor in accordance with the terms of the agreement.

25. CERTIFICATION OF REGISTRATION TO COLLECT SALES AND COMPENSATING USE TAX BY CERTAIN STATE CONTRACTORS, AFFILIATES AND SUBCONTRACTORS.

To the extent this agreement is a contract as defined by Tax Law Section 5-a, if the contractor fails to make the certification required by Tax Law Section 5-a or if during the term of the contract, the Department of Taxation and Finance or the covered agency, as defined by Tax Law 5-a, discovers that the certification, made under penalty of perjury, is false, then such failure to file or false certification shall be a material breach of this contract and this contract may be terminated, by providing written notification to the Contractor in accordance with the terms of the agreement, if the covered agency determines that such action is in the best interest of the State.

December, 2012

Government Services and Administration Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 9 - City of Poughkeepsie	White (VC)		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Traudt		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey (C)		

Present: <u>12</u>	Resolution: <u>✓</u>	Total :	<u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <u>—</u>		Yes	No
Vacant: <u>0</u>		Abstentions:	<u>0</u>	

2013087 A LOCAL LAW AUTHORIZING A TWENTY-FIVE YEAR AGREEMENT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION IN CONNECTION WITH THE HARLEM VALLEY RAIL TRAIL

Date: April 4, 2013

Roll Call Sheets

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

Present: 25 Resolution: ✓ Total : 25 0
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013087 A LOCAL LAW AUTHORIZING A TWENTY-FIVE YEAR AGREEMENT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION IN CONNECTION WITH THE HARLEM VALLEY RAIL TRAIL

Date: April 8, 2013

The foregoing local law Resolution No. 2013087 was laid on the desk at this meeting and considered at a Regular Board Meeting on April 8, 2013.

Roll call vote at that time on the foregoing Resolution No. 2013087 resulted as follows:

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

NAYS: 0

ABSENT: 0

Resolution adopted.

The County Executive signed into law on April 26, 2013. The effective date is May 17, 2013.

RESOLUTION NO. 2013088

RE: LOCAL LAW NO. 4 OF 2013, A LOCAL LAW AMENDING THE
DUTCHESS COUNTY ADMINISTRATIVE CODE ARTICLE XII
(DEPARTMENT OF PLANNING AND DEVELOPMENT) TO
ENUMERATE THE RESPONSIBILITIES OF THE DEPUTY
COMMISSIONER FOR SOLID WASTE MANAGEMENT

Legislators ROLISON, TRAUDT, and PERKINS offer the following and move
its adoption:

WHEREAS, the County of Dutchess has abolished the Department of Solid
Waste Management and transferred the responsibilities for solid waste management to the
Department to the Department of Planning and Development.

WHEREAS, in order to effectuate the transfer of the responsibilities for solid
waste management, it is now necessary to amend Article XII (Department of Planning and
Development) of the Dutchess County Administrative Code, and

WHEREAS, Article XII of the Dutchess County Administrative Code shall
contain the responsibilities of the Deputy Commissioner for Solid Waste Management, now,
therefore, be it

RESOLVED, that the Legislature of the County of Dutchess does hereby adopt
Local Law No.4 of 2013 which amends Article XII of the Dutchess County Administrative Code
to enumerate the responsibilities of the Deputy Commissioner for Solid Waste Management
which has been submitted this day for consideration by said Legislature.

CA-57-13
JMF/ca/G-0179
3/7/13
Fiscal Impact: None

APPROVED

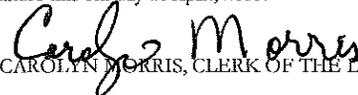
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date April 26, 2013

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 April, 2013, and that the
same is a true and correct transcript of said original resolution and of the whole thereof.

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


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. 4 of 2013

RE: LOCAL LAW NO. 4 OF 2013, A LOCAL LAW AMENDING THE DUTCHESS COUNTY ADMINISTRATIVE CODE ARTICLE XII (DEPARTMENT OF PLANNING AND DEVELOPMENT) TO ENUMERATE THE RESPONSIBILITIES OF THE DEPUTY COMMISSIONER FOR SOLID WASTE MANAGEMENT

BE IT ENACTED by the County Legislature of the County of Dutchess, State of New York as follows:

SECTION 1. LEGISLATIVE INTENT. The County of Dutchess has established the position of Deputy Commissioner for Solid Waste Management within the Department of Planning and Development. Article XII of the Administrative Code of the County of Dutchess enumerates the responsibilities of the Commissioner of Planning and Development. It is, therefore, necessary to amend Article XII for the purpose of enumerating the additional responsibilities of the Commissioner which the Commissioner may then delegate to the Deputy Commissioner for Solid Waste Management.

SECTION 2. AMENDMENT TO THE DUTCHESS COUNTY ADMINISTRATIVE CODE. Article XII of the Dutchess County Administrative Code is hereby amended by the addition of the following Section 12.03 to the presently existing provisions (Section 12.01 subparagraphs "a" through "f" and Section 12.02 shall remain as written):

Section 12.03. Solid Waste Management.

The Commissioner of Planning and Development shall have the authority to administer solid waste management for the County of Dutchess and toward that end may delegate the following responsibilities to the Deputy Commissioner for Solid Waste Management:

- (a) Responsibility for the development and implementation of the Local Solid Waste Management Plan as adopted by the County of Dutchess as the Planning Unit;
- (b) Supervision of the issuance of permits and licenses as may be required of haulers and such other commercial enterprises engaged in the business of the collection and sanitary disposal of solid waste, recycling and composting within the County;
- (c) Have jurisdiction, administer, maintain, manage and exercise direction and control over any solid waste management facilities which the County may own, operate or manage;
- (d) Be responsible for regularly providing the County Executive with an economic analysis of the cost to the County of the management of solid waste with appropriate recommendations regarding the same;
- (e) Supervise such employees as may be hired by the County to facilitate the acceptance, hauling, processing and disposing of solid waste generated within the County;
- (f) Recommend for adoption by the County Legislature such rules and regulations for the handling, hauling and disposal of solid waste within the County and affixing penalties for the violation thereof;

(g) Be responsible for and have the duty of maintaining liaison with all County, State and Federal Agencies and for the compliance with all rules and regulations of such agencies in reference to the disposal of solid waste within Dutchess County.

SECTION 3. EFFECTIVE DATE. This local law shall take effect immediately upon filing with the New York State Secretary of State.

Government Services and Administration Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 9 - City of Poughkeepsie	White (VC)		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Traudt		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey (C)		

Present: <u>12</u>	Resolution: <u>✓</u>	Total: <u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2013088 A LOCAL LAW AMENDING THE DUTCHESS COUNTY ADMINISTRATIVE CODE ARTICLE XII (DEPARTMENT OF PLANNING AND DEVELOPMENT) TO ENUMERATE THE RESPONSIBILITIES OF THE DEPUTY COMMISSIONER FOR SOLID WASTE MANAGEMENT

Date: April 4, 2013

Roll Call Sheets

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

Present: 25 Resolution: Total : 25 0
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

2013088 A LOCAL LAW AMENDING THE DUTCHESS COUNTY ADMINISTRATIVE CODE ARTICLE XII (DEPARTMENT OF PLANNING AND DEVELOPMENT) TO ENUMERATE THE RESPONSIBILITIES OF THE DEPUTY COMMISSIONER FOR SOLID WASTE MANAGEMENT

Date: April 8, 2013

The foregoing local law Resolution No. 2013088 was laid on the desk at this meeting and considered at a Regular Board Meeting on April 8, 2013.

Roll call vote at that time on the foregoing Resolution No. 2013088 resulted as follows:

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

NAYS: 0

ABSENT: 0

Resolution adopted.

The County Executive signed into law on April 26, 2013. The effective date is May 17, 2013.

RESOLUTION NO. 2013089

Re: LOCAL LAW NO. 5 OF 2013, A LOCAL LAW AMENDING THE DUTCHESS COUNTY CHARTER AND ADMINISTRATIVE CODE BY DELETING THEREFROM ARTICLE XVII OF THE CHARTER AND ARTICLE XVII OF THE ADMINISTRATIVE CODE (DEPARTMENT OF SOLID WASTE MANAGEMENT) AND TO TRANSFER THE RESPONSIBILITIES OF THE DEPARTMENT OF SOLID WASTE MANAGEMENT TO THE DEPARTMENT OF PLANNING AND DEVELOPMENT

Legislators ROLISON, TRAUDT, and PERKINS offer the following and move its adoption:

WHEREAS, the County of Dutchess has created the position of Deputy Commissioner for Solid Waste Management within the Department of Planning and Development, and

WHEREAS, the Deputy Commissioner for Solid Waste Management will conduct the responsibilities previously assigned to the Department of Solid Waste Management at Article XVII of the Dutchess County Charter and Article XVII of the Dutchess County Administrative Code from offices in the Department of Planning and Development, and

WHEREAS, there is no longer a need for a Department of Solid Waste Management in the County of Dutchess, now, therefore, be it

RESOLVED, that the County of Dutchess does hereby adopt Local Law No. 5 of 2013, abolishing the Department of Solid Waste Management, and be it further

RESOLVED, that the Dutchess County Charter be and is hereby amended by deleting there from Article XVII, and it is further

RESOLVED, that the Dutchess County Administrative Code be and is hereby amended by deleting there from Article XVII.

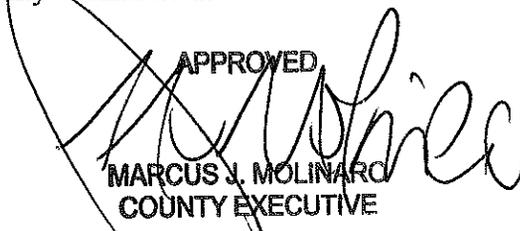
CA-56-13 JMF/ca/G-1233-Q
3/7/13 Fiscal Impact: None

STATE OF NEW YORK
COUNTY OF DUTCHESS

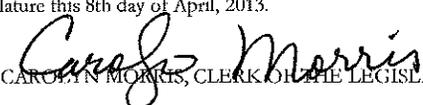
ss:

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 April, 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

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

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date April 26, 2013


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. 5 of 2013

Re: A LOCAL LAW AMENDING THE DUTCHESS COUNTY CHARTER AND ADMINISTRATIVE CODE BY DELETING THERE FROM ARTICLE XVII OF THE CHARTER AND XVII OF THE ADMINISTRATIVE CODE (DEPARTMENT OF SOLID WASTE MANAGEMENT) AND TO TRANSFER THE RESPONSIBILITIES OF THE DEPARTMENT OF SOLID WASTE MANAGEMENT TO THE DEPARTMENT OF PLANNING AND DEVELOPMENT

SECTION 1. STATEMENT OF PURPOSE. The County of Dutchess has established the position of Deputy Commissioner for Solid Waste Management within the Department of Planning and Development. It is intention of the governing body of the County of Dutchess to transfer the responsibilities for solid waste management to Department of Planning and Development.

SECTION 2. AMENDMENT TO THE DUTCHESS COUNTY CHARTER AND CODE. The Dutchess County Charter is hereby amended by the deletion of Article XVII.

The Dutchess County Administrative Code is hereby amended by the deletion of Article XVII. The responsibilities of the Deputy Commissioner for Solid Waste Management shall henceforth be contained in Article XII of the Administrative Code.

SECTION 3. EFFECTIVE DATE. This local law shall take effect immediately upon filing with the New York State Secretary of State.

Section 17.01. Commissioner of Solid Waste Management; Powers and Duties.

The Commissioner of Solid Waste Management shall:

(a) have jurisdiction, direction and control over, administer, maintain, manage and operate all solid waste management facilities required by the County;

(b) recommend for adoption by the County Legislature regulations for the handling and disposal of solid waste including but not limited to the maintenance of order and safety with respect to and for the utilization of all solid waste management facilities and appurtenances owned by and under the control of the County, and affixing penalties for violation thereof, pursuant to law;

(c) conduct negotiations with respect to the granting of leases, concessions, licenses and permits for use of solid waste management facilities, lands, structures and appurtenances; and to recommend the appropriate action thereon by the County Legislature. The County Legislature shall not be precluded from acting upon its own initiative upon such matters;

(d) recommend to the County Legislature for its action, schedules of charges for use of solid waste management facilities, lands, structures and appurtenances. All funds collected or received by the Commissioner in the discharge of his official duties or by the Department of Solid Waste Management shall be deposited by the Commissioner with the Commissioner of Finance and credited by him to the general fund;

(e) prepare for and upon request by the Commissioner of Finance such reports as will accurately reflect the costs and performance of the functions of the department by necessary or desirable categories;

(f) be responsible for and have the duty of maintaining liaison with all County, State, and Federal Agencies and for compliance with all rules and regulations of such

County, State and Federal Agencies in reference to the operation, maintenance and safety of solid waste facilities; and

(g) have the power to delegate by designation to one or more persons within his department the specific duties and powers which he has as Commissioner of Solid Waste Management; such designation setting forth the specific powers and duties granted shall be filed with the County Executive and County Clerk; it may be revoked in whole or in part by written notice, filed with the County Executive and County Clerk.

Section 17.02. Deputies, Assistants and Staff.

The Commissioner of Solid Waste Management shall have the power to appoint such Deputy Commissioners, assistants and employees of his department, as shall be authorized by the County Legislature. Such appointment shall be contingent upon the adoption of a County Solid Waste Program by the County Legislature.

Government Services and Administration Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 9 - City of Poughkeepsie	White (VC)		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Traudt		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey (C)		

Present: <u>12</u>	Resolution: <u>✓</u>	Total: <u>12</u>
Absent: <u>0</u>	Motion: <u>—</u>	Yes <u>0</u>
Vacant: <u>0</u>		No <u>0</u>

2013089 A LOCAL LAW AMENDING THE DUTCHESS COUNTY CHARTER AND ADMINISTRATIVE CODE BY DELETING THEREFROM ARTICLE XVII OF THE CHARTER AND ARTICLE XVII OF THE ADMINISTRATIVE CODE (DEPARTMENT OF SOLID WASTE MANAGEMENT) AND TO TRANSFER THE RESPONSIBILITIES OF THE DEPARTMENT OF SOLID WASTE MANAGEMENT TO THE DEPARTMENT OF PLANNING AND DEVELOPMENT

Date: April 4, 2013

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total: 25 0
 Yes No
 Abstentions: 0

2013089 A LOCAL LAW AMENDING THE DUTCHESS COUNTY CHARTER AND ADMINISTRATIVE CODE BY DELETING THEREFROM ARTICLE XVII OF THE CHARTER AND ARTICLE XVII OF THE ADMINISTRATIVE CODE (DEPARTMENT OF SOLID WASTE MANAGEMENT) AND TO TRANSFER THE RESPONSIBILITIES OF THE DEPARTMENT OF SOLID WASTE MANAGEMENT TO THE DEPARTMENT OF PLANNING AND DEVELOPMENT

Date: April 8, 2013

The foregoing local law Resolution No. 2013089 was laid on the desk at this meeting and considered at a Regular Board Meeting on April 8, 2013.

Roll call vote at that time on the foregoing Resolution No. 2013089 resulted as follows:

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

NAYS: 0

ABSENT: 0

Resolution adopted.

The County Executive signed into law on April 26, 2013. The effective date is May 17, 2013.

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

Joseph Strafford, thanked the Legislature for hearing from the public.

Jackie Elmslee thanked the Legislature for their patience in hearing from the gun owners and those that do not practice the 2nd Amendment.

Constantine Kazolias, Poughkeepsie, expressed his concern that Dutchess Stadium does not cost the taxpayers any money.

Philip Darcy, Poughkeepsie, thanked the Legislature, County Clerk, and Sheriff for their efforts on this resolution.

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

There being no further business, the Chairman adjourned the meeting at 11:30 p.m subject to the call of the Chair.

AFTER ATTENDING THE COMMITTEE WHICH DISCUSSED THE \$1, 2 MILLION BOND TO UPGRADE THE DUTCHESS STADIUM STRUCTURE AND FIELD, THE OVERWHELMING PART OF THE BOND MONIES WOULD GO INTO UGRADING A DRAINAGE SYSTEM, PLUS A NEW COVERING FOR THE FIELD. I WAS AMASSED TO HEAR THE SHORTCOMING OF THE STADIUM.WHEN FIRST PROPOSED I WAS AGAINST THE GOVT GETTING IN VOLVED IN AN ENTERPRISE WHICH SHOULD HAVE BEEN PRIVATE. ASTONISHING TO ME WAS WHEN THE DC COMMISIONER/ ENGINEER STATED, THE BALL PARK WAS BUILT ON A WET LANDS! MY QUESTION WAS AN ENVIORMENTAL IMPACT STATEMENT FILED, THEN AND NOW WILL AN ENVIORMENTAL IMPACT STATEMENT BE REQUIRED? THE INTIAL CONSTRUCTION WAS THERE A VIOLATION OF THE WET LAND ACT? HEARING, THE ORIGINAL DRAINAGE SYSTEM WAS INADEQATE. WERE TEST BORINGS AND AN EVALUATION BY A GEO-ENGINEER SIGNED OFF? ENGINEERING DATA SHOULD/ WOULD HAVE CONCLUDED THAT THE DRIANAGE PROPOSED/ DESIGNED WERE INADEQUATE.HASTE MAKES WASTE OR DID SOMEBODY PASS THE ENVELOPE? DURING THE HEATED DEBATE DURING THE LEGISLATIVE HEARING WHEN THE BALL PARK WASBEING DISCUSSED, LEGISLATIVE CHAIRMAN WOODY K LOSE AND LEGISLATOR MANNING WHOSE FAMILY WAS IN REAL ESTATE WENT TOE TO TOE! THIS MODERN DAY CREATIVE FINANCING SERVICING BONDS AND EXPENCES ALWAYS HAS A KINK IN IT WHEN THERE IS A REVENUE SHORTFALL. AND HAS AN ADVESE EFFECT. ONE DOESN'T HAVE TO BE A GRADUATE FROM THE WHARTON SCHOOL OF FINANCE TO CONCLUDE THAT DUTCHESS HAS MOODY BOND PROBLEM!!!! THE COUNTY TAXPAYERS ARE ALWAYS ON THE HOOK. THE BIG WINNER IS THE OWNER WHO IS BEACON SCHOOL DISTRICT WITH ITS 50YEAR LEASE WITH A \$50,000 YEARLY RENT. THERE APPEARS TO BE ANOTHER DUTCHESS DEJUEVUE, NAMELY THE BURN PLANT. IT SEEMS THE DUTCHESS COUNTY TAXPAYERS ARE BEING BURNT AGAIN SUBSIDIZING THESE 'GENIUS PIE IN THE SKYS'WITH GOVT SUBSIDIES IS A WIN /WIN BUT NOY FOR THE TAXPAYERS.


CONSTANTINE 'GUS' KAZOLIAS

47 NOXON STREET, POUGHKEEPSIE, NY12601

TEL [845]452-5539, 02/10/13