

Attendance Sheets

District	Last Name	Present	Absent	Present/Late
District 14 - Town of Wappinger	Amparo		✓	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓		
District 3 - Town of LaGrange	Borchert	✓		
District 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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman	✓		
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>23</u>	Total:	<u>22</u>	<u>3</u>
Absent:	<u>2</u>			
Vacant:	<u>0</u>			

Date: 8/13/12

Regular Meeting
of the
Dutchess County Legislature

Monday, August 13, 2012

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

Roll Call by the Clerk of the Legislature

PRESENT: 22 Bolner, Borchert, Doxsey, Flesland, Forman, Horton,
Hutchings, Incoronato, Kelsey, MacAvery, Miccio, Perkins,
Rolison, Roman, Sherman, Surman, Thomes, Traudt, Tyner,
Weiss, Wilkinson, White

ABSENT: 3 Amparo, Jeter-Jackson, Serino

PRESENT, LATE: 0

Quorum Present.

Pledge of Allegiance to the Flag, invocation by Father George Sears of St. Mary's Church in Poughkeepsie, followed by a moment of silent meditation.

Commendations and Proclamations

Proclamation: Agricultural Environmental Management Week

Commendation: Hopewell Hose Fire Company #1

Commendation: Reverend Jessie Voyd Bottoms, Jr.

Commendation: Saadia Santos, 2012 Hudson Valley Latino
Scholarship Fund Recipient

Commendation: Glen Morrice, 2012 Hudson Valley Latino
Scholarship Fund Recipient

Commendation: Joash Ward, 2012 Hudson Valley Latino
Scholarship Fund Recipient

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

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

Chairman Rolison entertained a motion to approve the July 16 minutes.

The July 16, 2012 minutes were adopted.

COMMUNICATIONS RECEIVED FOR THE AUGUST 2012 BOARD MEETING

Received from Budget Director, Contingency Account Status as of August 7, 2012.

Received from Wappinger Town Board, Notice of SEQRA Declaration on Intent to be Lead Agency regarding United Wappinger Water District Water Main Extension to NYCDEP and Chelsea Hamlet.

Received from Real Property Tax, Ownership Transfers and Subdivision for January through June 2012.

Received from County Executive, memo appointing Robert Balkind as Acting Commissioner of Public Works.

Received from Town of Kent Town Clerk, Notice of Public Hearing to consider an amendment to Chapter 77 of the Town Code to increase the amount of commercial window signage currently allowed from 10 percent to 35 percent.

Received from NYS Office of Real Property Tax Services, List of Certified 2012 State Equalization Rates.

Received from County Clerk, Summary of Mortgage Tax Received April – September 2012.

At this time, Resolution No. 2012116, Local law 6 of 2012, A Local Law of the County of Dutchess Providing an Exemption from Taxation by the County to Persons with Disabilities and Limited incomes, was relaid on the desks, after being originally laid on desks on April 16, 2012 and amended by sponsor, and considered at a Regular Board Meeting on September 10, 2012.

Roll call vote on the foregoing Resolution No. 2012116 resulted as follows:

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

NAYS: 0

ABSENT: 0

Resolution adopted.

The County Executive signed it into law on September 26, 2012. The effective date was October 16, 2012.

At this time, Resolution No. 2012183, A Local Law No. of 2012, "Hydraulic Fracturing Brine Prohibition Act" that was originally laid on the desks on July 15, 2012, was revised and relaid on the desks. This resolution was tabled in the Government Services and Administration Committee on October 4, 2012.

No further action was taken in 2012.

RESOLUTION NO. 2012185

RE: DECLARING DUTCHESS COUNTY LEAD AGENCY AND THE ADOPTION OF A NEGATIVE DECLARATION IN CONNECTION WITH THE AMENDMENT TO PERMANENT EASEMENT DATED AUGUST 24, 1982 IN CONNECTION WITH PROPERTY OWNED BY THE COUNTY AT 230 NORTH RD., CITY AND TOWN OF POUGHKEEPSIE

Legislators Hutchings and Flesland offer the following and move its adoption:

WHEREAS, this Legislature has before it a companion resolution seeking authorization for the County Executive to execute an Amended Grant of Easement and Right of Way in connection with Central Hudson's acquisition of an additional 765 square feet +/- of real property located at 230 North Road, in the Town and City of Poughkeepsie for the purpose of installing a new relief valve, in association with the replacement of the existing gas regulator station as required by NYS Code, and

WHEREAS, 6 NYCRR 617 requires the designation of a lead agency from among the involved agencies before a determination of significance can be made, and Dutchess County has been identified as the only involved agency for the subject action, and

WHEREAS, the acquisition of this real property is an unlisted action pursuant to the State Environmental Quality Review Act, and

WHEREAS, the Dutchess County Department of Public Works has prepared a Short Environmental Assessment Form and based thereon, concluded the proposed acquisition is an unlisted action which will not have a significant adverse impact on the environment, and

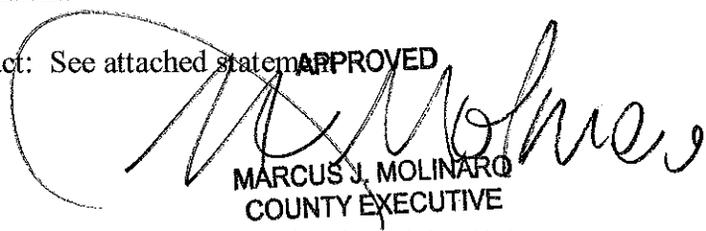
WHEREAS, it is the purpose of this Legislature, in adopting this Resolution, to establish Dutchess County as the lead agency for this action and to adopt the Short Environmental Assessment Form and Negative Declaration, attached hereto, which sets forth the basis for its conclusion that the acquisition will not have a significant adverse impact on the environment, now, therefore, be it

RESOLVED, Dutchess County hereby assumes lead agency status with respect to the above referenced sale, adopts and confirms the Short Environmental Assessment Form and Negative Declaration attached hereto concluding the proposed Amendment to the Grant of Easement and Right of Way to Central Hudson for the purpose of installing a new relief valve, in association with the replacement of the existing gas regulator station, as required by NYS Code, will not have a significant adverse impact on the environment.

CA-112-12 CAB/ca/R-0902 7/16/12 Fiscal Impact: See attached statement

STATE OF NEW YORK
COUNTY OF DUTCHESS

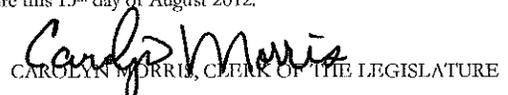
ss:


APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

Date 8/14/2012

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


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: Brad Barclay

Appendix C

State Environmental Quality Review

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR County of Dutchess	2. PROJECT NAME Central Hudson Easement purchase at 230 North Road
3. PROJECT LOCATION: Municipality Poughkeepsie County Dutchess	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) 230 North Road, Poughkeepsie, NY 12601-1328 Parcel#134689-6062-02-976554	
5. PROPOSED ACTION IS: <input checked="" type="checkbox"/> New <input type="checkbox"/> Expansion <input type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: Sale of .015 acre easement by Dutchess County to Central Hudson for the purpose of installing a new relief valve, in association with the replacement of the existing gas regulator station, as required by NYS Code.	
7. AMOUNT OF LAND AFFECTED: Initially <u>0.015</u> acres Ultimately <u>0.015</u> acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open Space <input checked="" type="checkbox"/> Other Describe: The property is the site of Dutchess County's Mental Hygiene offices.	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: <u>County of Dutchess</u> Date: <u>6/1/12</u> Signature: <u>Brad Barely</u>	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.
 Yes No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.
 Yes No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:
 No, the property already has gas service. The additional 0.015 acre easement is required to accommodate the installation of an associated relief valve, as required by NYS Code. Any disturbed area will be restored, after installation.

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:
 The property is houses the Dutchess County Mental Hygiene offices and the easement is required to make the existing gas service meet code.

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:
 The impacted area involves 0.015 acres of existing lawn, which will be restored after installation of the relief valve.

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:
 No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:
 No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:
 No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:
 No

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?
 Yes No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?
 Yes No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

- Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.
- Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

County of Dutchess

 Name of Lead Agency

Charles E. Traver

 Print or Type Name of Responsible Officer in Lead Agency

Charles E. Traver

 Signature of Responsible Officer in Lead Agency

6/1/12

 Date

Commissioner of Public Works

 Title of Responsible Officer

Brad Barzley

 Signature of Preparer (If different from responsible officer)

Reset

State Environmental Quality Review
NEGATIVE DECLARATION
Notice of Determination of Non-Significance

Project Number

Date: 6/1/12

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The County of Dutchess as lead agency, has determined that the proposed action described below will not have a significant adverse environmental impact and a Draft Impact Statement will not be prepared.

Name of Action:

Central Hudson Easement purchase at 230 North Road

SEQR Status: Type 1
Unlisted

Conditioned Negative Declaration: Yes
 No

Description of Action:

Sale of .015 acre easement by Dutchess County to Central Hudson for the purpose of installing a new relief valve, in association with the replacement of the existing gas regulator station, as required by NYS Code.

Location: (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

230 North Road, Poughkeepsie, NY 12601-1328 Parcel#134689-6062-02-976554

Reasons Supporting This Determination:

(See 617.7(a)-(c) for requirements of this determination ; see 617.7(d) for Conditioned Negative Declaration)

The involved property is the site of the Dutchess County Mental Hygiene offices and has gas service. The additional 0.015 acre easement is required to accommodate the installation of an associated relief valve, as required by NYS Code. The impacted area involves 0.015 acres of existing lawn, which will be restored after installation of the relief valve.

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

For Further Information:

Contact Person: Brad Barclay

Address: 22 Market Street, Poughkeepsie, NY 12601

Telephone Number: (845) 486-2121

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is sent to:

Chief Executive Officer , Town / City / Village of

Other involved agencies (If any)

Applicant (If any)

Environmental Notice Bulletin, 625 Broadway, Albany NY, 12233-1750 (Type One Actions only)

185

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 22 - Town of Beekman	Hutchings (C)		

Present: 12 Resolution: Total : 12 0
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012185 DECLARING DUTCHESS COUNTY LEAD AGENCY AND THE ADOPTION OF A NEGATIVE DECLARATION IN CONNECTION WITH THE AMENDMENT TO PERMANENT EASEMENT DATED AUGUST 24, 1982 IN CONNECTION WITH PROPERTY OWNED BY THE COUNTY AT 230 NORTH ROAD, CITY AND TOWN OF POUGHKEEPSIE

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22 Resolution: ✓ Total : 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 6

2012185 DECLARING DUTCHESS COUNTY LEAD AGENCY AND THE
 ADOPTION OF A NEGATIVE DECLARATION IN
 CONNECTION WITH THE AMENDMENT TO PERMANENT
 EASEMENT DATED AUGUST 24, 1982 IN CONNECTION
 WITH PROPERTY OWNED BY THE COUNTY AT 230 NORTH
 ROAD, CITY AND TOWN OF POUGHKEEPSIE

Date: 8/13/12

RESOLUTION NO. 2012186

RE: AUTHORIZE AMENDMENT TO PERMANENT EASEMENT TO CENTRAL HUDSON DATED AUGUST 24, 1982 IN CONNECTION WITH PROPERTY OWNED BY THE COUNTY AT 230 NORTH RD., CITY AND TOWN OF POUGHKEEPSIE

Legislators Hutchings and Flesland offer the following and move its adoption:

WHEREAS, this Legislature authorized the County Executive to execute a Permanent Easement to Central Hudson over property owned by the County located at 230 North Rd. in the City and Town of Poughkeepsie by Resolution No. 98 of 1982, and

WHEREAS, the Commissioner of Public Works has advised that Central Hudson desires to amend that Permanent Easement by expanding the property that is the subject of the easement and correcting the description of the original easement, and

WHEREAS, Central Hudson has submitted an Amendment to Grant of Easement and Right of Way document for the County Executive to execute, and

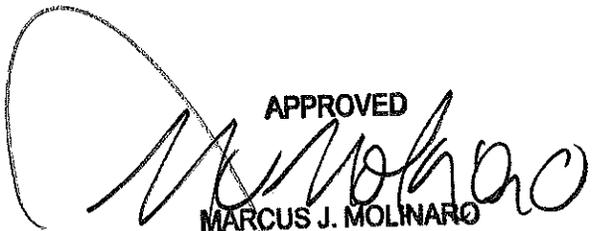
WHEREAS, Central Hudson has offered to pay the County the sum of \$2,000 for the additional property, which consists of approximately 765 square feet, and

WHEREAS, the additional property is needed by Central Hudson to install a new natural gas regulator station to replace the existing station and a relief valve that will be attached to the new regulator station, and

WHEREAS, there will be no cost to the County in the performance of this work, now, therefore, be it

RESOLVED, that the County Executive hereby is authorized, empowered and directed to execute the Amendment to Grant of Easement and Right of Way document in substantially the same form as annexed hereto.

CA-111-12
CAB/ca/R-0902
7/16/12

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/16/2012

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

AMENDMENT TO GRANT OF EASEMENT AND RIGHT OF WAY

THIS AMENDMENT is made as of this ____ day of _____, 2012 by **Dutchess County**, having an office at 22 Market Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "Grantor") for the benefit of **CENTRAL HUDSON GAS & ELECTRIC CORPORATION**, a New York corporation having an office at 284 South Avenue, Poughkeepsie, New York 12601 (hereinafter referred to as "Grantee").

WITNESSETH:

WHEREAS, Grantor owns certain property in the City and Town of Poughkeepsie, Dutchess County, New York known by the street address of 230 North Road, Poughkeepsie, NY and shown on the tax map of the Town of Poughkeepsie as Tax Lots No.6062-02-976554 and shown on the tax map of the City of Poughkeepsie as Tax Lot No. 6162-45-00354, said property being hereinafter referred to as the "Grantor's Property"); and

WHEREAS, Grantor previously granted a certain easement and right of way to Grantee pursuant to a Grant of Right of Way dated March 24, 1982 as recorded in the Dutchess County Clerk's Office on August 24, 1982 in Liber 1585 at Page 429 over above mentioned Tax Lot No. 6162-45-976554 hereinafter referred to as the "Right of Way Agreement"); and

WHEREAS, Grantor desires to amend the description of the easement and right of way set forth in the Right of Way Agreement so as to correct the existing easement area as the as well as add additional property to the easement all as more specifically provided for herein;

NOW, THEREFORE, in consideration of the foregoing, Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor hereby covenants and agrees as follows:

1. The easement and right of way granted and provided for in the Right of Way Agreement is hereby corrected as described in Exhibit A, Exhibit B and Exhibit C attached hereto and made a part hereof (hereinafter referred to as the "Relocated Easement").
2. Grantor hereby grants and conveys to Grantee an additional easement and right of way in and to the parcel of land described in Exhibit A, Exhibit B and Exhibit C for the purposes of installing a gas relief valve and its associated piping and all other appurtenances necessary or adaptable to the present and future needs, uses and purposes of Central Hudson, its successors, assigns, and lessees for any public utility use, as provided for in the Right of Way Agreement and subject to and in accordance with all the terms and provisions contained in the Right of Way Agreement.
3. In all other respects the Right of Way Agreement is hereby ratified and affirmed and continues in full force and effect in accordance with its terms.

4. The terms and provisions of this instrument are binding on and shall inure to the benefit of the parties hereto and their respective heirs, personal representatives, successors and assigns.
4. This instrument shall be recorded in the Office of the Dutchess County Clerk.

IN WITNESS WHEREOF, Grantor has executed this instrument as of the day and year first above written.

By: _____

(Print Name & Title of Signator)

(Print Name of Corporation, Partnership, etc.)

EXHIBIT A

CORRECTED DESCRIPTION OF EASEMENT
THROUGH LANDS OF DUTCHESS COUNTY

ALL THAT PARCEL OF LAND SITUATE in the Town and City of Poughkeepsie, County of Dutchess, and State of New York, being a correction and redescription of the Easement granted to Central Hudson Gas & Electric Corporation as recorded in Deed Liber 1585 at page 429, said easement being more particularly bounded and described as follows:

BEGINNING at a point in the easterly face of a stone wall on the westerly bounds of North Road (also known as Washington Street in the City of Poughkeepsie), at the southeast corner of the herein described easement, said point being North $14^{\circ}12'30''$ East 4 feet from a rebar found set at the southeast corner of lands conveyed to the County of Dutchess as recorded in Deed Liber 1268 at page 230, said corner being on the division line with lands conveyed to the City of Poughkeepsie as recorded in Deed Liber 502 at page 317, and running thence through said lands of the County of Dutchess, North $77^{\circ}42'15''$ West 55.00 feet to a point, thence North $14^{\circ}12'30''$ East 10.01 feet to a point, thence South $77^{\circ}42'15''$ East 55.00 feet to a point on the easterly face of aforementioned stone wall on the westerly bounds of Washington Street, thence along the westerly bounds of Washington Street and along the easterly face of the stone wall, South $14^{\circ}12'30''$ West 10.01 feet to the place of beginning.

Containing 550 square feet.

EXHIBIT B

DESCRIPTION OF NEW EASEMENT
THROUGH LANDS OF DUTCHESS COUNTY

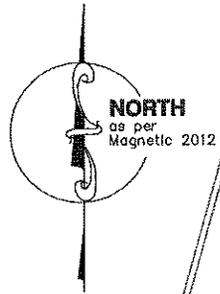
ALL THAT PARCEL OF LAND SITUATE in the Town and City of Poughkeepsie, County of Dutchess, and State of New York, being a new Easement to be granted to Central Hudson Gas & Electric Corporation, said easement being more particularly bounded and described as follows:

BEGINNING at a point in the easterly face of a stone wall on the westerly bounds of North Road (also known as Washington Street in the City of Poughkeepsie), at the southeast corner of the herein described easement, said point being North $14^{\circ}12'30''$ East 14.01 feet from a rebar found set at the southeast corner of lands conveyed to the County of Dutchess as recorded in Deed Liber 1268 at page 230, said corner being on the division line with lands conveyed to the City of Poughkeepsie as recorded in Deed Liber 502 at page 317, and running thence through said lands of the County of Dutchess, along the northerly bounds of an existing Easement, North $77^{\circ}42'15''$ West 12.77 feet to a point, thence North $14^{\circ}12'30''$ East 60.00 feet to a point, thence South $77^{\circ}42'15''$ East 12.77 feet to a point on the easterly face of aforementioned stone wall on the westerly bounds of North Road, thence along the westerly bounds of North Road and along the easterly face of the stone wall, South $14^{\circ}12'30''$ West 60.00 feet to the place of beginning.

Containing 765.48 square feet.

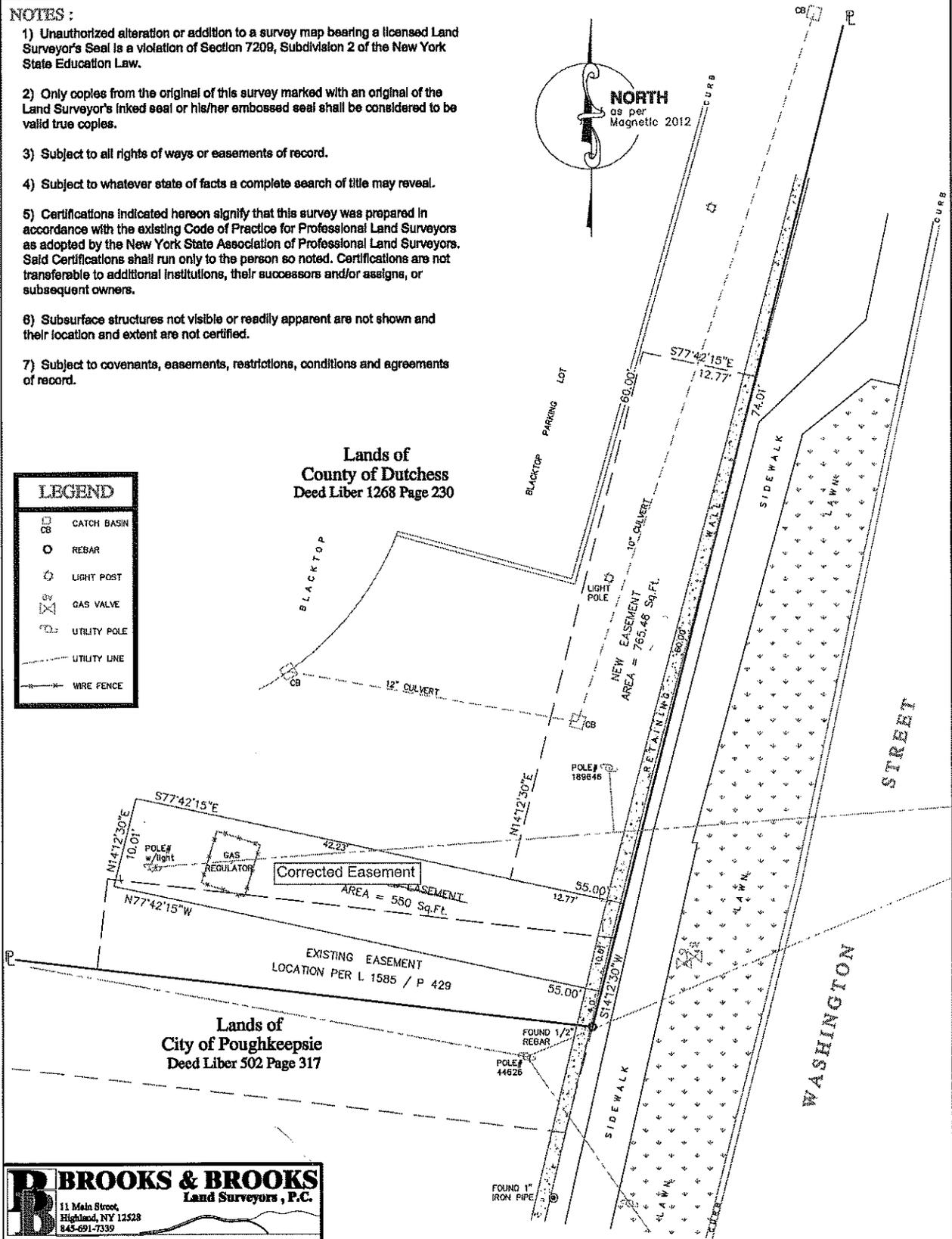
NOTES :

- 1) Unauthorized alteration or addition to a survey map bearing a licensed Land Surveyor's Seal is a violation of Section 7209, Subdivision 2 of the New York State Education Law.
- 2) Only copies from the original of this survey marked with an original of the Land Surveyor's inked seal or his/her embossed seal shall be considered to be valid true copies.
- 3) Subject to all rights of ways or easements of record.
- 4) Subject to whatever state of facts a complete search of title may reveal.
- 5) Certifications indicated hereon signify that this survey was prepared in accordance with the existing Code of Practice for Professional Land Surveyors as adopted by the New York State Association of Professional Land Surveyors. Said Certifications shall run only to the person so noted. Certifications are not transferable to additional institutions, their successors and/or assigns, or subsequent owners.
- 6) Subsurface structures not visible or readily apparent are not shown and their location and extent are not certified.
- 7) Subject to covenants, easements, restrictions, conditions and agreements of record.



LEGEND	
	CATCH BASIN
	REBAR
	LIGHT POST
	GAS VALVE
	UTILITY POLE
	UTILITY LINE
	WIRE FENCE

**Lands of
County of Dutchess
Deed Liber 1268 Page 230**



**Lands of
City of Poughkeepsie
Deed Liber 502 Page 317**

BROOKS & BROOKS
Land Surveyors, P.C.
11 Main Street
Highland, NY 12528
845-691-7339

Patricia Paul Brooks, L.S. Registration No. 49795
Richard C. Brooks, L.S. Registration No. 49600

I HEREBY CERTIFY that this map is a true representation of a survey performed by this office in the field on 04 June, 2012 in accordance with the existing codes of practice as adopted by the New York State Association of Professional Land Surveyors and the same is certified to:

Central Hudson Gas & Electric Corp.

BY: Patricia Paul Brooks, L.S.
map check 5/21/12
clearance check 6/22/12

© Copyright, 2012, by Brooks and Brooks, L.S., P.C. 19 June, 2012 JOB#8095 DRAWING\8095easce.DWG

**MAP OF SURVEY
PROPOSED EASEMENT PREPARED FOR
Central Hudson Gas & Electric Corp.**



GRAPHIC SCALE : IN FEET
1 inch = 10 ft.

186

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 22 - Town of Beekman	Hutchings (C)		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 12 0
 Yes No
 Abstentions: 0

2012186

AUTHORIZE AMENDMENT TO PERMANENT EASEMENT TO
 CENTRAL HUDSON DATED AUGUST 24, 1982 IN
 CONNECTION WITH PROPERTY OWNED BY THE COUNTY
 AT 230 NORTH ROAD, CITY AND TOWN OF POUGHKEEPSIE

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22 Resolution: ✓ Total : 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 6

2012186 AUTHORIZE AMENDMENT TO PERMANENT EASEMENT TO
 CENTRAL HUDSON DATED AUGUST 24, 1982 IN
 CONNECTION WITH PROPERTY OWNED BY THE COUNTY
 AT 230 NORTH ROAD, CITY AND TOWN OF POUGHKEEPSIE

Date: 8/13/12

RESOLUTION NO. 2012187

RE: APPOINTMENT OF ROBERT BALKIND AS ACTING COMMISSIONER OF PUBLIC WORKS

Legislators Hutchings, Flesland, Horton, Perkins, Incoronato, and Sherman offer the following and move its adoption:

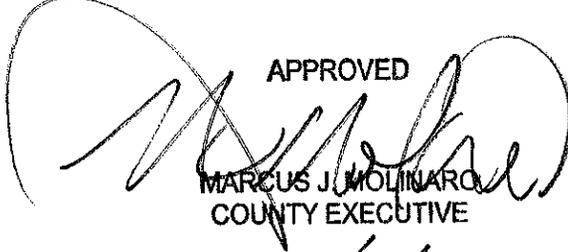
WHEREAS, pursuant to Section 3.04 of the Dutchess County Charter, the County Executive appointed Robert Balkind as the Acting Commissioner of Public Works effective June 30, 2012, and

WHEREAS, the County Executive has requested that Mr. Balkind's appointment be extended for a period of time through February 8, 2013, and

WHEREAS, pursuant to Section 3.04 of the Charter, this Legislature has the authority to extend Mr. Balkind's appointment, now therefore, be it

RESOLVED, that Robert Balkind's appointment as Acting Commissioner of Public Works is extended through February 8, 2013, retroactive to August 8, 2012.

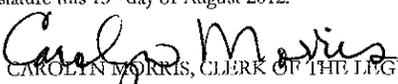
CA-109-12
ca/G-0188
7/12/12

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

187

Public Works and Capital Projects Roll Call *Sponsors*

<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 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 15 - Towns of Poughkeepsie and Wappinger	Incoronato	<input type="checkbox"/>	<input type="checkbox"/>
District 18 - City of Beacon	Forman (VC)	<input type="checkbox"/>	<input type="checkbox"/>
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman	<input type="checkbox"/>	<input type="checkbox"/>
District 22 - Town of Beekman	Hutchings (C)	<input type="checkbox"/>	<input type="checkbox"/>

Present: 12 Resolution: Total : 12 0
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012187 APPOINTMENT OF ROBERT BALKIND AS ACTING
 COMMISSIONER OF PUBLIC WORKS

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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 - Armenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 22 Resolution: ✓ Total : 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012187 APPOINTMENT OF ROBERT BALKIND AS ACTING
 COMMISSIONER OF PUBLIC WORKS

Date: 8/13/12

RESOLUTION NO. 2012188

RE: AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT (PIN 8753.78)

Legislators Hutchings, Flesland, Kelsey and Perkins offer the following and move its adoption:

WHEREAS, a Project for the Replacement of CR 2 (Amenia Union-Leedsville Road) over Mill Creek (BIN 3342640) in the Town of Amenia, identified as PIN 8753.78 (the Project) is eligible for funding under Title 23 US Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, Resolution Nos. 420 of 1995, 980362, 208399 and 209230 adopted by the Dutchess County Legislature on December 18, 1995, November 27, 1998, December 8, 2008 and July 13, 2009 respectively, approved and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering work, and

WHEREAS, it was subsequently found necessary to undertake additional preliminary engineering work not contemplated in the original agreement authorized by the previous Resolutions, and

WHEREAS, it has been found necessary to increase the federal and non-federal share of costs for the additional preliminary engineering work for the Project, and

WHEREAS, Dutchess County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of additional preliminary engineering work for the Project or portions thereof, now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby approves the above-subject Project, and be it further

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the cost of additional preliminary engineering work for the Project or portions thereof, and be it further

RESOLVED, that the sum of \$42,000 (\$168,000 minus previously authorized amount of \$126,000) is hereby appropriated and made available from Capital Project H 0289 – 2000 Bridges (ISTEA-TEA21) and made available to cover the cost of participation in the above phases of the Project, and be it further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and be it further

RESOLVED, that the County Executive be and he hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid with the New York State Department of Transportation on behalf of the County of Dutchess in connection with the advancement or approval of the above referenced Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, and be it further

RESOLVED, that this resolution shall take effect immediately.

CA-106-12

CAB/ca/C-4481

7/11/12

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


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 \$ 42,000

Total Current Year Revenue \$ 39,900
and Source

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

Identify Line Items(s):
H0289.5120.3450.213

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: \$39,900

Net County Cost (this year): \$2,100
Over Five Years: _____

Additional Comments/Explanation:

This F.I.S. is related to the Resolution Request to accept the Supplemental Agreement # 4 from NYSDOT for additional funding for the Preliminary Engineering phase of PIN 8753.78 CR 2 (Leedsville Road) over Tributary to Webatuck Creek, Town of Amenia, Dutchess County (Bridge A-16)

Prepared by: Rosanne M. Hall, Contract Specialist

188

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 22 - Town of Beekman	Hutchings (C)		

Present: 12 Resolution: ✓ Total : 12 0
 Absent: 0 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2012188 AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT (PIN 8753.78)

Date: 8/9/12

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	absent	
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	absent	
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	absent	
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	Sherman		
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: 22 Resolution: ✓ Total : 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012188 AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE
 FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE
 "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A
 TRANSPORTATION FEDERAL-AID PROJECT (PIN 8753.78)

Date: 8/13/12

RESOLUTION NO. 2012189

RE: AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF WAPPINGER FOR MAINTENANCE OF THE TOWN OF WAPPINGER PORTION OF THE DUTCHESS RAIL TRAIL

Legislators Hutchings, Flesland, Perkins, Amparo, Incoronato, and Bolner offer the following and move its adoption:

WHEREAS, by Resolution Nos. 208397 and 2010224 this Legislature approved Intermunicipal Agreements with the Town of Wappinger (Town) for maintenance of the Town of Wappinger portion of the Dutchess Rail Trail, and

WHEREAS, the County and Town desire to continue their agreement and enter into a new Intermunicipal Agreement for the term January 1, 2012 to December 31, 2013, and

WHEREAS, pursuant to Article 5-G of the General Municipal Law, the County and the Town are authorized to enter into such agreement, and

WHEREAS, the Town has already approved the maintenance agreement, a copy of which is attached hereto, and

WHEREAS, the proposed agreement will benefit both the Town and the County, now, therefore, be it

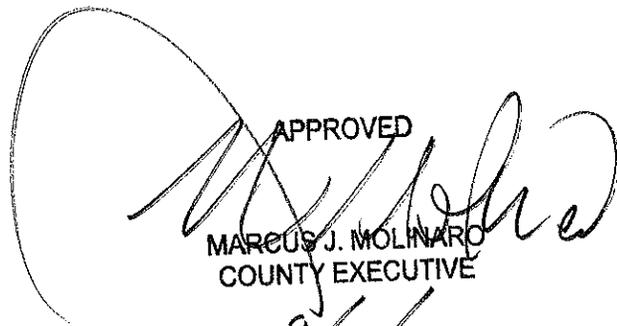
RESOLVED, that this Legislature hereby approves the proposed Intermunicipal Agreement and authorizes the County Executive to execute such Agreement with the Town of Wappinger in substantially the same form attached hereto.

CA-105-12

CAB/ca/G-1391-D-K

7/10/12

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

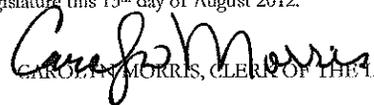
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROL J. MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 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: _____

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

Additional Comments/Explanation:

The Maintenance agreement between the County and the Town of Wappinger will have no fiscal impact.

Prepared by: Steven J. Olsen , Director of Parks

INTERMUNICIPAL AGREEMENT

THIS AGREEMENT, made this _____ day of _____, 2012, by and between the COUNTY OF DUTCHESS, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "COUNTY") and the TOWN OF WAPPINGER, a municipal corporation with its offices at 20 Middlebush Road, Wappingers Falls, New York, 12590 (hereinafter referred to as the "TOWN")

WITNESSETH:

WHEREAS, the County is in the process of constructing the Dutchess Rail Trail ("Trail") which traverses through the Towns of Poughkeepsie, LaGrange, Wappinger and East Fishkill, and,

WHEREAS, the Town wishes to assist the County in providing proper maintenance for that portion of the Trail that traverses through the Town of Wappinger so as to encourage its use,

NOW, THEREFORE, it is mutually agreed by and between the parties hereto as follows:

1. SCOPE OF SERVICES. The Town shall assist the County in the repair and maintenance of the Trail by providing the services as set forth on Exhibit "A," "Scope of Services," attached hereto and made a part hereof.

2. TERM OF AGREEMENT. The term of this Agreement is January 1, 2012, to December 31, 2013. Representatives of the County and the Town will meet prior to November 1 of each year hereafter to review each party's maintenance responsibilities.

3. COUNTY TO INDEMNIFY THE TOWN. The County shall defend, protect, and indemnify the Town for damages done to property, injury, or death to persons resulting from the negligence of the County's employees in connection with this agreement.

4. TOWN TO INDEMNIFY COUNTY. The Town shall defend, protect, and indemnify the County for damages done to property, injury or death to persons resulting from the negligence of the Town's employees in connection with this agreement.

5. INSURANCE REQUIREMENTS. At all times during the term of this agreement, the parties agree to maintain the following insurance and shall provide proof thereof to each other in the form of a Certificate of Insurance:

(a) Statutory Worker's Compensation coverage in compliance with the Compensation Law of the State of New York.

(b) General Liability Insurance coverage in the comprehensive or commercial general liability form in the amount of five million dollars (\$5,000,000.00) per occurrence. The parties agree to list each other as additional insured.

6. DISPUTES. The parties agree that should disagreements arise in connection with this agreement that the parties will jointly choose an arbitrator to hear and resolve the disagreement. In the event the parties are unable to agree upon an arbitrator within two (2) weeks from demand of the other party, either party to this Agreement may make application to any resident Justice of the New York State Supreme Court, sitting in Dutchess County, to appoint an arbitrator. The parties will equally divide the cost of the arbitrator

7. ENTIRE AGREEMENT. The terms of this Agreement, including its attachments and exhibits, represent the final intent of the parties. Any modification, rescission or waiver of the terms of this Agreement must be in writing and executed and acknowledged by the parties with the same formalities accorded this basic Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

APPROVED AS TO FORM:

County Attorney's Office

ACCEPTED : COUNTY OF DUTCHESS

BY: _____
Marcus J. Molinaro
County Executive

APPROVED AS TO CONTENT:

Charles J. Shaw
Department of Public Works

TOWN OF WAPPINGER

BY: Barbara A. Gutzler
Print Name: Barbara A Gutzler
Title: Town Supervisor

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

On the 22 day of June, 2012 before me, the undersigned, personally appeared BARBARA A Gutzler 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.

Barbara L. Roberti
Notary Public

BARBARA L. ROBERTI
Notary Public, State of New York
Reg. No. 01RO6130344
Dutchess County
My Commission Expires July 18, 2013

DUTCHESS RAIL TRAIL

SCOPE OF SERVICES FOR MAINTENANCE AGREEMENT

The following are the categories of repair, maintenance and improvements which the parties contemplate will be necessary for the Dutchess Rail Trail:

1. Substantial Repairs- The County shall be responsible for all major repairs and/or replacement of any improvements associated with the Rail Trail including, but not limited to capital improvements, pavement or surface maintenance and repair, including surface of jogging trail. For the purposes of this paragraph the term "substantial and/or major repairs" shall mean any repair costing more than \$100.00 in materials or requiring more than five man hours.

2. Miscellaneous or Minor Repairs. The Town shall perform minor repairs to fence railings, nature and information stations, benches and other similar improvements to the Rail Trail and related appurtenances. For the purposes of this paragraph, a minor repair shall be deemed to be any repair requiring less than five man hours and material supplied by the County. The Town shall only be responsible for minor repairs and not any replacements to original improvements made by the County. An example of a minor repair is the repair or replacement of one or two fence rails or the repair of one or two bench slats.

The County shall perform more substantial repairs to fence railings, nature and information stations, benches and other similar improvements to the Rail Trail. The County shall stockpile or obtain for the Town's use those materials that would typically be needed for minor repairs. It is expressly understood that the Town shall not be required to replace any improvements.

3. Inspection and Monitoring- The County and the Town will conduct biweekly inspections of the Rail Trail to identify obstacles, hazards, or items needing repair or maintenance. The Town will notify the County as soon as practicable, of those obstacles, hazards or items needing repair maintenance that are the County's responsibility under the terms of this agreement. During the months of January through March, the County and Town will conduct monthly inspections as conditions permit. The Town shall be permitted to use a motor vehicle when conducting its inspections.

4. Vegetation Removal - The County shall be responsible for a regular schedule of coarse vegetation maintenance, including cutting, clearing and removal, to limit encroachment on the trail. This work shall be performed a minimum of twice a year in June and August. At a minimum, the Town shall perform light trimming and removal of small tree limbs, branches and encroaching brush in May and July and upon request of the County. The County and the Town shall conduct additional vegetation removal as needed.

5. Mowing. The County shall brush hog the shoulders of the Rail Trail a minimum of four (4) times per year. The Town shall mow all of the areas surrounding the Rail Trail

improvements such as parking areas, nature and information stations and benches, a minimum of six (6) times per year.

6. Garbage Removal- Prior to the completion of the construction of the Rail Trail, the County shall remove all litter, junk and debris from any portion of the Rail Trail that is being developed.

7. Litter Removal- The County will place litter receptacles in parking areas only. The County shall remove garbage, litter and other small debris on a weekly basis. The County will install signs that indicate that the Rail Trail is a carry in/carry out linear park. The County shall empty the trash cans located in the parking areas. The County and the Town will use best efforts to have garbage, litter and debris removal undertaken by volunteer organizations. Any such volunteer organizations must be approved by the County before undertaking this work.

8. Graffiti- The County and the Town shall work together on a case by case basis when removal of graffiti is required. When the Town performs graffiti removal operations, the County shall supply paint and/or other materials which would be required. Graffiti removal shall be treated as a minor repair by the Town.

9. Surface Maintenance During Winter Months- It is anticipated that the Rail Trail shall be kept in its natural condition during winter months, with neither the Rail Trail nor access walkways being plowed or sanded. The Town agrees to plow and sand the designated Rail Trail parking areas as soon as practicable considering the Town's road plowing and sanding requirements. The Town shall sweep the parking areas on an annual basis during the spring of each year. The County shall post signs in each parking area indicating that the Rail Trail, parking areas and walkways can be used by the public at their own risk.

10. Sign Repair Notification- The County shall inspect the condition and placement of required signs in its periodic inspections of the Rail Trail. During its bi-weekly inspections, the Town shall notify the County of any repairs that may be needed to any signs. Such notification by the Town shall be deemed gratuitous and failure to notify the County of any apparent need for sign repair shall not be deemed a violation of this Agreement. It shall be the County's duty to maintain, repair and/or replace any signs.

11. Drainage Upkeep/Storm Water Management Facilities- The Town shall inspect the drainage culverts and storm water management facilities on or near the Rail Trail on an annual basis during the spring of each year to determine the existence of blockages and perform routine maintenance operations such as cleaning culvert inlets that are located along the trail and catch basins which are located in parking lots only. The County, upon notice by the Town, shall be responsible for removal of drainage blockages and associated repairs. It is not the intent of this paragraph to transfer the County's responsibilities under the MS4 regulations to the Town.

12. Animal Control- The Town shall notify the County of the existence of beaver dams or other similar animal related nuisances so that the County can address the particular situation.

13. Emergencies- Both the County and the Town shall have the right to close any section of the Rail Trail for emergency or safety purposes. The Town official who makes the decision to close the Rail Trail shall contact the appropriate fire, police and rescue authorities, post the closed trail sign and contact the 24 hour dispatcher at the Dutchess County Department of Public Works Highway Systems Management Division at (845) 486-2900. The following items of information should be provided to the dispatcher: the nature and location of the incident, the end points of the closed segment of the Rail Trail, the time and expected duration of the closure and what, if any assistance is requested from the County. The following Town officials are hereby authorized by the Town Board to close any portion of the Rail Trail within the Town for emergency or safety purposes: Supervisor, Deputy Supervisor, Highway Superintendent or Director of Recreation.

14. Police Presence- The Town shall not be responsible to provide any police patrol or response to any incidents at/on the Rail Trail. The County shall be responsible, to the extent practical, for curing and/or remedying any points of unauthorized access or encroachment.

189

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 22 - Town of Beekman	Hutchings (C)		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total : 12 0
 Yes No
 Abstentions: 0

2012189 AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE
 TOWN OF WAPPINGER FOR MAINTENANCE OF THE TOWN OF
 WAPPINGER PORTION OF THE DUTCHESS RAIL TRAIL

Date: 8/9/12

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	absent	
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	absent	
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	absent	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012189 AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE
 TOWN OF WAPPINGER FOR MAINTENANCE OF THE TOWN OF
 WAPPINGER PORTION OF THE DUTCHESS RAIL TRAIL

Date: 8/13/12

RESOLUTION NO. 2012190

RE: AUTHORIZING GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF AGRICULTURE NATURAL RESOURCES CONSERVATION SERVICE

Legislators Hutchings, Flesland, Bolner, Kelsey, Wilkinson, Weiss, and Perkins offer the following and move its adoption:

WHEREAS, the Acting Commissioner of Public Works has advised that the United State Department of Agriculture Natural Resources Conservation Service (NRCS) has awarded the County a grant for debris removal and stream restoration at Wappingers Creek near DeGarmo Road (CR 43) in the Towns of Poughkeepsie and LaGrange, and

WHEREAS, the Project cost is estimated at \$108,000 and the NRCS grant will provide up to \$81,244 in federal funding and will provide an additional grant of up to 7.5% of the actual construction costs to offset in-house expenses for technical services (engineering, survey inspection, etc.), and

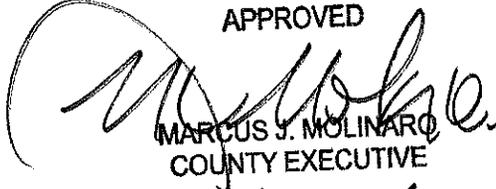
WHEREAS, the program will require a local match of 25% of the actual cost of constructing emergency watershed protection measures which are estimated to be \$27,000, and

WHEREAS, sources are being pursued to offset the County's share which include FEMA, NYSDEC and other grant programs, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the grant agreement, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept the grant award from the United State Department of Agriculture Natural Resources Conservation Service (NRCS) 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.

CA-121-12
CAB/ca/G-0188
7/17/12
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/12

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 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


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 \$ 108,000

Total Current Year Revenue \$ 81,244

and Source

\$27,000 Revenue is from NRCS Emergency Watershed Protection (EWP) Program. Other funding sources will be sought to cover \$27,000 County share (NYSDEC, FEMA)

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

Identify Line Items(s):

H0431.5110.3250

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): \$27,000

Over Five Years: _____

Additional Comments/Explanation:

DPW is seeking additional funds to offset the \$27,000 County share for this project.

Prepared by: Robert H. Balkind, Commissioner

STATE: NEW YORK
 PROJECT: Dutchess EWP
 AGREEMENT NO.: _____

UNITED STATES DEPARTMENT OF AGRICULTURE
 NATURAL RESOURCES CONSERVATION SERVICE
PROJECT AGREEMENT

LOCALLY LED CONTRACTING

THIS AGREEMENT is hereby entered into by and between the Dutchess County DPW hereinafter called the Sponsor; and the Natural Resources Conservation Service, United States Department of Agriculture, hereinafter called NRCS.

WITNESSETH THAT:

WHEREAS, under the provisions of Section 216 of Public Law 81-516, Emergency Watershed Protection Program, and Title IV of the Agricultural Credit Act of 1978, Public Law 95-334, NRCS is authorized to assist the Sponsor in relieving hazards created by natural disasters that cause a sudden impairment of a watershed, and

WHEREAS, NRCS and the Sponsor agree to install emergency watershed protection measures to relieve hazards and damages created by Irene/Lee flooding of 2011.

NOW, THEREFORE, in consideration of the premises and of the several promises to be faithfully performed by the parties hereto as set forth, the Sponsor and NRCS do hereby agree as follows:

- A. It is agreed that the following-described work is to be constructed at an estimated cost not to exceed \$ 81,244.50.

<u>DSR No.</u>	<u>Description</u>	<u>Estimate</u>
DU-DPW-01	Wappinger Creek, Co. RTE.43	\$81,244.50

Total Installation Cost		

190

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 22 - Town of Beekman	Hutchings (C)		

Present: 12 Resolution: ✓ Total: 12 0
 Absent: 0 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2012190 AUTHORIZING GRANT AGREEMENT WITH UNITED STATES
 DEPARTMENT OF AGRICULTURE NATURAL RESOURCES
 CONSERVATION SERVICE

Date: 8/9/12

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	absent	
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	absent	
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	absent	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 21 1
 Yes No
 Abstentions: 0

2012190

AUTHORIZING GRANT AGREEMENT WITH UNITED STATES
 DEPARTMENT OF AGRICULTURE NATURAL RESOURCES
 CONSERVATION SERVICE

Date: 8/13/12

RESOLUTION NO. 2012191

RE: AUTHORIZING GRANT AGREEMENTS WITH NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR ACQUISITION OF A PORTION OF THE CSX CORRIDOR LOCATED IN THE CITY AND TOWN OF POUGHKEEPSIE

Legislators Bolner, Borchert, Flesland, Forman, Horton, Hutchings, Incoronato, Kelsey, Miccio, Rolison, Roman, Serino, Sherman, Surman, Thomes, Traudt, Weiss, Wilkinson, Doxsey, Jeter-Jackson, and Perkins offer the following and move its adoption:

WHEREAS, the County Attorney has been advised that the New York State Office of Parks, Recreation and Historic Preservation is providing \$600,000 in grant funding to Poughkeepsie-Highland Railroad Bridge Company, Inc. a.k.a Walkway Over the Hudson (Walkway) for the acquisition of a portion of the CSX corridor located in the City and Town of Poughkeepsie, and

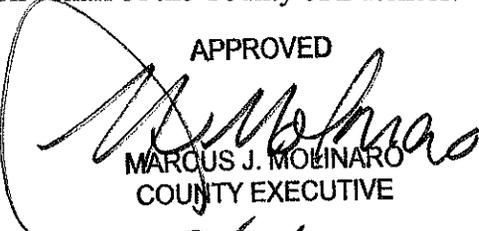
WHEREAS, New York State Office of Parks, Recreation and Historic Preservation has prepared grant agreements with the County and Walkway; to wit: Project No. RTP-11-TA-005 in the sum of \$200,000 for the term April 27, 2011 through November 30, 2012 and Project No. EPF-E10059-T2 in the sum of \$400,000 for the term November 12, 2010 through November 30, 2012, and

WHEREAS, funds will be payable directly to Walkway once all of the conditions of the grant agreements have been met, and

WHEREAS, it is necessary for this Legislature to authorize the County Executive to execute the grant agreements, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to execute any grant agreements from the New York State Office of Parks, Recreation and Historic Preservation in connection with the above acquisition on behalf of the County of Dutchess.

CA-107-12 CAB/ca/C-R-0790-L/R-0790-Y
7/12/12
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/10/2012

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 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 \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

The NYS Office of Parks, Recreation and Historic Preservation is providing \$600K in grant money to Walkway Over the Hudson for the acquisition of the CSX corridor. One of the requirements of the grants is a resolution from the County Legislature authorizing the execution of the grant agreements. Walkway Over the Hudson will also be executing the grant agreements. Once all of the conditions of the grant agreements have been met, NYSOPRHP will release the funds to Walkway Over the Hudson.

Prepared by: Spring Attaway, Research Analyst - Budget

191

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 22 - Town of Beekman	Hutchings (C)		

Present: 12 Resolution: ✓ Total: 12 0
 Absent: 0 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2012191 AUTHORIZING GRANT AGREEMENTS WITH NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR ACQUISITION OF A PORTION OF THE CSX CORRIDOR LOCATED IN THE CITY AND TOWN OF POUGHKEEPSIE

Date: 8/9/12

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	<input checked="" type="checkbox"/>	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 20
 Absent: 3
 Vacant: 0

Resolution:
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012191

AUTHORIZING GRANT AGREEMENTS WITH NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR ACQUISITION OF A PORTION OF THE CSX CORRIDOR LOCATED IN THE CITY AND TOWN OF POUGHKEEPSIE

Date: 8/13/12

RESOLUTION NO. 2012192

RE: AUTHORIZING GRANT AGREEMENT WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2012 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.25)

Legislators Roman, Flesland, Perkins, Wilkinson, and Horton offer the following and move its adoption:

WHEREAS, the Sheriff has advised that the New York State Division of Criminal Justice Services has awarded the County a Byrne JAG grant (DCJS #BJ11632607) in the sum of \$25,000 to be used for Anti-Crime overtime patrols and equipment purchases (Project #BJ12-1015-D00), and

WHEREAS, the grant covers the period April 1, 2012 to March 31, 2013, and

WHEREAS, it is necessary for this Legislature to authorize acceptance of the grant agreement and to amend the 2012 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 New York State Division of Criminal Justice Services in connection with the above project, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2012 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3110.25.1050	Overtime	\$ 5,000
A.3110.25.4750	Other Equipment	10,869
A.3110.25.4123	Safety Supplies	9,131
		<u>\$ 25,000</u>

REVENUES

Increase

A.3110.25.30890.14 Other St Aid Justice Services APPROVED \$25,000

CA-120-12 KPB/ca/C-8549
7/17/12 Fiscal Impact: See attached statement

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/16/12

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 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.

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 \$ 25,000

Total Current Year Revenue \$ 25,000
and Source

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

Identify Line Items(s):

A.3110.25.1050	\$5,000
A.3110.25.4750	\$10,869
A.3110.25.4123	\$9,131
A.3110.25.30890	\$25,000

Related Expenses: Amount \$ _____

Nature/Reason:

Grant Purchase

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

The Sheriff's Office has been awarded a Division of Criminal Justice Services JAG Grant in the amount of \$25,000. The purpose of this grant is Anti-Crime overtime patrols (\$5,000) and equipment purchases (\$20,000). The County Executive has previously electronically accepted this award and we are now seeking legislative approval and amendmend or our 2012 budget in the amount of \$25,000 for spending.

Prepared by: Maureen Sarigianis

192

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		absent
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	White		
District 12 - Town of East Fishkill	Weiss		absent
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 10
 Absent: 2
 Vacant: 0

Resolution: ✓
 Motion:

Total :
 Yes No
 Abstentions:

2012192

AUTHORIZING GRANT AGREEMENT WITH NEW YORK STATE
 DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING
 THE 2012 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE
 SHERIFF (A.3110.25)

Date: 8/9/12

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	absent	
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	absent	
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	absent	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012192

AUTHORIZING GRANT AGREEMENT WITH NEW YORK STATE
 DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING
 THE 2012 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE
 SHERIFF (A.3110.25)

Date: 8/13/12

RESOLUTION NO. 2012193

RE: AUTHORIZING GRANT AGREEMENT WITH FM GLOBAL AND AMENDING THE 2012 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE (A.3410)

Legislators Bolner, Borchert, Flesland, Forman, Horton, Hutchings, Incoronato, Kelsey, Miccio, Rolison, Roman, Serino, Sherman, Surman, Thomes, Traudt, Weiss, Wilkinson, and Perkins offer the following and move its adoption:

WHEREAS, the Emergency Response Coordinator has advised that FM Global Factory Mutual Insurance Company has awarded the County a grant in the sum of \$2,000 to purchase equipment for fire investigators, and

WHEREAS, the funds will be used to purchase cameras for Fire Investigation Members, and

WHEREAS, it is necessary for this Legislature to authorize the grant and to amend the 2012 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 FM Global in connection with the above project and further authorizes and empowers the County Executive to execute any necessary 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 2012 Adopted County Budget as follows:

APPROPRIATIONS

Increase

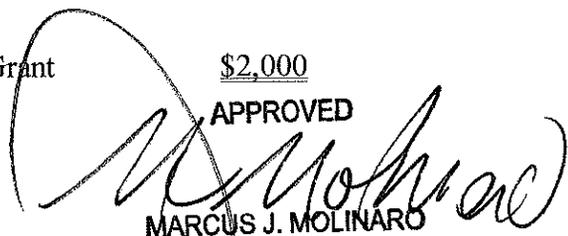
A.3410.4160 Office Supplies \$2,000

REVENUES

Increase

A.3410.15890.19 Other Safety- FID Grant \$2,000

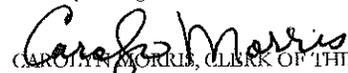
CA-108-12 CAB/ca/G-0148-A
7/11/12 Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


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 \$ 2,000

Total Current Year Revenue \$ 2,000
and Source

Grant from FM Global

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

Identify Line Items(s):

A.3410.4160
A.3410.15890.19

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Laurie Colgan

193

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 checked="" type="checkbox"/>
District 5 - Town of Poughkeepsie	Roman (C)	<input type="checkbox"/>	<input type="checkbox"/>
District 9 - City of Poughkeepsie	White	<input type="checkbox"/>	<input type="checkbox"/>
District 12 - Town of East Fishkill	Weiss	<input type="checkbox"/>	<input checked="" type="checkbox"/>
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	<input type="checkbox"/>	<input type="checkbox"/>

Present: 10
 Absent: 2
 Vacant: 0

Resolution:
 Motion:

Total : 10 0
 Yes No
 Abstentions: 0

2012193

AUTHORIZING GRANT AGREEMENT WITH FM GLOBAL AND AMENDING THE 2012 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY RESPONSE (A.3410)

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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>22</u>	Resolution:	<u>✓</u>	Total :	<u>22</u>	<u>0</u>
Absent:	<u>3</u>	Motion:	<u> </u>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2012193 AUTHORIZING GRANT AGREEMENT WITH FM GLOBAL
 AND AMENDING THE 2012 ADOPTED COUNTY BUDGET
 AS IT PERTAINS TO THE DEPARTMENT OF EMERGENCY
 RESPONSE (A.3410)

Date: 8/13/12

RESOLUTION NO. 2012194

RE: AUTHORIZING GRANT AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2012 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.10)

Legislators Roman, Flesland, Horton, Weiss, Bolner, Wilkinson, Perkins, and Doxsey offer the following and move its adoption:

WHEREAS, the District Attorney has been advised by the New York State Division of Criminal Justice Services that Dutchess County has been awarded a grant for the period May 1, 2012 through April 30, 2013 for a High Risk Implementation Project and is eligible to receive \$29,900 in funding for this 100% State funded project, and

WHEREAS, the purpose of this program is to provide training for the Justice Systems and Domestic Violence Programs and to aid law enforcement agencies in increasing protections for high risk domestic violence victims and accountability of offenders which will increase victim safety and offender accountability by mobilizing the community to identify high risk domestic violence cases and supporting the creation of a high risk team to address these cases, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the grant agreement and to amend the 2012 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 offer made by the 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 authorized, empowered and directed to amend the 2012 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1165.10.4412 Grant Project Costs \$29,900

REVENUES

Increase

A.1165.10.43200.11 Crime Control

CA-104-12 LDF/ca/C-5294-G 7/10/12
Fiscal Impact: See attached statement

\$29,900 APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.

Carole 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 \$ 29,900

Total Current Year Revenue \$ 29,900

and Source
DIVISION OF CRIMINAL JUSTICE SERVICES

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

Identify Line Items(s):

A.1165.10.4412 Grant Project Costs

Related Expenses: Amount \$ 29,900

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Funds will be used to provide training for the Justice Systems and Domestic Violence Programs and to aid law enforcement agencies in increasing protections for high risk domestic violence victims and accountability of offenders. This is to increase victim safety and offender accountability by mobilizing the community to identify high risk domestic violence cases and supporting the creation of a high risk team to address these cases.

Prepared by: Deb Patora/Gina Barry

194

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	absent	
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	White		
District 12 - Town of East Fishkill	Weiss	absent	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 10 Resolution: Total: 10 0
 Absent: 2 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012194

AUTHORIZING GRANT AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2012 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.10)

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22 Resolution: ✓ Total : 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012194 AUTHORIZING GRANT AGREEMENT WITH THE NEW
 YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES
 AND AMENDING THE 2012 ADOPTED COUNTY BUDGET AS
 IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.10)

Date: 8/13/12

RESOLUTION NO. 2012195

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

Legislators Bolner, Serino, Horton, and Perkins offer the following and move its adoption:

WHEREAS, the United States Congress enacted the Trade Adjustment Assistance (TAA) Program and the Workforce Investment Act of 1998 (WIA) 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 – 9/30/13, 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 Program and amend the following accounts:

APPROPRIATIONS

Increase (Decrease)

FY 2011

CD6292.2011.4813 TAA Participant Funding \$ 1,500

REVENUES

Increase (Decrease)

FY 2011

CD6292.2011.47910.22 TAA Participant Funding \$ 1,500

CA-119-12

CRC/LK/ca G-1263

7/17/12

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/12

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have herunto set my hand and seal of said Legislature this 13th day of August 2012.


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 \$ 1,500

Total Current Year Revenue \$ 1,500
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

195

Family and Human Services 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 Beacor	MacAvery*		
District 4 - Town of Hyde Park	Serino (VC)	absent	
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		
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: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 11 0
 Yes No
 Abstentions: 0

2012195 AUTHORIZING ACCEPTANCE OF FUNDING UNDER THE THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: 8/9/12

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	<i>absent</i>	<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	<i>absent</i>	<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	<i>absent</i>	<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	Sherman	<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: 22
 Absent: 3
 Vacant: 0

Resolution:
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012195

AUTHORIZING ACCEPTANCE OF FUNDING UNDER THE
 THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: 8/13/12

RESOLUTION NO. 2012196

RE: APPOINTMENTS AND REAPPOINTMENTS TO THE CITIZENS ADVISORY COMMITTEE ON DOMESTIC VIOLENCE

Legislators BOLNER, SERINO, THOMES, HORTON and PERKINS offer the following and move its adoption:

WHEREAS, by Resolution No. 421 of 1989, the Dutchess County Legislature did create a Citizens Advisory Committee on Domestic Violence the members of which are to appointed by the Chairman of the Legislature subject to confirmation by the County Legislature, and

WHEREAS, by Resolution No. 42 of 1993, the membership of such committee was fixed at 12 members, and

WHEREAS, the Chairman of the Legislature has appointed and reappointed the following members to the Citizenship Advisory Committee on Domestic Violence:

Appointments

Susan M. Haight
23 Miller Road
Poughkeepsie, NY 12603
(Replacing Kathy Graham)

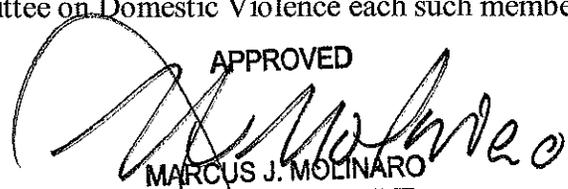
Hilda Cozza
132 Robinson Lane
Wappingers Falls, NY 12590
(Replacing Catherine Poluzzi)

Reappointment

Elaine Anderson
Leah Feldman
Judith Lombardi
Jason Mark
Peter Alan Phipps
Deborah M. Reeves-Duncan
Lisa Rubenstein
Marjorie Smith
Janice Weinstein

now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby confirm the aforesaid appointments to the Citizens Advisory Committee on Domestic Violence each such member to serve a term to expire on June 30, 2013.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

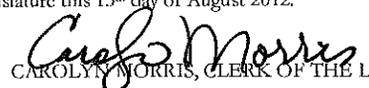
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Susan M.Haight
23 Miller Road
Poughkeepsie, NY 12603
Phone: (845) 471-8921 E-mail: erikmegbrian@yahoo.com

Professional Experience:

- 1977-1978 Hudson River Psychiatric Center
• Staff Nurse: RN1
- 1978-2006 Saint Francis Hospital
• Registered Nurse: Promoted to RNII, RNIII, RNIV
• Experience: Specialized in psychiatric nursing on the Adult and Adolescent In-Patient Units.
• Responsibilities: Active member of the Treatment Team formulating and implementing measurable treatment goals and objectives including coordinating treatment from admission to discharge and consumer's family participation. Liaison to third party payers for the purpose of pre-approving insurance claims.
• Management Experience: Orientation and mentoring of new Registered Nurses regarding treatment plans, developing measurable goals and objectives. Acquainting new staff to guidelines established by monitoring agencies including the NYS Office of Mental Health, NYS Alcohol and Substance Abuse and Joint Commission of Accreditation of Hospitals.
- 2006-2010 Dutchess County Department of Mental Hygiene
• Community Mental Health Nurse
• Responsibilities: Assessment and intake for prospective patients. Provide individual and group therapy, provide and implement Treatment team therapies, act as a consumer advocate with agencies and families, providing consumer education, administering medications, monitoring laboratory results, working closely with staff psychiatrists
- 2010-Present Hudson Valley Mental Health- Director of Quality Assurance and Risk Management.
• Additional Job Requirements: Meticulous organizational skills and close adherence of policy. Working knowledge and experience of monitoring agencies, authorities and procedures.

Education:

1973-1976 Hudson River Psychiatric Center School of Nursing

References Provided Upon Request



Hilda Cozza

Manager
Licensed Real Estate Broker Associate

La Grange
Office: 845-473-2800
Cell: 845-464-6771
Fax: 845-473-5404
HCozza@weichertrealtors.net

Professional Credentials

- **July 2011-Present, Manager for Weichert Realtors Lagrange Office**
- February 2011-July 2011, Co-Manager for Weichert, Realtors—LaGrange Office
- New York State Licensed Broker Associate
- Member National, NYS and Dutchess County Association of Realtors
- Member of the Mid-Hudson Multiple Listing Service and Westchester-Putnam Multiple Listing Service

Professional Honors

- 2004 Ambassador's Club
- 2003 President's Club
- 2002 Ambassador's Club
- 2001 Executive's Club
- 2000 Realtors Recognition Award

Education and Training

- Management Training with Weichert Realtors' NY RVP, 2011
- Advanced Certification, Buyer's Specialist
- Advanced Certification, New Home Specialist
- Graduate, Floyd Wickman Sales Training Course, 1999 and 2002
- Graduate, Hudson Valley Institute for Real Estate and Appraisal Studies, 1994
- Graduate, Commerce Business and Trade School, Yonkers, NY, 1969-1973

Professional Experience

- Currently assist office manager with managerial activities including weekly meetings, career night seminars, daily recruitment calls, and meeting with experience and inexperience prospects
- Assistant Purchasing Agent, Carvel Corporation, Yonkers, NY
- Registrar, Office Manager and Principal's Assistant, Yonkers School District, Yonkers, NY

Personal Background

- Homeowner in Dutchess County since 1992 with my husband, Vinnie, and children, Richard and Angelina



196

Family and Human Services 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 Beacor	MacAvery*		
District 4 - Town of Hyde Park	Serino (VC)	<i>absent</i>	
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		
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: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 11 0
 Yes No
 Abstentions: 6

2012196 APPOINTMENTS AND REAPPOINTMENTS TO CITIZENS
 ADVISORY COMMITTEE ON DOMESTIC VIOLENCE

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012196 APPOINTMENTS AND REAPPOINTMENTS TO CITIZENS
 ADVISORY COMMITTEE ON DOMESTIC VIOLENCE

Date: 8/13/12

RESOLUTION NO. 2012197

RE: APPOINTMENT TO THE DUTCHESS COUNTY BOARD OF HEALTH

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

WHEREAS, there exists a vacancy on the Board of Health; and

WHEREAS, Lobsang T. Lhungay, M.D. has expressed an interest in being appointed to such vacancy, now, therefore, be it

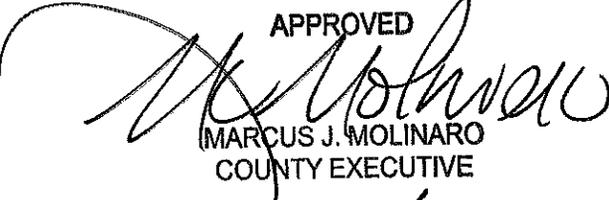
RESOLVED, that the Dutchess County Legislature does hereby appoint Lobsang T. Lhungay, M.D. said term commencing immediately, and expiring as set forth below, as a member of the Dutchess County Board of Health.

Appointment

Lobsang T. Lhungay, M.D.
23 Manor Drive
Poughkeepsie, NY 12603
(Physician Appointment)
(Filling unexpired term of Steve Miles Lapidus, M.D.)

Term Expires

December 31, 2012

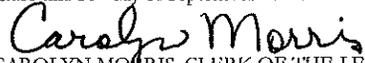
APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/2012

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 10th day of September 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 10th day of September 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Pulled

Family and Human Services 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 Beacor	MacAvery*		
District 4 - Town of Hyde Park	Serino (VC)		
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		
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: _____

Resolution: _____

Total : _____

Absent: _____

Motion: _____

Yes

No

Vacant: _____

Abstentions: _____

2012197

APPOINTMENT TO THE DUTCHESS COUNTY BOARD OF HEALTH

Date: 8/9/12

197

Family and Human Services 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 Beacor	MacAvery*		
District 4 - Town of Hyde Park	Serino (VC)	absent	
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		
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	absent	

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

2012197 APPOINTMENT TO THE DUTCHESS COUNTY BOARD OF HEALTH

Date: 9/6/12

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	Sherman		
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

2012197 APPOINTMENT TO THE DUTCHESS COUNTY BOARD OF HEALTH

Date: 9/10/12

The foregoing Resolution No. 2012197, Appointment to the Dutchess County Board of Health, was pulled from the August agenda and considered at the September 10, 2012, board meeting.

Roll call vote at that time resulted as follows:

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

NAYS: 0

ABSENT: 0

Resolution adopted.

RESOLUTION NO. 2012198

RE: APPOINTMENTS AND REAPPOINTMENTS TO THE VETERANS AFFAIRS COMMITTEE

Legislators INCORONATO, THOMES, AMPARO, MacAVERY, KELSEY, HORTON, PERKINS, and BOLNER offer the following and move its adoption:

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

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

WHEREAS, there exists vacancies on the Veterans Affairs Committee, and

WHEREAS, Raymond C. Chase, Jr., Alec A. Pandaleon III, and Howard Krakower each have expressed their desire to be reappointed, and

WHEREAS, J. Scott Marxer and John J. Thomas, have expressed an interest in being appointed to such vacancies, now, therefore, be it

RESOLVED, that Raymond C. Chase, Jr., Alec A. Pandaleon III, and Howard Krakower are hereby reappointed to the Veterans Affairs Committee for terms ending November 30, 2013, and be it further

RESOLVED, that J. Scott Marxer and John J. Thomas are hereby appointed to the Veterans Affairs Committee for terms ending November 30, 2012 and November 30, 2013, and be it further

RESOLVED, that the reappointments and appointments of the following individuals to the Veterans Affairs Committee are hereby confirmed:

REAPPOINTMENTS

Raymond C. Chase, Jr.
11 Downey Avenue
Wappingers Falls, NY 12590

Alec A. Pandaleon, III
7 North Shanks Road
Clinton Corners, NY 12514

Howard Krakower
42 South Gate Drive
Poughkeepsie, NY 12601

TERM EXPIRATION

11/30/13

11/30/13

11/30/13
APPROVED

MARGUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

APPOINTMENTS

TERM EXPIRATION

J. Scott Marxer
19 Kim Lane
Poughkeepsie, NY 12601

11/30/12

John J. Thomas
P.O. Box 153
19 Highland Drive
Millerton, NY 12546

11/30/13

and be it

RESOLVED, that the appointments/reappointments of the Legislative members be concurrent with their term of office and serve at the pleasure of the Chairman, and be it further

RESOLVED, that terms of office for the citizens appointments shall commence immediately.

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

198

Family and Human Services 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 Beacor	MacAvery*		
District 4 - Town of Hyde Park	Serino (VC)	absent	
District 7 - Town of Hyde Park	Perkins		
District 9 - City of Poughkeepsie	White		
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		
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: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 11 0
 Yes No
 Abstentions: 0

2012198 APPOINTMENTS AND REAPPOINTMENTS TO THE VETERANS AFFAIRS COMMITTEE

Date: 8/9/12

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	absent	
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	absent	
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	absent	
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	Sherman		
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: 22 Resolution: ✓ Total : 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012198 APPOINTMENTS AND REAPPOINTMENTS TO THE VETERANS AFFAIRS COMMITTEE

Date: 8/13/12

Laid on Desks by Mail and Placed in Legislators Boxes 7/26/12
Government Services & Administration

RESOLUTION NO. 2012199

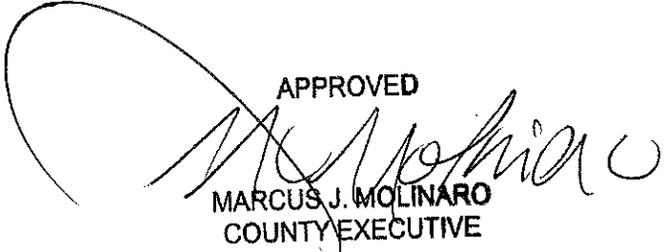
RE: LOCAL LAW NO. 5 OF 2012, A LOCAL LAW
SUPERSEDING COUNTY LAW SECTION 250 (7) AND
AUTHORIZING PART COUNTY SEWER DISTRICTS IN A
TERRITORY WHOLLY WITHIN ONE VILLAGE OR WITHIN
THAT PORTION OF ONE TOWN OUTSIDE OF A VILLAGE

Legislators ROLISON, KELSEY, SURMAN, and PERKINS offer the following
and move its adoption:

RESOLVED, that the Legislature of the County of Dutchess adopt Local Law No.
5 of 2012 which has been submitted this day for consideration by said Legislature.

CA-122-12
JMF/ca/G-1183
7/23/12

Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/2012

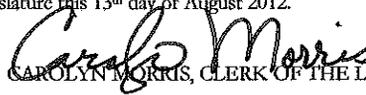
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. 5 of 2012

RE: A LOCAL LAW SUPERSEDING COUNTY LAW SECTION 250 (7) AND AUTHORIZING PART COUNTY SEWER DISTRICTS IN A TERRITORY WHOLLY WITHIN ONE VILLAGE OR WITHIN THAT PORTION OF ONE TOWN OUTSIDE OF A VILLAGE

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

SECTION 1. Legislative Intent and Purpose. This Local Law is enacted to allow the establishment of a county sewer district within a single town or village. The purpose of this Local Law is to allow the superseding of County Law Section 250(7).

SECTION 2. County Law Section 250 Superseded. It is the intent of this Local Law to supersede County Law Section 250(7) which limits the formation of county sewer districts as follows: "Except in the county of Suffolk, no county district shall be established hereunder which shall consist wholly of territory within one city, within one village or within that portion of one town outside of a village".

SECTION 3. County Sewer Districts Allowed in a Single Town or Village. County sewer districts formed under New York County Law Section 250 may be established in the County of Dutchess consisting wholly of territory within one village or within that portion of one town outside of a village notwithstanding the limitation set forth above in New York County Law Section 250(7).

SECTION 4. Effective Date. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State.

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Prepared by: Bridget Barclay, Executive Director, DCWWA

199

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 Beacor	MacAvery*		
District 9 - City of Poughkeepsie	White (VC)		
District 12 - Town of East Fishkill	Weiss	absent	
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 20 - Town of Red Hook	Traudt		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey (C)		

Present: 11 Resolution: ✓ Total : 11 0
 Absent: 1 Motion: ✓ Yes No
 Vacant: 0 Abstentions: 0

2012199 LOCAL LAW NO. OF 2012 "A LOCAL LAW SUPERSEDING COUNTY LAW SECTION 250 (7) AND AUTHORIZING PART COUNTY SEWER DISTRICTS IN A TERRITORY WHOLLY WITHIN ONE VILLAGE OR WITHIN THAT PORTION OF ONE TOWN OUTSIDE OF A VILLAGE

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012199

LOCAL LAW NO. OF 2012 "A LOCAL LAW SUPERSEDING COUNTY LAW SECTION 250 (7) AND AUTHORIZING PART COUNTY SEWER DISTRICTS IN A TERRITORY WHOLLY WITHIN ONE VILLAGE OR WITHIN THAT PORTION OF ONE TOWN OUTSIDE OF A VILLAGE

Date: 8/13/12

At this time, the foregoing local law Resolution No. 2012199, that was laid on the desk by mail and placed in Legislators boxes July 26, 2012, was considered.

Roll call vote on the foregoing Resolution No. 2012199 resulted as follows:

AYES: 22 Bolner, Borchert, Doxsey, Flesland, Forman, Horton, Hutchings, Incoronato, Kelsey, MacAvery, Miccio, Perkins, Rolison, Roman, Sherman, Surman, Thomes, Traudt, Tyner, Weiss, Wilkinson, White

NAYS: 0

ABSENT: 3 Amparo, Jeter-Jackson, Serino

Resolution adopted.

The County Executive signed it into law on September 12, 2012. The effective date was September 21, 2012.

RESOLUTION NO. 2012200

RE: APPOINTMENT AND REAPPOINTMENTS TO THE DUTCHESS COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL

Legislators TRAUDT, AMPARO, BOLNER, KELSEY, SURMAN, and HORTON offer the following and move its adoption:

WHEREAS, vacancies exist effective July 1, 2012, on the Dutchess County Environmental Management Council; and

WHEREAS, John F. DiGilio, Peter Berasi, and Lalita Malik have expressed their desire to be reappointed to the Dutchess County Environmental Management Council, and

WHEREAS, Christon Robbins has expressed an interest to be appointed to the Dutchess County Environmental Management Council, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby reappoint the following as members of the Dutchess County Environmental Management Council for a two-year term commencing July 1, 2012, and expiring on the 30th day of June 2014,

<u>Reappointment</u>	<u>Term Expires</u>
John F. DiGilio 77 Whittier Boulevard Poughkeepsie, NY 12603	June 30, 2014
Peter Berasi 9 Alpine Drive Hopewell Junction, NY 12533	June 30, 2014
Lalita Malik 61 Patrick Drive LaGrangeville, NY 12540,	June 30, 2014

and, be it further

RESOLVED, that the Dutchess County Legislature does hereby appoint the following as a member of the Dutchess County Environmental Management Council for a two-year term commencing July 1, 2012, and expiring on the 30th day of June 2014:

Appointment
Christon Robbins
706 Wheeler Hill Road
Wappingers Falls, NY 12590
(filling the expired term of Larry Steel)

June 30, 2014

APPROVED



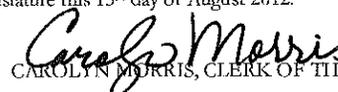
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 8/14/2012

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

200

Environment 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 Beacor	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: 12 Resolution: ✓ Total : 12 0
 Absent: 6 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012200 APPOINTMENT AND REAPPOINTMENTS TO THE DUTCHESS COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012200

APPOINTMENT AND REAPPOINTMENTS TO THE DUTCHESS COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL

Date: 8/13/12

RESOLUTION NO. 2012201

RE: AUTHORIZING EXTENSION AND AMENDMENT OF
LEASE AGREEMENT WITH HOPEWELL DEPOT
RESTORATION CORPORATION

Legislators THOMES, WEISS, TRAUDT, HORTON, FLESLAND,
BORCHERT, AMPARO, PERKINS, and MICCIO offer the following and move its
adoption:

WHEREAS, by Resolution No. 256 of 1997 this Legislature adopted and
confirmed the SEQRA review and Negative Declaration regarding the sale of the
building known as Hopewell Depot and the lease of lands on which it is located in the
Town of East Fishkill, and

WHEREAS, under SEQR Section 617.5, which defines Type II actions,
further review under SEQR is not necessary, and

WHEREAS, by Resolution No. 266 of 1997 this Legislature authorized a
Lease Agreement with Hopewell Depot Restoration Corporation which Lease Agreement
expires on August 31, 2012, and

WHEREAS, the Lease Agreement provides for additional extensions in
fifteen year increments and the parties desire to extend and amend the lease agreement, a
copy of the Extension and Amendment to Lease Agreement is annexed hereto, and

WHEREAS, Dutchess County Administrative Code Section 32.01, states
that leases for real property require the Legislature's approval, now therefore, be it

RESOLVED, that this Legislature approves of the Extension and
Amendment to Lease Agreement between the County of Dutchess and Hopewell Depot
Restoration Corporation, and authorizes the County Executive to execute it in
substantially the same form annexed hereto.

CA-102-12
CAB/ca/G-R-0659-A
7/9/12
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing
resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of
August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


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: Carol A. Bogle, Senior Assistant County Attorney

EXTENSION AND AMENDMENT TO LEASE AGREEMENT

THIS EXTENSION AND AMENDMENT TO LEASE AGREEMENT, made this _____ day of _____, 2012, by and between the COUNTY OF DUTCHESS, a municipal corporation with offices at 22 market Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "COUNTY") and HOPEWELL DEPOT RESTORATION CORPORATION, a not-for-profit corporation whose address is P.O. Box 1044, 36 Railroad Avenue, Hopewell Junction, New York 12533 (hereinafter referred to as the "RESTORATION CORP.").

WITNESSETH:

WHEREAS, the County is the owner of the Dutchess Rail Trail and a building located thereon known as the "Hopewell Depot", situated in the Town of East Fishkill identified as tax Grid No. 132800-6357-02-906965-00, and

WHEREAS, the County and the Restoration Corp. entered into a Lease Agreement dated October 2, 1997 that provided for the transfer of the building known as the Hopewell Depot to the Restoration Corp., the granting of an easement for ingress and egress, and permission to restore the Hopewell Depot, and

WHEREAS, the Restoration Corp. has restored a significant portion of the Hopewell Depot, and

WHEREAS, there is still more restoration work to be done on the Hopewell Depot, and

WHEREAS, said Lease Agreement expires on August 31, 2012, and

WHEREAS, the parties wish to amend and extend said Lease Agreement for another fifteen (15) year term, now, therefore, it is mutually agreed by the parties as follows:

1. LEASE OF LAND AND EASEMENT FOR INGRESS AND EGRESS

Subparagraph (a) is deleted since the Hopewell Depot has been transferred to the Restoration Corp.

(b) Lease of Land: The County hereby leases to the Restoration Corp., for the sum on ONE DOLLAR (\$1.00), for the term and on all of the terms and conditions set forth herein, that portion of the land on which the Hopewell Depot is currently situated located in the Town of East Fishkill, County of Dutchess, State of New York (Grid No. 132800-6357-02-906965-00), more particularly described in Exhibit "A" attached hereto.

(c) Easement for Ingress and Egress: In addition, the County hereby grants an easement to the Restoration Corp. for ingress and egress and a parking area over that portion of the Dutchess Rail Trail extending from the southwesterly terminus of Turner Street, a Town of East Fishkill highway, to the lands described in Exhibit "A" for the reasonable enjoyment of those uses contemplated in this Agreement. This easement shall terminate simultaneously with the termination of this Agreement.

2. USE OF BUILDING AND LANDS has been amended and provides as follows: The Restoration Corp. shall restore the building for use as a museum and Information Center and shall use and occupy the building and the leased lands for these purposes and for no other purpose. In the event that the building is moved to a different location, the Restoration Corp., at its option, may continue to use the building for the same purposes. The Restoration Corp. shall be permitted to sell snack type items and beverages from vending machines. In addition, the Restoration Corp. may sell Hopewell Depot memorabilia items such as tee shirts, hats, pins, bags and the like. However, the

Restoration Corp. must obtain written permission from the County prior to the sale of concession items that are not memorabilia related.

3. TERM. The term is amended as follows: The term of this lease shall be for fifteen (15) years, commencing on the 1st day of September, 2012 and ending on the 31st day of August, 2027. This lease may be extended for additional terms of fifteen (15) years each upon the mutual agreement of both parties.

4. IMPROVEMENTS TO BUILDING AND LANDS. The first sentence of this paragraph will provide as follows: The parties contemplate that the Restoration Corp. will continue to perform certain renovations on the building and will make certain improvements to the lands set forth in Exhibit "A" at its sole cost and expense and in accordance with existing Federal, State and local laws. The County consents to such renovations and improvements, upon the condition that plans for the renovations and improvements be prepared by the Restoration Corp. and be submitted to County Commissioner of Public Works for approval. In addition, the Commissioner must approve, in advance, the location of the parking area. The County agrees that such approval will not be unreasonably withheld.

5. INDEMNIFICATION OBLIGATIONS AND INSURANCE. The insurance requirements are amended to add the following: At all times during the term of this Agreement, the Restoration Corp. shall provide proof of Worker's Compensation Insurance coverage or a completed certificate of attestation of exemption issued by the Worker's Compensation Insurance Board.

6. FIRE OR OTHER CALAMITY. The second sentence as been amended as follows: The repairs, restoration or demolition and removal must be completed within twelve (12) months of the occurrence.

7. NOTICE. The address for the Restoration Corp. has been amended as indicated below. Except as otherwise provided in this Agreement, a bill, statement, notice or communication required to be given pursuant to this Agreement shall be made in writing and addressed to the following or such other person as the parties may designate:

To the County:
Dutchess County Attorney
22 Market Street
Poughkeepsie, New York 12601

To the Restoration Corp.:
Hopewell Depot Restoration Corporation
PO Box 1044, 36 Railroad Avenue
Hopewell Junction, New York 12533

8. UNDERLYING AGREEMENT. All other terms and conditions of the underlying agreement, and any amendment thereto not expressly amended or altered by this agreement, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

APPROVED AS TO FORM:

ACCEPTED : COUNTY OF DUTCHESS

County Attorney

By: _____
Marcus J. Molinaro
County Executive

APPROVED AS TO CONTENT:

HOPEWELL DEPOT RESTORATION
CORPORATION

Department of Public Works

By: _____
Richard M. Taylor, President

Land to be leased to the HOPEWELL DEPOT RESTORATION CORPORATION:

A lease over all that tract or parcel of land situate in the Town of East Fishkill, County of Dutchess, State of New York, bounded and described as follows:

Beginning at a point, said point being 17.0 feet right, measured at a right angle, of station 618+03.96 of the monumented centerline of the former Central New England Railway Company, Poughkeepsie Junction to Hopewell Junction Line, thence S48°11'32"W, 70.0 feet to a point thence N41°48'28"W, 50.0 (±) feet to station 1402+18.37 on the monumented centerline of the former Beacon to Stissing Junction Branch of the aforementioned Central New England Railway Company, thence northerly along said centerline N48°11'32"E, 70.0 feet to station 1401+48.37, thence leaving said centerline S41°48'28"E, 50 feet to the point or place of beginning, being a lease over 0.08 acres, more or less.

Being a Lease over a portion of the lands acquired by Dutchess County from as described in a deed filed in the Office of the County Clerk, County of Dutchess, in Liber of Deeds 1666 at page 184. The aforementioned center lines are as identified and shown on a Rail Road right of Way and Track Map identified as V 80.93 sheet 12, Central New England Railway Company, said map being filed in the Office of the County Clerk, County of Dutchess, as with the above cited deed.

This lease shall include a right of ingress and egress to provide for the reasonable enjoyment of those uses as stipulated in the accompanying agreement over that section of the former rail bed extending from the southwesterly terminus of Turner Street, a Town of East Fishkill Highway, to the above described parcel.

(subject to a disclaimer with regard to a lease of only that interest that the County may have to this property, the description is written as a 70 X 50 box around the building which has dimensions of approximately 45 X 29 as located on the railroad maps. The 70 X 50 appears to have been the limits of the platform around the building.)

201

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>12</u>	Resolution: <input checked="" type="checkbox"/>	Total :	<u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <input type="checkbox"/>		Yes	No
Vacant: <u>0</u>		Abstentions:	<u>0</u>	

2012201 AUTHORIZING EXTENSION AND AMENDMENT OF LEASE
 AGREEMENT WITH HOPEWELL DEPOT RESTORATION
 CORPORATION

Date: 8/9/12

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	absent	
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	absent	
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	absent	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012201 AUTHORIZING EXTENSION AND AMENDMENT OF LEASE
 AGREEMENT WITH HOPEWELL DEPOT RESTORATION
 CORPORATION

Date: 8/13/12

RESOLUTION NO. 2012202

RE: DESIGNATION OF DUTCHESS COUNTY ECONOMIC DEVELOPMENT CORPORATION AS THE TOURISM PROMOTION AGENCY FOR THE COUNTY OF DUTCHESS

Legislators Traudt, Flesland, Borchert, Hutchings, Weiss, Perkins, and Horton offer the following and move its adoption:

WHEREAS, by Resolution No. 335 of 1985, the Dutchess County Legislature designated the Dutchess County Economic Development Corporation as the Tourism Promotion Agency for Dutchess County, and

WHEREAS, it is the intent of this Legislature that the Dutchess County Economic Development Corporation continue as the Tourism Promotion Agency for Dutchess County, and

WHEREAS, the Dutchess County Economic Development Corporation requires the authority of this Legislature to apply for up to \$325,000 in state matching funds, now, therefore, be it

RESOLVED, that the Dutchess County Economic Development Corporation is hereby designated the Tourism Promotion Agency for Dutchess County for the state fiscal year April 1, 2012, through March 31, 2013, and is hereby authorized to apply for state matching funds up to \$325,000, and, be it further

RESOLVED, that if the application for such funding is approved, the Dutchess County Economic Development Corporation shall submit the grant agreement to this Legislature for approval and appropriation prior to commencing any work.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

202

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: 12 Resolution: ✓ Total : 12 0
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 6

2012202

DESIGNATION OF DUTCHESS COUNTY ECONOMIC DEVELOPMENT CORPORATION AS THE TOURISM PROMOTION AGENCY FOR THE COUNTY OF DUTCHESS

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22 Resolution: ✓ Total: 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012202

DESIGNATION OF DUTCHESS COUNTY ECONOMIC DEVELOPMENT CORPORATION AS THE TOURISM PROMOTION AGENCY FOR THE COUNTY OF DUTCHESS

Date: 8/13/12

RESOLUTION NO. 2012203

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF HYDE PARK
ASSESSED UNDER THE NAME OF KINGSTON YORK, LLC
GRID: 133200-6166-01-328788-0000

Legislators Miccio, Perkins, and Flesland offer the following and move its adoption:

WHEREAS, unpaid tax on property in the Town of Hyde Park assessed to Kingston York, LLC for the levy year 2009 and described as Grid No. 133200-6166-01-328788-0000 amounting to \$4,058.70 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 \$9,264.88 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 Kingston York, LLC, 134 West Maple Avenue, Monsey, NY 10952 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-113-12
PB:CM:deb/ca
7/16/2012
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/13/2012

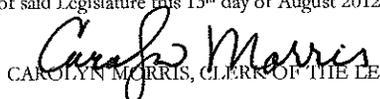
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

203

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	Fiesland*		
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: 12
Absent: 0
Vacant: 0

Resolution: ✓
Motion:

Total : 12 0
Yes No
Abstentions: 0

2012203

QUIT CLAIM DEED, PROPERTY IN THE TOWN OF HYDE PARK
ASSESSED UNDER THE NAME OF KINGSTON YORK, LLC
GRID: 133200-6166-01-328788-0000

Date: 8/9/12

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	absent	
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	absent	
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	absent	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution:
 Motion:

Total: 22 0
 Yes No
 Abstentions: 0

2012203 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF HYDE PARK
 ASSESSED UNDER THE NAME OF KINGSTON YORK, LLC
 GRID: 133200-6166-01-328788-0000

Date: 8/13/12

RESOLUTION NO. 2012204

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF RHINEBECK
ASSESSED UNDER THE NAME OF KALLOP CHRISTOPHER R &
KALLOP CARI
GRID: 135089-6369-00-141653-0000

Legislators Miccio, Perkins, and Flesland offer the following and move its
adoption:

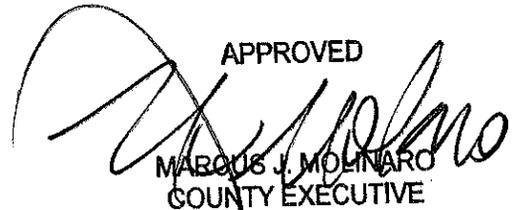
WHEREAS, unpaid tax on property in the Town of Rhinebeck assessed to
Kallop Christopher R & Kallop Cari for the levy year 2009 and described as Grid No.
135089-6369-00-141653-0000 amounting to \$5,641.95 was placed on a List of
Delinquent Taxes filed in the Dutchess County Clerk's Office on November 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 \$18,693.40 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 Christopher R. Kallop and Cari Kallop, 9 Ferrara Drive, 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-114-12
PB:CM:deb/ca
7/16/2012
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing
resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of
August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

204

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 Beacor	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 Fishkil	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: 12
Absent: 0
Vacant: 0

Resolution: ✓
Motion:

Total : 12 0
Yes No
Abstentions: 0

2012204 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF RHINEBECK
ASSESSED UNDER THE NAME OF KALLOP CHRISTOPHER R &
KALLOP CARI
GRID: 135089-6369-00-141653-0000

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total : 22 0
 Yes No
 Abstentions: 0

2012204

QUIT CLAIM DEED, PROPERTY IN THE TOWN OF RHINEBECK
 ASSESSED UNDER THE NAME OF KALLOP CHRISTOPHER R &
 KALLOP CARI
 GRID: 135089-6369-00-141653-0000

Date: 8/13/12

RESOLUTION NO. 2012205

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
ASSESSED UNDER THE NAME OF MEINEL EDYTHE
GRID: 135200-6567-19-715201-0000

Legislators Miccio, Kelsey, Perkins, and Flesland offer the following and
move its adoption:

WHEREAS, unpaid tax on property in the Town of Stanford assessed to
Meinel Edythe (now deceased) for the levy year 2009 and described as Grid No. 135200-
6567-19-715201-0000 amounting to \$323.42 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 \$1,383.24 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 the Estate of Edythe C. Meinel, c/o Steven R Finkelstein, Esq., 90 Broad Street,
Suite 1700, New York NY 10004 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-115-12
PB:CM:deb/ca
7/16/2012
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 7/14/2012

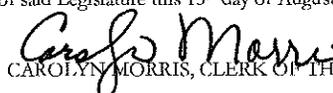
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing
resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of
August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

205

Budget, Finance, and Personnel Committee 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 Beacor	MacAvery*	<input type="checkbox"/>	<input type="checkbox"/>
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	<input type="checkbox"/>	<input type="checkbox"/>
District 7 - Town of Hyde Park	Perkins	<input type="checkbox"/>	<input type="checkbox"/>
District 11 - Towns of Rhinebeck and Clinton	Tyner	<input type="checkbox"/>	<input type="checkbox"/>
District 17 - Town and Village of Fishkil	Miccio (C)	<input type="checkbox"/>	<input type="checkbox"/>
District 18 - City of Beacon	Forman(VC)	<input type="checkbox"/>	<input type="checkbox"/>
District 22 - Town of Beekman	Hutchings	<input type="checkbox"/>	<input type="checkbox"/>
District 24 - Towns of Dover and Union Vale	Surman	<input type="checkbox"/>	<input type="checkbox"/>

Present: 12 Resolution: Total : 12 0
 Absent: 0 Motion: _____ Yes No
 Vacant: 0 Abstentions: 0

2012205 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
 ASSESSED UNDER THE NAME OF MEINEL EDYTHE
 GRID: 135200-6567-19-715201-0000

Date: 8/9/12

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 checked="" 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 checked="" 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 checked="" 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	Sherman	<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: 22 Resolution: Total: 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012205 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
 ASSESSED UNDER THE NAME OF MEINEL EDYTHE
 GRID: 135200-6567-19-715201-0000

Date: 8/13/12

RESOLUTION NO. 2012206

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
ASSESSED UNDER THE NAME OF MEINEL EDYTHE
GRID: 135200-6567-15-662294-0000

Legislators Miccio, Kelsey, Perkins, and Flesland offer the following and
move its adoption:

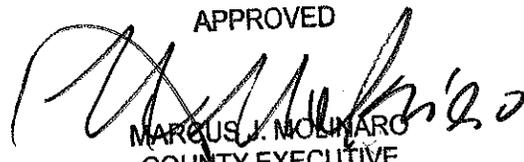
WHEREAS, unpaid tax on property in the Town of Stanford assessed to
Meinel Edythe (now deceased) for the levy year 2009 and described as Grid No. 135200-
6567-15-662294-0000 amounting to \$406.35 was placed on a List of Delinquent Taxes
filed in the Dutchess County Clerk's Office on November 1, 2010 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 \$1,756.17 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 the Estate of Edythe C. Meinel, c/o Steven R Finkelstein, Esq., 90 Broad Street,
Suite 1700, New York NY 10004 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-116-12
PB:CM:deb/ca
7/16/2012
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

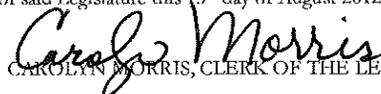
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing
resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of
August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

204

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 Beacor	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 Fishkil	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: 12 Resolution: ✓ Total : 12 0
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012206 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
 ASSESSED UNDER THE NAME OF MEINEL EDYTHE
 GRID: 135200-6567-15-662294-0000

Date: 8/9/12

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	absent	
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	absent	
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	absent	
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	Sherman		
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: 22 Resolution: Total : 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012206 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
 ASSESSED UNDER THE NAME OF MEINEL EDYTHE
 GRID: 135200-6567-15-662294-0000

Date: 8/13/12

RESOLUTION NO. 2012207

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
ASSESSED UNDER THE NAME OF MEINEL EDYTHE
GRID: 135200-6567-15-664304-0000

Legislators Miccio, Kelsey, Perkins, and Flesland offer the following and
move its adoption:

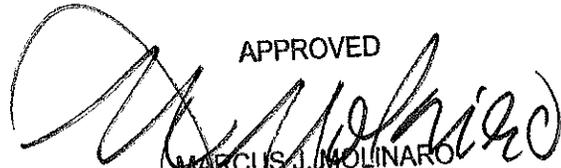
WHEREAS, unpaid tax on property in the Town of Stanford assessed to
Meinel Edythe (now deceased) for the levy year 2009 and described as Grid No. 135200-
6567-15-664304-0000 amounting to \$724.68 was placed on a List of Delinquent Taxes
filed in the Dutchess County Clerk's Office on November 1, 2010 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 \$2,181.95 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 the Estate of Edythe C. Meinel, c/o Steven R Finkelstein, Esq., 90 Broad Street,
Suite 1700, New York NY 10004 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-117-12
PB:CM:deb/ca
7/16/2012
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/12

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 13th day of
August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

207

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 Beacor	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 Fishkil	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: _____	Resolution: _____	Total :	<u>12</u>		<u>0</u>
Absent: _____	Motion: _____		Yes		No
Vacant: _____		Abstentions:	<u>0</u>		

2012207 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
 ASSESSED UNDER THE NAME OF MEINEL EDYTHE
 GRID: 135200-6567-15-664304-0000

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22 Resolution: ✓ Total : 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

2012207 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
 ASSESSED UNDER THE NAME OF MEINEL EDYTHE
 GRID: 135200-6567-15-664304-0000

Date: 8/13/12

RESOLUTION NO. 2012208

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF BEEKMAN
ASSESSED UNDER THE NAME OF WOODIN, JULIA
GRID: 132200-6758-02-843689-0000

Legislators Miccio, Hutchings, and Flesland offer the following and move its adoption:

WHEREAS, unpaid tax on property in the Town of Beekman assessed to Woodin Julia for the levy year 2007 and described as Grid No. 132200-6758-02-843689-0000 amounting to \$6,099.77 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 No. 2008/7887 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 14, 2010, Document # 02 2010 3462, and

WHEREAS, the sum of \$15,000.00 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 Cardinal Assets of NY, LLC, PO Box 305, 30 Mohawk Trail, Pawling, NY 12564 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-118-12
PB:CM:deb/ca
7/16/12
Fiscal Impact: None

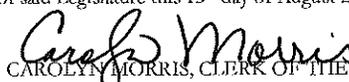
APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

208

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 Beacor	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 Fishkil	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: _____
 Absent: _____
 Vacant: _____

Resolution: _____
 Motion: _____

Total : 12 0
 Yes No
 Abstentions: 0

2012208

QUIT CLAIM DEED, PROPERTY IN THE TOWN OF BEEKMAN
 ASSESSED UNDER THE NAME OF WOODIN, JULIA
 GRID: 132200-6758-02-843689-0000

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22 Resolution: Total : 22 0
 Absent: 3 Motion: _____ Yes No
 Vacant: 0 Abstentions: 0

2012208 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF BEEKMAN
 ASSESSED UNDER THE NAME OF WOODIN, JULIA
 GRID: 132200-6758-02-843689-0000

Date: 8/13/12

RESOLUTION NO. 2012209

RE: AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE (PIN 8755.81)

Legislators HUTCHINGS, PERKINS, and FLESLAND offer the following and move its adoption:

WHEREAS, a project for the Replacement of CR 41 (Crum Elbow Road) over Fallkill Creek (BIN3343170), in the Town of Hyde Park, Dutchess County, identified as PIN 8755.81 (the "Project"), is eligible for funding under Title 23, U.S. Code, as amended, calls for the apportionment of the costs for such project to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, Resolution No. 417 of 1995 and Resolution No. 980363 adopted by Dutchess County on December 18, 1995 and November 9, 1998 respectively, approved and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering and right-of-way incidental work, and

WHEREAS, it is subsequently found necessary to undertake additional preliminary engineering work not contemplated in the original agreement authorized by the previous Resolutions, and

WHEREAS, it has been found necessary to increase the federal and non-federal share of costs for the additional preliminary engineering work for the project, and

WHEREAS, Dutchess County desires to advance the subject Project by making a commitment of 100% of the non-federal share of the costs for the additional preliminary engineering work for the Project or portions thereof, now therefore, be it

RESOLVED, that Dutchess County Legislature hereby approves the above subject project, and it is further

RESOLVED, that the Dutchess County Legislature hereby authorizes Dutchess County to pay in the first instance 100% of the federal and non-federal share of the cost of the additional preliminary engineering work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$51,000.00 (\$208,620 minus previous \$157,620) is hereby appropriated pursuant to H0289.5120.3450.213-2000 Bridges (ISTEA/TEA 21) and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, this Legislature shall convene as soon as

possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive be and he hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Dutchess with the New York State Department of Transportation in connection with the advancement or approval of the Project providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

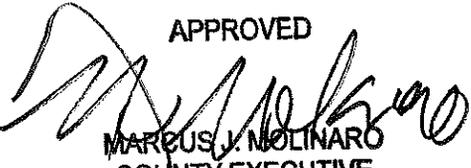
RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, that this Resolution shall take effect immediately.

CA-123-12

CAB/ca/kvh/C-4479

Fiscal Impact: See attached statement.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

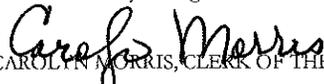
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


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 \$ 51,000

Total Current Year Revenue \$ 48,450
and Source

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

Identify Line Items(s):

H0289.5120.3450.213 - 2000 Bridges - ISTE/TEA 21

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: \$48,450

Net County Cost (this year): \$2,550

Over Five Years: _____

Additional Comments/Explanation:

This F.I.S. is related to the Resolution request to accept the Supplemental Agreement #5 for additional funding for the Preliminary Engineering phase of the Federal Aid project PIN 8755.81 Replacement of Crum Elbow Rd. (CR 41) over Fallkill Creek (Bridge H-20), Town of Hyde Park.

Prepared by: Rosanne M. Hall, Contract Specialist - DPW - Engineering/Highway - 486-2924

209

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 22 - Town of Beekman	Hutchings (C)		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total: 12 0
 Yes No
 Abstentions: 0

2012209

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE (PIN 8755.81)

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion:

Total: 22 0
 Yes No
 Abstentions: 0

2012209

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE (PIN 8755.81)

Date: 8/13/12

RESOLUTION NO. 2012210

RE: APPOINTMENT OF JOSHUA E. MACKEY, ESQ.
TO THE RESOURCE RECOVERY AGENCY BOARD

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

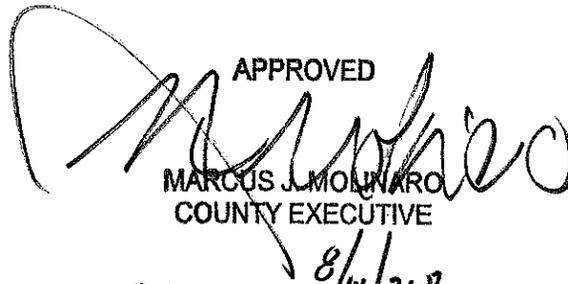
WHEREAS, there exists a vacancy on the Board of the Dutchess County
Resource Recovery Agency by reason of the expiration of the term of Douglas Nestler,
and

WHEREAS, Public Authorities Law Section 2047-c provides for the
appointment of one member of the Dutchess County Resource Recovery Agency jointly
by the County Executive and the Chairman of the Legislature, subject to the confirmation
of the Legislature, and

WHEREAS, the County Executive and the Chairman of the Dutchess
County Legislature have jointly appointed Joshua E. Mackey, Esq. of Millbrook, New
York to fill such vacancy effective August 13, 2012, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby ratify and
confirm the appointment of Joshua E. Mackey, Esq. to the Board of the Dutchess County
Resource Recovery Agency for a term to expire on December 31, 2014.

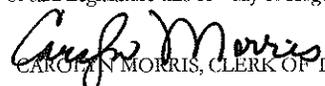
CA-124-12
kh G-852
8/3/12

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 8/14/2012

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing
resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of
August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

210

Environment 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 Beacor	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: 12 Resolution: ✓ Total : 12 ⁽²⁾ 1
 Absent: 0 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2012210 APPOINTMENT OF JOSHUA E. MACKEY, ESQ. TO THE RESOURCE RECOVERY AGENCY

Date: 8/9/12

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	<i>absent</i>	
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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
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: 22

Absent: 3

Vacant: 0

Resolution: ✓

Motion: —

Total: 21 1

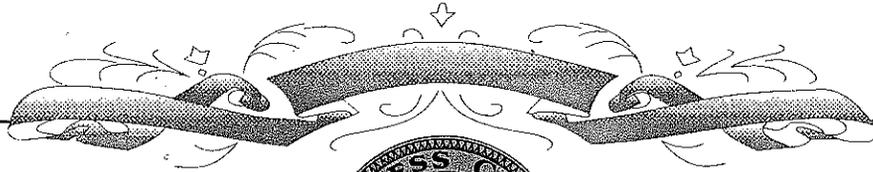
Yes No

Abstentions: 0

2012210 APPOINTMENT OF JOSHUA E. MACKEY, ESQ. TO THE
RESOURCE RECOVERY AGENCY

Date: 8/13/12

Dutchess County Legislature



Proclamation: Agricultural Environmental Management Week August 21 – 26, 2012

Legislators MacAvery and Miccio offer the following and move its adoption.

WHEREAS, Agricultural Environmental Management (AEM) is a voluntary, incentive-based tool that helps Farm operators make environmentally sound, cost-effective, and science-based decisions that help meet farm business objectives while protecting and conserving the County's natural resources, and

WHEREAS, the Farmers of Dutchess County have long been regarded as stewards of the land and the Farmer's livelihood directly depends on the health and vitality of the soil and water resources, and

WHEREAS, the primary goal of AEM is to protect and enhance the environment while maintaining the economic viability of agriculture in New York State, and

WHEREAS, AEM promotes teamwork between Farmers, agricultural service agencies and agribusiness, and the public, and

WHEREAS, the implementation of best management practices identified through AEM benefits every citizen of Dutchess County and surrounding Counties, now, therefore, be it

RESOLVED, that in recognition of the important role of our farm community in Dutchess County, the Dutchess County Legislature does hereby proclaim the week of August 21 through August 26, 2012, as Agricultural Environmental Management Week in the County of Dutchess and urges all citizens to support the conservation efforts of our local farms.

Resolution No. 2012211

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

APPROVED
M. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

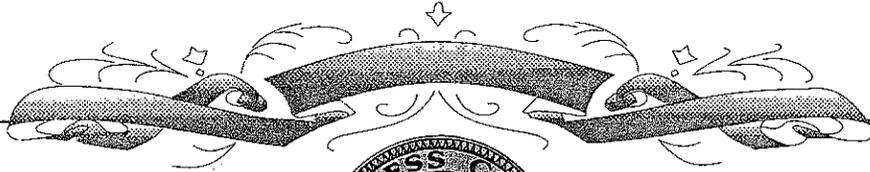
8/14/2012

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess, have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August, 2012 and that the same is a true and correct transcript of said original resolution and of the whole thereof

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August, 2012.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



APPROVED

M. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 8/14/2012

Commendation: Hopewell Hose Fire Company #1

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

WHEREAS, on June 29, 1912, group of men got together at Underhill's Hall, the old St. Columbia Church for the purpose of forming a fire company in Hopewell Junction. A request for approval for Articles of Incorporation was approved by the Town of East Fishkill on September 18, 1912. In October of 1912, the Officers were elected and the original Charter was signed, and

WHEREAS, their first piece of equipment was a hand pumper, that was pulled by hand or towed behind a car, and was borrowed from the Protection Engine Company of Fishkill. The Hopewell Hose Fire Company #1 responded to its first alarm on March 1, 1914, and

WHEREAS, in September 1917 the Company appropriates funds towards erecting a fire house. A parcel of land was donated by Mr. J. Rapelje. The property was located at the intersection of Turner Street and Route 82 at the north end of the Railroad Bridge, and

WHEREAS, on December 13, 1920, a committee of three were appointed to invite the ladies of the community to a special meeting at the hose house in regard to organizing a ladies Auxiliary and social club in conjunction to the hose company, and

WHEREAS, on or about June 9, 1922, the hose company purchased a Fire Engine Truck for the cost of \$4,000.00. This way they could respond to all of the alarms in the Town of East Fishkill and parts of the Towns of LaGrange, Beekman, Union Vale, Fishkill, and Wappinger, and

WHEREAS, in 1936 a Fire District was approved and land was purchased for a new Fire House to be built on Church Street. Additionally, the Fire Hose Company purchased a new Diamond T Fire Truck which was delivered the following February, and

WHEREAS, over the next seventy years the Hopewell Hose Fire Company #1 grew in size and fought many fires. Over the years they purchased and improved their equipment and their volunteer base also grew. In the 1960's they formed a Rescue Squad and radio dispatching became centralized. In the 1970's, more firemen participated in various schools: Essentials of Firemanship, Hazardous Materials, Leadership Schools for various Officers, and Pump Operations to name a few, and

WHEREAS, the Hopewell Fire Hose Company #1 is the oldest fire company of the four in East Fishkill. It is 100 percent volunteer and currently has approximately 75 members and responds to approximately 675 to 900 calls per year, now, therefore, be it

RESOLVED that the Dutchess County Legislature recognizes the 100th anniversary of the Hopewell Hose Fire Co. #1 and joins with its many supporters and volunteers in congratulating it on this milestone anniversary, and be it further

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend, congratulate and recognizing, Hopewell Hose Fire Co. #1 for its 100 years of service in our community.

STATE OF NEW YORK

ss:

Resolution No. 2012212

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



APPROVED

M. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

3/14/2012

Commendation: Reverend Jesse Voyd Bottoms Jr.

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

WHEREAS, the Rev. Jesse V. Bottoms, Jr., is a native of Kentucky and is the second born of three children to the late Dr. Jesse V. Bottoms, Sr. and Mrs. Florence Carter Bottoms; and

WHEREAS, Rev. Bottoms was raised and attended public school in Kentucky. He also attended Kentucky State College in Frankfort, KY; Simmons Bible College in Louisville, KY; and Southern Baptist Theological Seminary in Louisville, KY. Rev. Bottoms is currently pursuing Doctoral studies at Faith Seminary, Tacoma WA, and

WHEREAS, Rev. Bottoms served as pastor of the Second Baptist Church in Fairfield, KY from 1967 to 1977. Thereafter, in September 1977 he became the pastor of the Beulah Baptist Church in Poughkeepsie, New York, where he presently serves, and

WHEREAS, during Rev. Bottoms' service at the Beulah Baptist Church, the congregation has experienced holistic growth and development under his leadership, and

WHEREAS, Rev. Bottoms has made it possible through his guidance to adopt a Church in Uganda, raised up ministries, and additionally, adopted a New Orleans Pastor, who lost everything in hurricane Katrina and paid his salary for one year so that he could rebuild his ministry, and

WHEREAS, Pastor Bottoms teaches the Beulah Church members how to get out of debt and to live Debt Free lives. His writings include, The Medicine Man, Solid Foundations, a Training manual for Associate Ministers, the Exit Interview, One Hundred and Four Reasons Why I Tithe, Developing a Tithing Church, Operation Kick-Butt a Stop Smoking program, and The Bottoms Five Sermons, and

WHEREAS, Pastor Bottoms also developed the "Im Going" button and brochure, the simple and affective soul winning tool in wide use throughout the nation, and

WHEREAS, Pastor Bottoms serves on several boards in the area, such as, Chairman of the Dr. Martin Luther King, Jr. Commemorative Committee of Dutchess County, President of the Dutchess County African American Clergy Association. Chairman of the Board of The Beulah Community Development Corporation, Director of Evangelism of the Central Hudson Baptist Association, Trustee Simmons College of Kentucky, Teacher National Baptist Congress

of Christina Education, Lecturer/Instructor of the Empire Baptist Missionary Convention of New York, Owner of the Jubilee Book Store & More, Owner of ClergyConnections.Com, ImGoing.org, SermonsToPreach.Com, CEO of Jubilee Christian Ministries, and President of Jubilee Development Enterprises, Inc., and

WHEREAS, Pastor Bottoms serves on the Board of the Evangelism of the National Baptist Convention, USA, Inc. and as Vice-President of At Large of the Congress of Christian Education of the National Baptist Convention, USA, Inc., and

WHEREAS, Pastor Bottoms is sought out as a preacher/evangelist/lecturer, with speciality speaking in the area of Christian Stewardship, Tithing, Biblical Principles of Financial Management, Soul Winning, and Discipleship, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate the Reverend Jesse V. Bottoms, Jr., for his years of dedication to the religious community of the County of Dutchess, and, be it further

RESOLVED, that the Dutchess County Legislature, does hereby extend to Reverend Jesse V. Bottoms, Jr., its best wishes in all of his future endeavors.

Resolution No. 2012213

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



APPROVED

M. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

COMMENDATION: SAADIA SANTOS, Date 9/14/2012
2012 HUDSON VALLEY LATINO SCHOLARSHIP FUND RECIPIENT

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

WHEREAS, the Hudson Valley Latino Scholarship Fund (HVLSF) is a 13-year program founded by Eddie Ramirez Sr., CEO, and Norma Ramirez, Vice President, of R&M Promotions of Poughkeepsie to recognize and assist exceptional Latino students in the Hudson Valley with a monetary contribution for college; has awarded 79 exceptional high school students with scholarships to assist with the high cost of college expenses and is the only fund in the Hudson Valley that assists our Latino youth with scholarships and works to support and encourage our youth to further their education and to continue to strive to reach their highest potential, and

WHEREAS, Saadia Santos is a recipient of the HVLSF award and is now a graduate of Roy C. Ketcham High School and was a member of the school's chapter of the National Honor Society and won her school's Poetry Out Loud' recitation competition, and

WHEREAS, Saadia obtained numerous awards including, the National Honor Society Inductee, Masque and Mime Junior Varsity Letter, and a Certificate of Recognition for the completion of 153 hours of service at the New York Botanical Garden. It should also be noted that Miss Santos has a very lengthy list of volunteer work, and

WHEREAS, Saadia, in hopes of becoming a Forensic Ballistics Scientist will be attending Columbia University with a declared major in Applied Physics. Out of 468 students, Saadia was ranked 33 with an outstanding GPA of 92.92. Indeed, she exemplifies those finest attributes of overachievement, self-discipline, self-reliance, and good citizenship, and is especially deserving of this award, now therefore, be it

RESOLVED that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate Saadia Santos, and, be it further

RESOLVED the Dutchess County Legislature, does hereby extend to Saadia Santos, best wishes for continued success in all of his future endeavors.

Resolution No. 2012214

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



APPROVED
M. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

COMMENDATION: GLEN MORRICE
2012 HUDSON VALLEY LATINO SCHOLARSHIP FUND RECIPIENT

8/14/2012

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

WHEREAS, the Hudson Valley Latino Scholarship Fund (HVLSF) is a 13-year program founded by Eddie Ramirez Sr., CEO, and Norma Ramirez, Vice President, of R&M Promotions of Poughkeepsie to recognize and assist exceptional Latino students in the Hudson Valley with a monetary contribution for college; has awarded 79 exceptional high school students with scholarships to assist with the high cost of college expenses and is the only fund in the Hudson Valley that assists our Latino youth with scholarships and works to support and encourage our youth to further their education and to continue to strive to reach their highest potential, and

WHEREAS, Glen Morrice is a recipient of this HVLSF award and is now a graduate at Roy C. Ketcham High School where he was an active participator in extracurricular activities including, marching in his school's band, a member of the chamber choir, jazz band, and his school's theatre. Glen is currently a volunteer firefighter with the New Hackensack Fire Department, and

WHEREAS, Glen's school Counselor, Diane Klemm has nothing but remarkable words to describe him. Glen is academically talented and he possesses genuine musical talents, yet, he manages to remain down-to-earth, respectful and humble. "What strikes me most about Glen is his total lack of pretention," said Diane, and

WHEREAS, Glen graduated with a GPA of 95.06 and out of 468 students is ranked 10. He will be attending Fordham University in the fall to pursue a career as a clinical psychologist. Glen indeed exemplifies fine attributes and his concern for his fellowman is commendable and is especially deserving of this, now therefore, be it

RESOLVED that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate, Glen and, be it further

RESOLVED the Dutchess County Legislature, does hereby extend to Glen Morrice, best wishes for continued success in all of his future endeavors.

Resolution No. 2012215
STATE OF NEW YORK

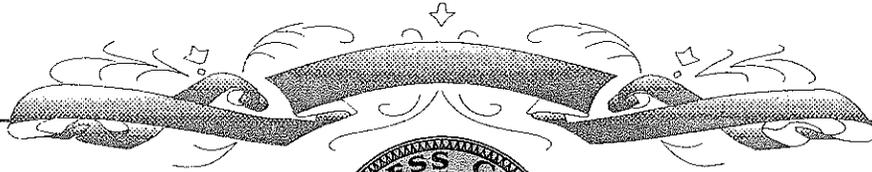
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



APPROVED

Marcus J. Molinaro
MARCUS J. MOLINARO
COUNTY EXECUTIVE

COMMENDATION: JOASH WARD
2012 HUDSON VALLEY LATINO SCHOLARSHIP FUND RECIPIENT

8/14/12

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

WHEREAS, the Hudson Valley Latino Scholarship Fund (HVLSF) is a 13-year program founded by Eddie Ramirez Sr., CEO, and Norma Ramirez, Vice President, of R&M Promotions of Poughkeepsie to recognize and assist exceptional Latino students in the Hudson Valley with a monetary contribution for college; has awarded 79 exceptional high school students with scholarships to assist with the high cost of college expenses and is the only fund in the Hudson Valley that assists our Latino youth with scholarships and works to support and encourage our youth to further their education and to continue to strive to reach their highest potential; and

WHEREAS, Joash Ward is a recipient of this HVLSF award and recently graduated from Poughkeepsie High School as valedictorian on June 22, 2012, at the age of 16 (a year early due to skipping the eleventh grade) because of the hard work he put into his education. Mr. Ward is truly the "Pride" of Poughkeepsie High School.

WHEREAS, Joash is a member of the National Honor Society, Latinos Unidos Committee, Brother to Brother Environmental Club, Varsity Swim Team, Prom Committee, Student Government, and Class President, while being involved in the Alternatives to Violence Program, he mentors at the Family Partnership in Poughkeepsie, and tutors students at the Middle school and High school.

WHEREAS, Joash was inducted into the National Society of High School Scholars and has received the following awards; Fine Arts Award, Leadership Award, On Time to School Award, Service Award, SUNY Albany Multicultural Achievers Award, and the Poughkeepsie-Arlington Rotary Club Award.

WHEREAS, Joash graduated with a GPA of 98.445 and out of 262 students is ranked number 1. He has been accepted to attend SUNY Albany and will major in Medicine in hopes to become a doctor. He also plans to minor in History. Joash has demonstrated admirable leadership qualities. His exemplary grades combined with an array of impressive achievements and his dedication to help others is praiseworthy and is especially deserving of this, now, therefore, be it

RESOLVED that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend and congratulate, Joash and, be it further

RESOLVED the Dutchess County Legislature, does hereby extend to Joash Ward, best wishes for continued success in all of his future endeavors.

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss: Resolution No. 2012216

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of August 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of August 2012.

Carolyn Morris
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LAI D ON DESKS 8/13/12
REVISED AND RELAI D ON DESKS 9/10/12
DISCUSSION ONLY 10/4/12
GOVERNMENT SERVICES & ADMINISTRATION
TABLED 11/13/12
AMENDED ON FLOOR 12/6/12
GOVERNMENT SERVICES & ADMINISTRATION
PULLED BY CHAIRMAN 1/17/13

RESOLUTION NO. 2012217

RE: LOCAL LAW NO. _____ OF 2012, A LOCAL LAW
AMENDING LOCAL LAW NO. 9 OF 1991 (AS AMENDED BY LOCAL
LAW NO. 3 OF 1998 AND **LOCAL LAW NO. 2 OF 2011**) REQUIRING
ITEMIZED PRICING OF GOODS OFFERED FOR SALE AT RETAIL;
THIS LOCAL LAW PROVIDES FOR ELIMINATION OF MANUAL
TAGGING WHERE RETAILER PASSES TWO CONSECUTIVE
ACCURACY INSPECTIONS AND FOR AN INCREASE IN
PENALTIES

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

RESOLVED, that the Legislature of the County of Dutchess adopt Local Law No.
_____ of 2012 which has been submitted this day for consideration by said Legislature.

CA-139-12

ca/G-0992

8/29/12 Fiscal Impact: None

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 17th day of December 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 17th day of December 2012.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. OF 2012

RE: A LOCAL LAW AMENDING LOCAL LAW NO. 9 OF 1991 (AS AMENDED BY LOCAL LAW NO. 3 OF 1998 AND **LOCAL LAW NO. 2 OF 2011**) REQUIRING ITEMIZED PRICING OF GOODS OFFERED FOR SALE AT RETAIL; THIS LOCAL LAW PROVIDES FOR ELIMINATION OF MANUAL TAGGING WHERE RETAILER PASSES TWO CONSECUTIVE ACCURACY INSPECTIONS AND FOR AN INCREASE IN PENALTIES

BE IT ENACTED by the County Legislature of the County of Dutchess as follows:

Section 1. LEGISLATIVE INTENT.

The Legislature hereby finds and determines that Computer Assisted Checkout Systems (CACOS) are an accurate means of pricing consumer commodities and have become an indispensable technology for certain ~~commodity~~ **food establishment** retailers. Employment of such technology obviates the requirement that is contained in existing laws in Dutchess County that individual items be price marked in Arabic numerals, so long as the accuracy of the CACOS system is established and the price of individual items is clearly marked on shelves and displays as provided herein. Only two upstate counties continue to require manual item pricing. Some retailers will not operate in counties that mandate manual pricing which has the effect of limiting competition and economic expansion in Dutchess County. As such, the Legislature finds that other pricing systems should be permitted, subject to proper safeguards.

Section 2. DEFINITIONS.

1. The definitions employed in Local Law No. 9 of 1991 as amended by Local Law No. 3 of 1998 shall apply herein.

2. Section 4 of Local Law No. 9 of 1991 as amended by Local Law No. 3 of 1998 shall be amended by deleting the existing text of the section and replacing it with a new section 4 as follows: "Section 4 – Employment of Computer Assisted Checkout Systems as satisfying the provisions of Dutchess County item pricing requirements."

A. Every Retail Food Establishment **as defined by Section 2(1) of Local Law No. 9 of 1991**, however constituted, who would otherwise be required to maintain item pricing as provided in Dutchess County, that uses a computer assisted checkout system may make application in writing to the Dutchess County Commissioner of Health for a determination that said computer assisted checkout system is adequately accurate and reliable to achieve the objective of the item pricing law without the necessity of manual tagging of individual items with Arabic numbers. A separate application shall be required for each retail location. An annual application processing fee shall be made payable to the Dutchess County Commissioner of Finance as follows:

Retail Selling Space:	Fee:
1) 0 to 9,999 sq. ft.	\$500
2) 10,000 to 29,999 sq. ft.	\$1,000
3) 30,000 to 49,999 sq. ft.	\$3,500
4) 50,000 to 89,999 sq. ft.	\$5,000
5) 90,000 or more sq. ft.	\$10,000

B. Upon receipt of an application and fee as provided in subsection A of this Section, the Commissioner of Health shall conduct two scanner accuracy inspections of the retail location for which the application has been submitted. Such inspections shall be conducted on two separate days *at least two weeks minimum apart* and shall consist of comparing the shelf, sale or advertised price of any stock-keeping unit (SKU) with the computer assisted checkout system price. Such inspection shall consist of at least 100 SKUs, but not more than 500 selected at random by the agent designated by the Commissioner of Health. In the event that any violations are detected, penalties shall be assessed as provided in Section 3 of this Local Law. If the combined inspections and testing together do not result in greater than two percent violations of SKUs inspected, the Commissioner of Health shall grant to the applicant a revocable variance from the individual item pricing requirement and by so doing may determine consistent with this law that the applicant's computer assisted checkout system adequately provides consumers with notice of the pricing of individual items.

C. In the event that testing reveals violations in excess of two percent, the Commissioner of Health shall deny the applicant the variance. A violation shall occur when the price registered by computer assisted checkout system exceeds either the lower of the shelf price or any sale or advertised price. Upon the delivery by the Commissioner of Health to an applicant of a written determination denying such variance, such applicant may reapply and pay the required fee for additional inspection and testing. Applicants that do not reapply must immediately come into compliance with all the requirements of section 3 of Local Law No. 9 of 1991 as amended by Local Law No. 3 of 1998 *and Local Law No. 2 of 2011* entitled "Item Pricing Required."

D. Such a permit shall be valid for a period of one year from the date of issuance and may be renewed annually. A processing fee and inspections and testing as provided in this Local Law shall be required for each renewal of the variance.

E. In the event that the Commissioner of Health is unable to conduct inspections and testing pursuant to this Local Law within 90 days of receipt of a complete application and proper processing fee, the Commissioner of Health may grant a temporary variance pending completion of inspections and testing. The Commissioner of Health shall cause said inspections and testing to be completed as soon as practicable. If, upon completion, the inspections and tests detect a rate of two percent or less of inaccurate higher readings, the Commissioner of Health shall issue a revocable variance with an expiration date one year from the commencement date of the determination of adequacy. If the inspection and testing reveals a violation rate in excess of two

percent, the temporary variance shall be revoked by the Commissioner of Health and full compliance with section 3 shall be required.

F. An applicant who is subject to this Local Law and existing item pricing legislation in Dutchess County shall, as a condition of maintaining a variance from the Commissioner of Health as provided herein, meet the following requirements, and no regular or temporary variance shall be granted to an applicant that does not meet these requirements:

1. Each retail location shall cause to be posted in a conspicuous location therein, accessible to all consumers and approved by the Commissioner of Health, a sign explaining the rights of consumers consistent with this Local Law. The Commissioner of Health shall specify the content and size of this sign by regulation. Each applicant is also required to post the annual or temporary variance or determination in the area designated for handling price discrepancies.
2. The applicant shall not charge any consumer a price for any stock-keeping item (SKI) that exceeds the item, shelf, sale or advertised price of that SKI, whichever is less. **The consumer shall pay the lesser of the item, shelf, or advertised price of the SKI.** Reported violations will be subject to penalty as provided under Section 3 of this Local Law.
3. Each applicant shall correct all pricing errors identified by consumers at each location within one hour and, if applicable, at their firm, partnership, corporation, or association within twenty-four hours.
4. Each applicant shall clearly and conspicuously display selling prices at the point of SKU display by either placing signs or shelf tags as close as practical to the location at which the SKUs are displayed; and/or stamping, tagging, labeling or otherwise marking each stock-keeping item.
5. Each applicant shall designate and make available price check scanners to enable consumers to confirm the prices of SKIs. These price check scanners shall be in locations convenient to consumers with signs of sufficient sized lettering identifying these units to the consumers. The minimum number of price check scanners stores must provide are as follows:

Retail Selling Space:	No. of Scanners:
1) 0 to 29,999 sq. ft.	1
2) 30,000 to 49,999 sq. ft.	2
3) 50,000 or more sq. ft.	3

G. The Commissioner of Health shall make inspections of CACOS systems and assess each licensee's compliance with this Act either randomly without prior notice or to respond to consumer complaints.

Section 3. PENALTIES.

Section 5 (a) of Local Law No. 9 of 1991 is hereby amended as follows:

5(a) a violation of any provision of this local law or of any rule or regulation promulgated hereunder shall be punishable upon proof thereof, by the payment of a civil penalty in the sum of not more than \$100 for each violation per SKU with a maximum fine of \$10,000 per inspection.

5(b) failure to display the selling price of any SKU consistent with this act shall be punishable upon proof thereof by payment of a civil penalty in the sum of \$100 per violation per SKU with a maximum fine of \$10,000 per inspection.

Section 4. EFFECTIVE DATE.

This Local Law, if enacted, shall take effect on January 1, 2013.

Dulled by Discussion Only 217

Government Services and Administration Roll Call

Chairman

<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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 20 - Town of Red Hook	Traudt		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey (C)		

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

2012217 LOCAL LAW NO. OF 2012, A LOCAL LAW AMENDING LOCAL LAW NO 9 OF 1991 (AS AMENDED BY LOCAL LAW NO. 3 OF 1998) REQUIRING ITEMIZED PRICING OF GOODS OFFERED FOR SALE AT RETAIL; THIS LOCAL LAW PROVIDES FOR ELIMINATION OF MANUAL TAGGING WHERE RETAILER PASSES TWO CONSECUTIVE ACCURACY INSPECTIONS AND FOR AN INCREASE IN PENALTIES (FOR DISCUSSION ONLY)

Date: 9/6/12

Discussion only 217

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 Beacor	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 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman		
District 20 - Town of Red Hook	Traudt		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey (C)		

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

2012217 LOCAL LAW NO. OF 2012, A LOCAL LAW AMENDING LOCAL LAW NO. 9 OF 1991 (AS AMENDED BY LOCAL LAW NO. 3 OF 1998 AND LOCAL LAW NO. 2 OF 2011) REQUIRING ITEMIZED PRICING OF GOODS OFFERED FOR SALE AT RETAIL; THIS LOCAL LAW PROVIDES FOR ELIMINATION OF MANUAL TAGGING WHERE RETAILER PASSES TWO CONSECUTIVE ACCURACY INSPECTIONS AND FOR AN INCREASE IN PENALTIES

Date: 10/4/12

217

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	absent	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Sherman	✓	
District 20 - Town of Red Hook	Traudt	✓	
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey (C)	✓	

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: —

Total: 10 1
 Yes No
 Abstentions: 0

2012217 LOCAL LAW NO. OF 2012, A LOCAL LAW AMENDING LOCAL LAW NO. 9 OF 1991 (AS AMENDED BY LOCAL LAW NO. 3 OF 1998 AND LOCAL LAW NO. 2 OF 2011) REQUIRING ITEMIZED PRICING OF GOODS OFFERED FOR SALE AT RETAIL; THIS LOCAL LAW PROVIDES FOR ELIMINATION OF MANUAL TAGGING WHERE RETAILER PASSES TWO CONSECUTIVE ACCURACY INSPECTIONS AND FOR AN INCREASE IN PENALTIES

Date: 11/08/12

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	✓	WPT
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	<i>absent</i>	
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	Sherman		✓
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	<i>absent</i>	
District 24 - Towns of Dover and Union Vale	Surman		✓
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		✓

Present: 23
 Absent: 2
 Vacant: 0

Resolution:
 Motion: ✓

Total: 5 18
 Yes No

Abstentions:

*2 e 45 days instead of 90
 amendment
 defeated*

2012217
 11.13.12

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	<i>absent</i>	
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	Sherman		
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: 23 Resolution: ✓ Total: 23 0
 Absent: 2 Motion: ✓ Yes No
 Vacant: 0 Abstentions: 0

DB/RP Tabled

2012217 LOCAL LAW NO. OF 2012, A LOCAL LAW AMENDING LOCAL LAW NO. 9 OF 1991 (AS AMENDED BY LOCAL LAW NO. 3 OF 1998 AND LOCAL LAW NO. 2 OF 2011) REQUIRING ITEMIZED PRICING OF GOODS OFFERED FOR SALE AT RETAIL; THIS LOCAL LAW PROVIDES FOR ELIMINATION OF MANUAL TAGGING WHERE RETAILER PASSES TWO CONSECUTIVE ACCURACY INSPECTIONS AND FOR AN INCREASE IN PENALTIES

Date: 11/13/12

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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	<i>absent</i>	
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: 22
 Absent: 3
 Vacant: 0

Resolution:
 Motion:

Total: 22 0
 Yes No
 Abstentions: 0

DB - AF

Re Move from the Table

Resolution # 2012217

12-6-12
§ -

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

Present: 22
 Absent: 3
 Vacant: 0

Resolution:
 Motion:

Total: 6 16
 Yes No

Abstentions:

RP/AMAC

Section 2

(A. add see attached) defeated

217
12.6.12

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	absent	
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	absent	
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	Sherman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	absent	
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: 22 Resolution: Total: 22 0
 Absent: 3 Motion: Yes No
 Vacant: 0 Abstentions: 0

RP / D/B

Section B at least (2) weeks
 minimum apart

217

12.6.12

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	<i>absent</i>	<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	<i>absent</i>	<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	Sherman	<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	<i>absent</i>	<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: 22
 Absent: 3
 Vacant: 0

Resolution:
 Motion:

Total: 22 0
 Yes No
 Abstentions: 0

RB/DWB

Section 2 - C and Local Law No. 2 of 2011

277

12.6.12

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	<i>absent</i>	
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	<i>absent</i>	
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	Sherman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	<i>absent</i>	
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: 22
 Absent: 3
 Vacant: 0

Resolution:
 Motion:

Total:
 Yes No
 Abstentions:

RP/JJ

Section 2-E.

Withdrawn

217
12.6.12

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	absent	
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	absent	
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	Sherman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	absent	
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: 22
 Absent: 3
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 22 0
 Yes No
 Abstentions: 0

12.6.12
 217

Dale B / RP
 Refer to GSC committee

The foregoing Resolution No. 2012217, A Local Law Amending Local Law No. 9 of 1991 (As Amended by Local Law No. 3 of 1998 and Local Law No. 2 of 2011) Requiring Itemized Pricing of Goods Offered for Sale at Retail; This Local Law Provides for Elimination of Manual Tagging Where Retailer Passes Two Consecutive Accuracy Inspections and for an Increase in Penalties, was originally laid on the desks at this meeting, revised and relaid on the desks on September 10, 2012, offered for discussion only on October 4, 2012, tabled on November 13, 2012, and removed from the table and amended on December 6, 2012 as follows:

Legislator Perkins made a motion to amend Section 2. A. of the resolution, duly seconded by Legislator MacAvery, as follows in bold:

A. Every Retail Food Establishment as defined by Section 2(1) of Local Law No. 9 of 1991, however constituted, who would otherwise be required to maintain item pricing as provided in Dutchess County, that uses a computer assisted checkout system may make application in writing to the Dutchess County Commissioner of Health for a determination that said computer assisted checkout system is adequately accurate and reliable to achieve the objective of the item pricing law without the necessity of manual tagging of individual items with Arabic numbers. A separate application shall be required for each retail location. ***A list with the number of full time and the number of part time positions shall be attached to each application and subsequent renewals.*** An annual application processing fee shall be made payable to the Dutchess County Commissioner of Finance as follows:

Roll call on the foregoing amendment resulted as follows:

AYES: 6

NAYS: 16 Rolison, Borchert, Flealand, Wilkinson, Roman, White, Weiss, Incoronato, Miccio, Forman, Sherman, Traudt, Hutchings, Thomes, Surman, Kelsey

ABSENT: 3 Doxsey, Bolner, Horton

Amendment defeated.

Legislator Perkins made a motion to amend Section 2. B. of the resolution, duly seconded by Legislator Borchert, as follows in bold:

B. Upon receipt of an application and fee as provided in subsection A of this Section, the Commissioner of Health shall conduct two scanner accuracy inspections of the retail location for which the application has been submitted. Such inspections shall be conducted on two separate days ***at least two weeks minimum apart*** and shall consist of comparing the shelf, sale or advertised price of any stock-keeping unit (SKU) with the computer assisted checkout system price. Such inspection shall consist of at least 100 SKUs, but not more than 500 selected at random by the agent designated by the Commissioner of Health. In the event that any violations are detected, penalties shall be assessed as provided in Section 3 of this Local Law. If the combined inspections and testing together do not result in greater than two percent violations of SKUs inspected, the Commissioner of Health shall grant to the applicant a revocable variance

from the individual item pricing requirement and by so doing may determine consistent with this law that the applicant's computer assisted checkout system adequately provides consumers with notice of the pricing of individual items.

Roll call resulted as follows:

AYES: 22

NAYS: 0

ABSENT: 3 Doxsey, Bolner, Horton

Amendment adopted.

Legislator Perkins made a motion to amend Section 2. C. of the resolution, duly seconded by Legislator Borchert, as follows in bold:

C. In the event that testing reveals violations in excess of two percent, the Commissioner of Health shall deny the applicant the variance. A violation shall occur when the price registered by computer assisted checkout system exceeds either the lower of the shelf price or any sale or advertised price. Upon the delivery by the Commissioner of Health to an applicant of a written determination denying such variance, such applicant may reapply and pay the required fee for additional inspection and testing. Applicants that do not reapply must immediately come into compliance with all the requirements of section 3 of Local Law No. 9 of 1991 as amended by Local Law No. 3 of 1998 **and Local Law No. 2 of 2011** entitled "Item Pricing Required."

Roll call resulted as follows:

AYES: 22

NAYS: 0

ABSENT: 3 Doxsey, Bolner, Horton

Amendment adopted.

Legislator Perkins made a motion to amend Section 2. E. of the resolution, duly seconded by Legislator Jeter-Jackson, as follows in bold:

E. **After one successful inspection and testing has been completed and** In the event that the Commissioner of Health is unable to conduct inspections and testing pursuant to this Local Law within 90 days of receipt of a completed application and proper processing fee, the Commissioner of Health may grant a temporary variance pending completion of inspections and testing. The Commissioner of Health shall cause said inspections and testing to be completed as soon as practicable. If, upon completion, the inspections and tests detect a rate of two percent or less of inaccurate ~~higher~~ readings, the Commissioner of Health shall issue a revocable variance with an expiration date one year from the commencement date of the determination of adequacy. If subsequent inspection and testing reveals a violation rate in excess of two percent, the temporary variance shall be **immediately** revoked by the Commissioner of Health **and subject to**

~~and full compliance with Section 2, C and penalties under Section 3 shall be required. The applicant may within five business days of the notified failure, request another inspection. If the number of stock keeping units found to be in violation during this second inspection does not exceed two percent of those stock keeping units inspected, the Commissioner of Health may grant to the applicant a one year revocable variance for the item pricing requirement from the date of the issuance of the temporary variance. If the store does not request a second inspection or if the store fails the second inspection, then the store must comply with the item pricing requirements set forth in Local Law No. 9 of 1991 as amended by Local Law No. 3 of 1998 and Local Law No. 2 of 2011.~~

The foregoing motion was withdrawn by Legislator Perkins.

Borchert made a motion to refer Resolution No. 2012217 to the Government Services Committee, duly seconded by Legislator Perkins, to further discuss.

Roll call on the foregoing motion resulted as follows:

AYES: 22

NAYS: 0

ABSENT: 3 Doxsey, Bolner, Horton

Motion adopted.

The foregoing resolution was pulled by the sponsor on December 17, 2012, and pulled by the Chairman of the Legislature on January 17, 2013.

No further action was taken on the foregoing resolution in 2012. The resolution was reintroduced as 2013154.

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

Mark Spero, 13 Tan House Woods Road, Hyde Park, spoke on his home being sold at county auction for \$416 due in fire taxes. He stated that he was not notified by the County of the foreclosure procedures.

Constantine Kazolias, 47 Noxon Street, Poughkeepsie, spoke on the safety concerns of hydrofracking.

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

There being no further business, the Chairman adjourned the meeting at 8:15 p.m. subject to the call of the Chair.