

Attendance Sheets

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

Date: 9/9/13

Regular Meeting
of the
Dutchess County Legislature

Monday, September 9, 2013

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

Roll Call by the Clerk of the Legislature

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

ABSENT: 1 Doxsey

PRESENT, LATE:

Quorum Present.

Pledge of Allegiance to the Flag; invocation given by Pastor John S. Williams of the United Methodist Church in Rhinebeck, followed by a moment of silent meditation.

Commendations and Proclamations

Proclamation: Designating September 8 - 14, 2013, as
"Suicide Prevention Week in Dutchess
County"

Commendation: Dutchess Debs Girls Fastpitch Softball
Team 16 and under

Presentation: Regional Director of the Southern Region of the NYS
Department of Taxation and Finance spoke on Basic STAR exemption

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

The August 2013 minutes were adopted.

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

Darrett Roberts spoke in support of School Resource Officers.

Don Williams, 67 South Pulver Street, Poughkeepsie, spoke in opposition to School Resources Officers and could not understand guns in schools.

Constantine Kazolias, Poughkeepsie, questioned who would be paying for School Resource Officers.

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

COMMUNICATIONS RECEIVED FOR THE SEPTEMBER 2013 BOARD MEETING

Received from Budget Director, Contingency Account Status as of September 4, 2013.

Received from County Clerk, Summary of Mortgage Tax collected April 2013 – August 2013.

Received from New York State Taxation and Finance, list of certified 2013 state equalization rates.

Received from Peter Plavchan, Lagrangeville, letter regarding controlling spending and in opposition to building a new jail.

Received from Town of Poughkeepsie, Notice of Public Hearing to amend Chapter 210 of the Town Code entitled "Zoning" specifically the addition of Section 210-21, Planned Residential Overlay District.



AMERICAN FOUNDATION FOR
Suicide Prevention
120 Wall Street, 29th Floor
New York, New York 10005

TO FIND A WALK IN YOUR COMMUNITY
GO TO: AFSP.ORG/WALK



WALK TO PREVENT SUICIDE

2013 Out of the Darkness Community Walks

REGISTER & DONATE TODAY www.afsp.org/walk



AMERICAN FOUNDATION FOR
Suicide Prevention

Out of the
DARKNESS
American Foundation for Suicide Prevention

WALK TO SAVE LIVES

IN THE UNITED STATES, a person dies by suicide every 13.7 minutes, claiming more than 38,000 lives each year. It is estimated that an attempt is made every minute; with close to one million people attempting suicide annually. Suicide is the fourth leading cause of death in the U.S. among adults 18-65, and the second leading cause of death among teens and young adults. The suicide rate among U.S. military members rose sharply in 2012, with an average of one suicide per day.

The American Foundation for Suicide Prevention (AFSP) is the leading national not-for-profit organization exclusively dedicated to understanding and preventing suicide through research, education and advocacy, and to reaching out to people with mental disorders and those impacted by suicide.



WALK TO HONOR LOVED ONES

Suicide is a public health issue that does not discriminate by age, gender, ethnicity, or socioeconomic status, and it takes an enormous toll on family, friends, co-workers, and the entire community. AFSP provides opportunities for survivors of suicide loss to get involved through a wide variety of educational, outreach, awareness, advocacy and fundraising programs.



WALK TO RAISE FUNDS

A contribution to AFSP is a good investment! More than 82 cents of every dollar you raise can be used to:

- Educate the public about mental disorders and suicide prevention
- Fund scientific research
- Promote policies and legislation that impact suicide and prevention
- Provide programs and resources for survivors of suicide loss and people at risk, and involve them in the work of the Foundation.
- Offer educational programs for professionals.



When you walk in AFSP's Out of the Darkness Community Walks, you join the effort with thousands of people in hundreds of cities to raise funds and awareness for AFSP's vision to create a world without suicide.

The importance of the American Foundation for Suicide Prevention's mission has never been greater, nor its work more urgent.



AMERICAN FOUNDATION FOR
Suicide Prevention

www.afsp.org
1-888-333-AFSP (2377)

REGISTER... DONATE... JOIN THE MOVEMENT

To donate by check or money order:

1. Make all CHECKS payable to: AFSP
2. Please include the walk city/state and the name of the participant you are supporting in the memo line of your check
3. MAIL all donations to:
AMERICAN FOUNDATION FOR SUICIDE PREVENTION
120 WALL STREET, 29TH FLOOR
NEW YORK, NY 10005

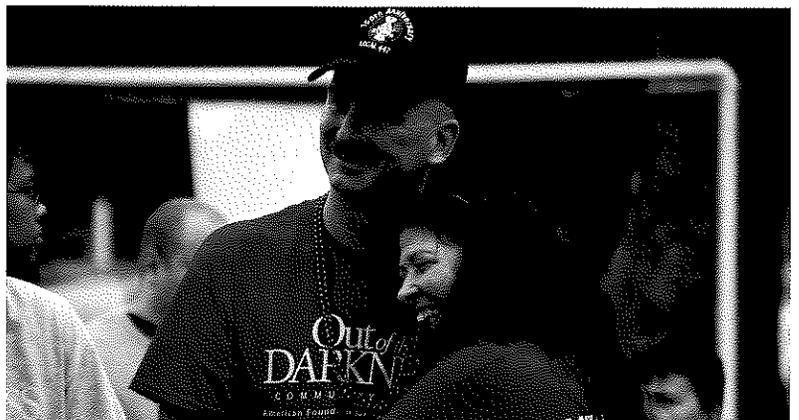
SUICIDE CAN BE PREVENTED. You Can Help. Join the Movement!

To Register, Donate, or start a Walk in your Community visit www.afsp.org/walk

WALK TO PREVENT SUICIDE

2013 Out of the Darkness Community Walks

REGISTER & DONATE TODAY www.afsp.org/walk



Out of the
DARKNESS™
American Foundation for Suicide Prevention



AMERICAN FOUNDATION FOR
Suicide Prevention



STAR Registration Program

OVERVIEW

- New legislation requires all homeowners receiving the Basic STAR exemption to register with the Tax Department in order to receive the exemption in 2014 and beyond
- Program applies to more than 2.6 million Basic STAR recipients
- Senior citizens receiving Enhanced STAR exemption are not impacted by this legislation
- **All property owner questions should be directed to DTF at (518) 457-2036**

PURPOSE

Successful implementation will

- Ensure that benefits provided by the STAR program (\$2.6 billion annually) go only to qualified homeowners
- Eliminate Intentional fraud and unintentional duplicate exemptions

NYS Department of Taxation and Finance

- DTF collects 2013 assessment rolls from all cities and towns
- A unique STAR code is assigned to every property with a Basic STAR exemption
- Beginning mid-August, property owners are mailed letters including:
 - STAR code
 - How to register
- Property owners register on DTF Web site
 - Also can call (518) 457-2036 for help

NYS Department of Taxation and Finance

Online Registration

- Online registration available through DTF Web site www.tax.ny.gov
- Starts with STAR Overview homepage with description of what is needed to complete registration
- Property owner enters STAR code
- Web site displays property address for confirmation

NY Department of Taxation and Finance

Online Registration

- Property owner enters all owners and spouses names and social security numbers
- For each owner and spouse, answer the following:
 - Is the property their primary residence?
 - Does individual own any other property receiving a residency-based benefit in another state (e.g., Florida homestead exemption)?
 - If yes, user will be asked to provide an address for such property

NY Department of Taxation and Finance

Online Registration

- User confirms that the total combined 2012 federal adjusted gross income (less taxable amount of total IRA distributions) of all resident owners and their spouses is not more than \$500,000
- User provides contact information
- User certifies that the information is accurate and receives confirmation number

It's that easy!

NYS Department of Taxation and Finance

Basic STAR Notices

- | | |
|----------------------------|---|
| ▪ August 19 -
October 4 | Send notices in batches by region to all Basic STAR recipients |
| ▪ December 1 | Send reminder notices to property owners that have not registered |
| ▪ December 31 | Deadline for STAR registration |
| ▪ March 1 | Final notification to assessors of Basic STAR removals |

NYS Department of Taxation and Finance

Appeals Process

- Property owners who are denied an exemption will receive notice to appeal directly to DTF
- If they are not satisfied with the DTF decision, they can appeal to State Board of RPT
- There is no appeal to the local Board of Assessment Review

VT Department of Taxation and Finance

STAR Code Lookup

- Property owners can look-up their STAR code on DTF Web site
- Beneficial for:
 - Those who can't find their STAR registration letter
 - Registering at a remote location (State Fair, school board meeting, etc.)

VT Department of Taxation and Finance

Communication

- Communication to 2.6 million Basic STAR recipients and media is critical
- Public relations program will be targeted along with mailing schedule
- DTF will be sending out press releases, posters and palmcards, leveraging social media and attending statewide and local events

DTF Department of Taxation and Finance

Application

- Homeowners submit a paper application to assessor
- ORPTS collects assessment roll data in July 2014 and identifies new Basic STAR recipients
- ORPTS notifies new Basic STAR recipients that they need to register with DTF

DTF Department of Taxation and Finance

For More Information

Visit www.tax.ny.gov
Call (518) 457-2036
Email ORPTS.STAR@tax.ny.gov

New York State Department of Taxation and Finance

STAR Registration Fact Sheet

New legislation requires all homeowners receiving a Basic STAR exemption to register with the New York State Tax Department in order to receive the exemption in 2014 and subsequent years.

This is part of a new initiative to protect New Yorkers against inappropriate or fraudulent STAR exemptions.

Who must register?

Resident homeowners who currently receive the Basic STAR exemption must register with the New York State Tax Department in order to receive the exemption in 2014 and subsequent years.

- Homeowners do not need to re-register every year.
- Based on the information provided in the registration process, the Tax Department will confirm homeowners' eligibility in future years.

Senior citizens

Senior citizens receiving the Enhanced STAR exemption are not affected by the new registration requirement. However, in order to receive Enhanced STAR, seniors must continue to:

- apply annually, or
- participate in the Income Verification Program.

Resident homeowners applying for STAR for the first time are not affected by this year's registration procedure. To apply for STAR a new applicant must:

- use Form RP-425, *Application for School Tax Relief [STAR] Exemption*, available on the Tax Department's Web site, and
- file the application with their local assessor.

When does registration begin?

Registration will begin **August 19, 2013** and continue through **December 31, 2013**.

- The Tax Department will mail instructions to all homeowners who currently receive the Basic STAR exemption. The letters will include a STAR code that homeowners will need to register.
- Because seniors who receive Enhanced STAR are not affected by the new requirements, they will not receive new instructions from the Tax Department.

continued on back

How does a homeowner register?

Online registration

The fastest and easiest way for homeowners to register is through the Tax Department's Web site, **www.tax.ny.gov**.

Homeowners will need their STAR code to register. In addition to being included in the instructions that were mailed to them, homeowners will be able to find their STAR code through an online lookup or by calling the Tax Department at (518) 457-2036.

Online registration is a simple process that will require homeowners to provide some basic information about their eligibility for the STAR exemption. Homeowners will need to:

- provide the STAR code and confirm the property address
- provide the names and social security numbers for all owners of the property and spouses
- confirm that the property is the primary residence of one of its owners (married couples with multiple residences may only claim one STAR exemption)
- confirm that the combined income of the owners and their spouses who reside at the property does not exceed \$500,000
- confirm that no resident owner receives a residency-based tax exemption from another state

Telephone registration - (518) 457-2036

Homeowners who are unable to register online will be able to register over the phone. The Tax Department will also provide telephone support to any homeowners who have questions about online registration.

What happens when homeowners do not register?

The Tax Department will send homeowners additional letter reminders in December 2013 and January 2014.

In February 2014 the Tax Department will give assessors the names of any homeowners who did not register, or who were determined not to be eligible for STAR. The assessment roll entries for these homeowners will not include the STAR exemption.

- Homeowners who the Tax Department found to be ineligible for STAR will have the right to administrative review within the Tax Department, and review before the State Board of Real Property Tax Services.

PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2013247

RE: CONFIRMING THE APPOINTMENT OF NOEL H.S. KNILLE
AS COMMISSIONER OF PUBLIC WORKS

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

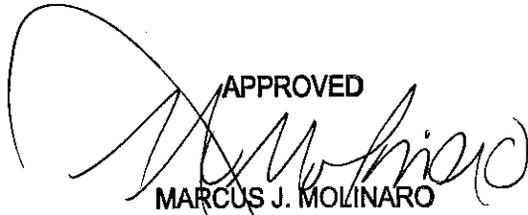
WHEREAS, the position of Commissioner of Public Works is vacant, and

WHEREAS, the Commissioner of Human Resources has determined that
Noel H.S. Knille is qualified to perform the duties of the position of Commissioner of
Public Works, and

WHEREAS, pursuant to Article XIV, Section 14.01 of the Dutchess
County Charter, the County Executive shall appoint the Commissioner of Public Works
and has appointed Noel H.S. Knille subject to confirmation by the County Legislature,
now therefore, be it

RESOLVED, that the Legislature of the County of Dutchess does hereby
confirm the appointment of Noel H.S. Knille as Commissioner of Public Works effective
immediately.

CA-170-13
kvh/G-0188
08/27/13

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing
resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of
September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Public Works and Capital Projects Roll Call

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

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

2013247 CONFIRMING THE APPOINTMENT OF NOEL H.S. KNILLE AS COMMISSIONER OF PUBLIC WORKS

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2013247 CONFIRMING THE APPOINTMENT OF NOEL H.S. KNILLE AS COMMISSIONER OF PUBLIC WORKS

Date: September 9, 2013

Public Works & Capital Projects

RESOLUTION NO. 2013248

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM JULIEANN MAZZONI

Legislators HUTCHINGS, BORCHERT, and MICCIO offer the following and move its adoption:

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

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

WHEREAS, the Department of Public Works has made a determination that in order to improve said road, it is necessary to acquire in fee a portion of property presently owned by Julieann Mazzoni, and

WHEREAS, the acquisition in fee is a portion of parcel number 133400-6360-01-200661-0000, described as 86.11± square meters (926.88± square feet) more or less as shown on Map No. 42, Parcel No. 84, copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property (Fee Acquisition) for the necessary real property is attached hereto, and

WHEREAS, the Acting Commissioner of Public Works has recommended that the subject property, Fee Acquisition, be purchased for the sum of \$4,640.00 plus up to \$450 for related expenses and that the terms and conditions of the Agreements be carried forth, now, therefore, be it

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

RESOLVED, that on the submission by the property owner of deed to the aforementioned land, which shall include the terms and conditions of the Agreement to Purchase Real Property, and such other documents as may be necessary to convey free and clear title to the County of Dutchess, that payment be made to the M&T Bank in the amount of \$1,617.00 and to the property owner in the sum of \$3,023.00 for Fee Acquisition in accordance with the agreement to purchase, that the County reimburse Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

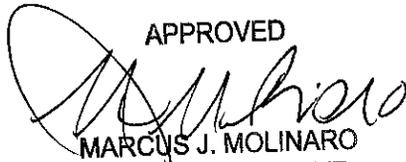
RESOLVED, that the terms and conditions of the aforementioned Agreement to Purchase Real Property (Fee Acquisition) be carried out by the Dutchess County Department of Public Works.

CA-157-13

CAB/ca/R-0907-MM

8/5/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/2013

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 5,090

Total Current Year Revenue \$ 4,836
and Source

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

Identify Line Items(s):
H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filing Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$ 4,836

Net County Cost (this year): \$ 254
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$4,640.00, identified on Map 42 Parcel 84 for the project identified as PIN 8755.41 Rehabilitation of CR 21(Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of Lagrange.

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew W. Davis 2925 _____

AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)

Project: REHABILITATION OF NOXON ROAD (NYS ROUTE 55 TO TITUSVILLE ROAD)
PIN: 8755.41 Map: 42 Parcel: 84

This Agreement by and between JULIEANN MAZZONI, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 86.11± Square Meter (926.88± Square Foot) parcel located on the East Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated December 15, 2005, and recorded on December 19, 2005 in Liber 22005 at Page 11343 (as Document #02200511343) in the Office of the County Clerk for Dutchess County, New York with the address 275 Noxon Road (Re. Tax map No. 133400-6360-01-200661-0000), and being the same lands designated as Map 42, Parcel 84 on exhibit "A" attached here to.
2. **IMPROVEMENTS INCLUDED IN THE PURCHASE.** The following improvements, if any, now in or on the property are included in this Agreement: 705.64 s.f. of lawn, 216.77 s.f. of driveway material, 1 large fir tree approximately 50' in height.
3. **PURCHASE PRICE.** The total purchase price is Four Thousand Six Hundred Forty Dollars (\$4,640.00). This price includes the acquisition of the above real property in fee as described in paragraph 1 and the improvements described in paragraph 2, if any. By entering into this agreement, the Seller consents to the issuance of a check by the Buyer to the Mortgager, M&T Bank in the amount of One Thousand Six Hundred Seventeen Dollars (\$1,617.00) and the remainder of the total compensation, Three Thousand Twenty Three Dollars (\$3,023.00) will be issued to the Seller.
4. **PAYMENT.** All by check at closing.
5. **CLOSING DATE AND PLACE.** Transfer of Title shall take place at the Dutchess County Attorney's Office, or at another mutually acceptable location, on or about September 30, 2013.
6. **TITLE DOCUMENTS.** Buyer shall provide the following documents in connection with the sale:
 - A. Closing Documents. Buyer will prepare and deliver to the Seller for execution at the time of closing the documents necessary to transfer the real property interest stated in Paragraph 1 above.
 - B. Abstract, Bankruptcy and Tax Searches, and Acquisition Map. Buyer will pay for a search of public deeds, court and tax records and will prepare a Title Certification Letter. Buyer will pay for and furnish to the Seller an acquisition map.
 - C. Buyer will be responsible for the recording of all deeds and releases in the Office of the Dutchess County Clerk.
7. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in connection with the fee simple acquisition of the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. The Buyer shall be responsible for the reimbursement to the Seller of any Lien Release Application Fees and for any Prepayment Penalties associated with the release of any liens.
8. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be

prorated and adjusted between the Seller and Buyer as of the date of closing; current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

- 9. RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY. The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
- 10. ENTIRE AGREEMENT. This agreement outlines the complete understanding of the Buyer and Seller pertaining to this acquisition. No verbal agreements or promises will be binding. This agreement must be approved by the Dutchess County Legislature and executed by the Dutchess County Executive in order for it to be binding on the parties.
- 11. NOTICES. All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.
- 12. PROJECT RELATED IMPROVEMENTS. The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Including, but not limited to the following: the shoulder of Noxon Road will be widened, a portion of a closed drainage system will be installed, and the adjacent side slope will be cleared/grubbed and graded to meet with the existing ground and seeded to re-establish a grass surface.

IN WITNESS WHEREOF, on this 24 day of July, 2013, the parties have entered into this Agreement.

Seller: JulieAnn Mazzone
Representative: XXX

By: [Signature]
JULIE ANN MAZZONE

Printed Name

OWNER
Title

Witness: [Signature]
County of Dutchess

Witness: _____

By: _____

Printed Name

Title

Witness: _____

Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

[Signature]
Carol A. Bogle
Sr. Asst. County Attorney

APPROVED AS TO CONTENT:

[Signature]
Gregory V. Bentley, P.E.
Director of Engineering

'EXHIBIT A'
 COUNTY OF DUTCHESS
 DEPARTMENT OF PUBLIC WORKS



REHABILITATION OF NOXON ROAD
 NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

MAP NO. 42
 PARCEL NO. 84, 85
 SHEET 2 OF 2

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

PARCEL 84, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF NOXON ROAD WILL BE WIDENED, A PORTION OF A CLOSED DRAINAGE SYSTEM WILL BE INSTALLED, AND THE ADJACENT SIDE SLOPE WILL BE CLEARED/GRUBBED AND GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE; DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT BEING AT THE DIVISION LINE OF LANDS OF JULIEANN MAZZONI (REPUTED OWNERS) TO THE NORTH AND LANDS OF ELEFTHERIOS FRANGETIS AND MARIGO FRANGETIS (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 5.68±m MEASURED AT RIGHT ANGLES FROM STATION 3+198.633± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY NORTH 4°16'50.00" WEST A DISTANCE OF 30.48±m (100.0±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF ROGER A MANN (REPUTED OWNER) TO THE NORTH AND LANDS OF JULIEANN MAZZONI (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.66±m MEASURED AT RIGHT ANGLES FROM STATION 3+168.220± OF SAID BASELINE; THENCE CONTINUING ALONG SAID DIVISION LINE NORTH 86°32'10.00" EAST A DISTANCE OF 3.14±m (10.3±FT) TO A POINT, SAID POINT BEING ON THE AFOREMENTIONED DIVISION LINE, SAID POINT ALSO BEING DISTANT 6.79±m MEASURED AT RIGHT ANGLES FROM STATION 3+168.056± OF SAID BASELINE; THENCE CONTINUING THROUGH THE LANDS OF JULIEANN MAZZONI (REPUTED OWNER) SOUTH 3°6'40.16" EAST A DISTANCE OF 30.49±m (100.0±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF JULIEANN MAZZONI (REPUTED OWNER) TO THE NORTH AND ELEFTHERIOS FRANGETIS AND MARIGO FRANGETIS (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 8.19±m MEASURED AT RIGHT ANGLES FROM STATION 3+198.502± OF SAID BASELINE; THENCE CONTINUING ALONG SAID DIVISION LINE SOUTH 86°32'10.00" WEST A DISTANCE OF 2.51±m (8.2±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 86.11± SQUARE METERS (926.88± SQUARE FEET) MORE OR LESS.

PARCEL 85, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE REHABILITATION OF A DRIVEWAY TO MEET THE PROPOSED ROADWAY EDGE, REMOVAL/RECONSTRUCTION OF PORTIONS OF WALL ALONG THE DRIVEWAY EDGES, AS WELL AS THE GRADING THE SIDE SLOPES OF THE DRIVEWAY AND COUNTY ROUTE 21 (NOXON ROAD) TO MEET THE EXISTING GROUND, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE DIVISION LINE OF LANDS OF ROGER A MANN (REPUTED OWNER) TO THE NORTH AND LANDS OF JULIEANN MAZZONI (REPUTED OWNER) TO THE SOUTH; SAID POINT BEING DISTANT 6.79±m MEASURED AT RIGHT ANGLES FROM STATION 3+168.056± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID DIVISION LINE NORTH 86°32'10.00" EAST A DISTANCE OF 7.92±m (26.0±FT) TO A POINT, SAID POINT BEING DISTANT 14.70±m MEASURED AT RIGHT ANGLES FROM STATION 3+167.644± OF SAID BASELINE; THENCE CONTINUING THROUGH THE LANDS OF JULIEANN MAZZONI (REPUTED OWNER) SOUTH 3°16'37.18" EAST A DISTANCE OF 10.23±m (33.6±FT) TO A POINT, SAID POINT BEING DISTANT 15.20±m MEASURED AT RIGHT ANGLES FROM STATION 3+177.861± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS SOUTH 86°39'40.37" WEST A DISTANCE OF 7.95±m (26.1±FT) TO A POINT, SAID POINT BEING DISTANT 7.26±m MEASURED AT RIGHT ANGLES FROM STATION 3+178.257± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 3°6'40.16" WEST A DISTANCE OF 10.21±m (33.5±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 81.08± SQUARE METERS (872.77± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 85, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

* THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
 BEGINNING AT STATION 3+118.745 THENCE SOUTH 0°28'56.00" EAST TO STATION 3+357.870.

MAP NUMBER 42
 REVISED DATE 4/13/12 11/12/12
 DATE PREPARED 4/13/12

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

Date Dec. 16 2012

Robert H. Bolkind

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

Recommended by:

Date December 13 2012

Gregory V. Bentley

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

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

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



Date 12/4 2012

Edward T. Gannon
 EDWARD T. GANNON, Land Surveyor
 License No. 49907

ESP-SELLS
 555 PLEASANTVILLE ROAD
 BRIARCLIFF MANOR, NY 10510

Public Works and Capital Projects Roll Call

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

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

2013248 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM JULIEANN MAZZONI

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2013248 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM JULIEANN MAZZONI

Date: September 9, 2013

Public Works & Capital Projects

RESOLUTION NO. 2013249

RE: AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM MID-HUDSON CATSKILL RURAL/ MIGRANT MINISTRY, INC.

Legislators HUTCHINGS, BORCHERT, and MICCIO offer the following and move its adoption:

WHEREAS, the Department of Public Works has proposed the improvement of a section of Noxon Road, CR 21, in the Town of LaGrange, which project (PIN #8758.69) includes the acquisition of portions of certain properties, and

WHEREAS, a Type II short environmental assessment form and a Negative Declaration was approved and adopted by this Legislature on December 8, 2008 under Resolution No. 208403, however, the Department of Public Works determined that the improvement project will not have a significant effect on the environment, and

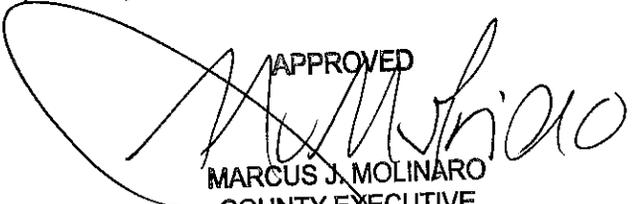
WHEREAS, the Department of Public Works has made a determination that in order to improve said road, it is necessary to acquire a portion of property presently owned by Mid-Hudson Catskill Rural/Migrant Ministry, Inc., and

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

WHEREAS, the property is a portion of parcel number 133400-6360-03-245456-0000, described as 95.27-square meters (1025.50-square feet) more or less as shown on Map No. 65, Parcel No. 138, copy is annexed hereto, and

WHEREAS, the Acting Commissioner of Public Works has recommended that the subject property be purchased for the sum of \$4,580.00 plus up to \$450 for related expenses, and that the terms and conditions of the Agreement be carried forth, now, therefore, be it

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

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/2013

RESOLVED, that on the submission by the property owner of a deed to the aforementioned land, which shall include the terms and conditions of the Advance Payment Agreement to Purchase Real Property, and such other documents as may be necessary to convey free and clear title to the County of Dutchess, that payment be made to the property owner in the sum of \$4,580.00, that the County reimburse Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

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

CA-158-13

CAB/ca/R-0907-BB1

8/6/13

Fiscal Impact: See attached statement

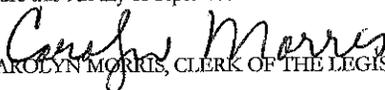
STATE OF NEW YORK

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 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 5,030

Total Current Year Revenue \$ 4,779
and Source

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

Identify Line Items(s):
H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to Mortgage Releases, Filling Fees, Property Taxes and other closing costs.

Anticipated Savings to County: \$4,779

Net County Cost (this year): \$252
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$4,580, identified on Map 65 Parcel 138, for the project identified as PIN 8758.69 Intersection Improvements at CR 21(Noxon Road), and CR 49 (Titusville Road), Town of Lagrange.

Related expenses are included in the Total Current Year Costs.

Prepared by: Matthew Davis

ADVANCE PAYMENT AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)

Project: REHABILITATION OF NOXON ROAD/TITUSVILLE ROAD INTERSECTION
PIN: 8758.69 Map: 65 Parcel: 138

This Advance Payment Agreement by and between MID-HUDSON CATSKILL RURAL/MIGRANT MINISTRY, INC., hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 95.27± Square Meter (1025.50± Square Foot) parcel located on the West Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated March 19, 1997, and recorded on the same date in Liber 1991 at Page 574 in the Office of the County Clerk for Dutchess County, New York with the address 360 Noxon Road (Re. Tax map No. 133400-6360-03-245456-0000), and being the same lands designated as Map 65, Parcel 138 on exhibit "A" attached here to.
2. **IMPROVEMENTS INCLUDED IN THE ACQUISITION.** The following improvements, if any, now in or on the property are included in this Advance Payment Agreement: four large hedges at northern edge of property.
3. **PURCHASE PRICE.** Whereas, the Seller and the Buyer cannot agree upon the value of the real property interest and the legal damages, the Buyer is willing to pay an amount equal to the amount determined by the Buyer to be the value of the real property interest to be acquired and the legal damages. This amount is Four Thousand Five Hundred Eighty Dollars (\$4,580.00). This price includes the real property interest described in Paragraph one (1) and the improvements described in Paragraph two (2). The Seller agrees, as a prerequisite to such advance payment, to execute and to deliver or cause the execution and delivery to the Buyer of all formal papers which the Buyer deems necessary to authorize payment and to secure to the Buyer a full release of all claims (other than the claim of the Seller) by reason of the acquisition of the aforementioned real property interest with improvements.
4. **PAYMENT.** Payment is to be made upon approval of this agreement by the Buyer after authorization by appropriate administrative and legal entities, as may be required by statute, and after Buyer has provided all papers necessary to convey clear title and release all third party claims to the advance payment proceeds.
5. **CLAIM.** Pursuant to New York State Eminent Domain Procedure Law, the Seller hereby reserves the right to file a claim with the Supreme Court, held in the judicial district where the real property is situated, or if a claim has been filed, reserves the right to prosecute said claim, it being understood, however, that any such claim shall be filed within one (1) year after title to the aforementioned real property interest is conveyed. It is agreed that, if the Supreme Court finds the value of the real property interest acquired is equal to or exceeds the advance payment amount, the amount of such advance payment shall be deducted from the amount so found by the court or, in the alternative, the award of said court shall be in the amount of the excess, if any, over and above the advance payment amount. In the event the amount so found by the court is less than the amount of said advance payment, the Buyer, upon application made to the court on at least eight days notice to the Seller, may request the difference between the award as found by the court and the amount of said advance payment. This Paragraph 5 of this Advance Payment Agreement shall not merge into the deed and shall survive the conveyance of the aforementioned real property interest.
6. **FILING.** It is understood and agreed by and between the parties hereto, that pursuant to statute, if no claim is filed by the Seller in the Supreme Court within one (1) year after title to the aforementioned real property interest is conveyed, then, upon the expiration of that time, this Advance Payment Agreement shall automatically become a Purchase Agreement in full and complete settlement of all claims without further ratification, approval or consent by Seller and Seller shall be deemed to have released Seller's claim against the Buyer.

7. TITLE DOCUMENTS. Buyer will pay for and furnish to the Seller an acquisition map.
8. MARKETABILITY OF TITLE. Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in fee simple and/or permanent easement to the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph three (3), and paid to the appropriate party by the Buyer.
9. RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS. Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between Seller and Buyer as of the date of conveyance: current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.
10. RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY. The aforesaid terms, agreements and understandings shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
11. ENTIRE AGREEMENT. This Advance Payment Agreement when signed by both the Buyer and the Seller will be the record of the complete Advance Payment Agreement between the Buyer and Seller concerning the condemnation of the property. No verbal agreements or promises will be binding.
12. NOTICES. All notices under this Advance Payment Agreement shall be deemed delivered upon receipt. Any notices relating to this Advance Payment Agreement may be given by the attorneys for the parties.
13. PROJECT RELATED IMPROVEMENTS. The following improvements will occur within this fee acquisition as a result of the Rehabilitation of the Noxon Road/Titusville Road Intersection Project, PIN 8758.69: Improvements including, but not limited to: the shoulder of Noxon Road will be widened and portions of new curb islands will be installed.
14. ADDENDA. The following Addenda are incorporated into this Advance Payment Agreement:
 Temporary Easement Cost to Cure Other _____

IN WITNESS WHEREOF, on this 12 day of July, 2013, the parties have entered into this Advance Payment Agreement.

Seller: Mid-Hudson Catskill Rural/Migrant Ministry, Inc.

By: [Signature]
 Title: EXECUTIVE DIRECTOR, MID-HUDSON CATSKILL RURAL & MIGRANT MINISTRY INC.

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

On this 12 day of July, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared RICHARD WITT, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on this instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

GERARDO GUTIERREZ
 Notary Public, State of New York
 Registration No. 02GU6224063
 Qualified in Dutchess County
 Commission Expires June 28, 2014

[Signature]
 Notary Public

County of Dutchess

Witness: _____

Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Carol A. Bogle
Sr. Asst. County Attorney

Robert Ballard for *Gregory V. Bentley*, P.E.
Director of Engineering



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MAP NO. 65
 PARCEL NO. 138, 139
 SHEET 1 OF 2

REHABILITATION OF NOXON ROAD (CR 21)
 AND TITUSVILLE ROAD (CR 49) INTERSECTION

PIN 8758.69

Originals of this map (sheets 1 and 2) are on file at the offices of the Dutchess County Department of Public Works
 MID-HUDSON CATSKILL RURAL/MIGRANT MINISTRY, INC. (REPUTED OWNER)
 L.1991 P.0574

ACQUISITION DESCRIPTION:
 Types: FEE, T.E.
 Portion of Real Property Tax
 Parcel ID No.
 133400-6360-03-245456-0000

Town of LaGrange
 County of Dutchess
 State of New York

REPUTED OWNER:
 Mid-Hudson Catskill
 Rural/Migrant Ministry, Inc.
 360 Noxon Road
 Poughkeepsie, NY 12603

GTY BY LEASING-INC.
 (REPUTED OWNER)

298 TITUSVILLE ROAD

**MID-HUDSON CATSKILL
 RURAL/MIGRANT MINISTRY, INC.**
 (REPUTED OWNER)

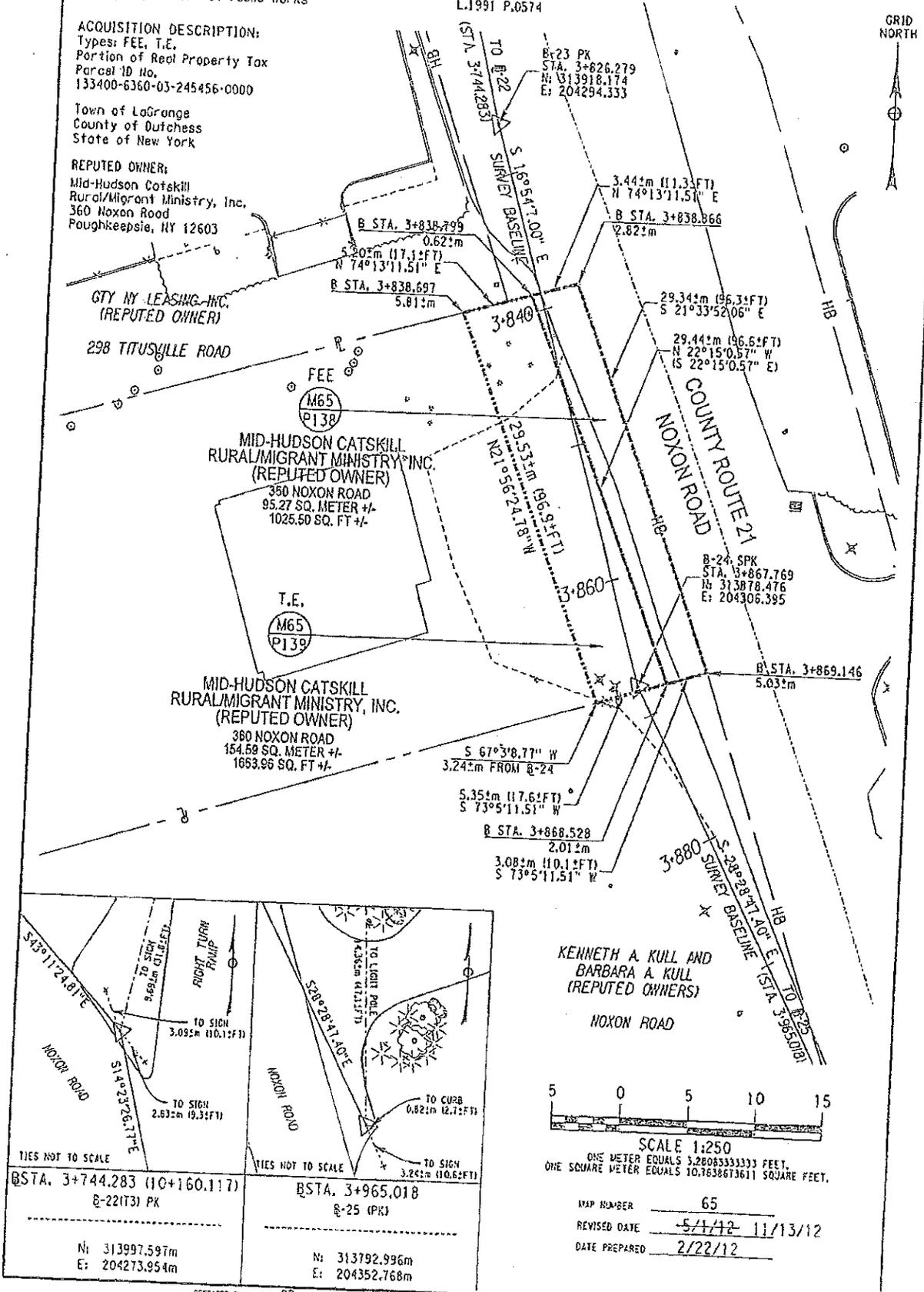
350 NOXON ROAD
 95.27 SQ. METER +/-
 1025.50 SQ. FT +/-

**MID-HUDSON CATSKILL
 RURAL/MIGRANT MINISTRY, INC.**
 (REPUTED OWNER)

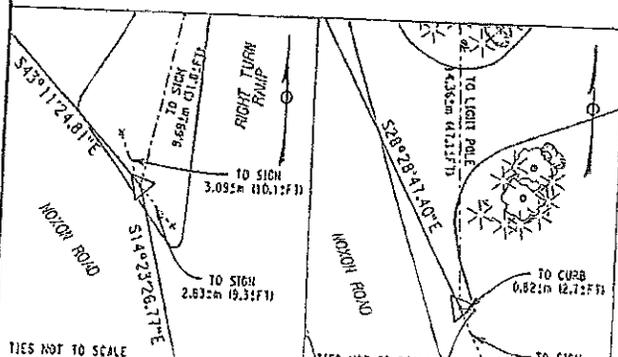
360 NOXON ROAD
 164.59 SQ. METER +/-
 1653.96 SQ. FT +/-

**KENNETH A. KULL AND
 BARBARA A. KULL**
 (REPUTED OWNERS)

NOXON ROAD



GRID NORTH



SCALE 1:250
 ONE METER EQUALS 3.280833333 FEET.
 ONE SQUARE METER EQUALS 10.76386671 SQUARE FEET.

TIES NOT TO SCALE B.STA. 3+744.283 (10+160.117) B-22(T3) PK N: 313997.597m E: 204273.954m	TIES NOT TO SCALE B.STA. 3+965.018 B-25 (PK) N: 313792.996m E: 204352.768m
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MAP NUMBER 65
 REVISED DATE 5/1/12 11/13/12
 DATE PREPARED 2/22/12

Statement of Corporation Authority

This is to certify that Richard Witt, Executive Director of Mid-Hudson Catskill Rural Migrant Ministry, has the authority to sign any/all documents for the property located at 360 Noxon Road, Poughkeepsie, NY Parcel 133400-6360-03-245456 in reference to the acquisition of Map 65 of the Dutchess County Rehabilitation of Noxon Road/Titusville Road Intersection Project, PIN 8758.69.

By:

Jane B. Koritz

Signature

JANE B KORITZ

Print Name

Secretary, Rural + Migrant Ministry Board

Title

7-17-2013

Date

Board of Directors of Mid-Hudson Catskill Rural/Migrant Ministry
(also known as Rural and Migrant Ministry, Inc.)

Public Works and Capital Projects Roll Call

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

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

2013249 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM MID-HUDSON CATSKILL RURAL/MIGRANT MINISTRY, INC

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2013249 AUTHORIZING ACQUISITION IN FEE OF REAL PROPERTY FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM MID-HUDSON CATSKILL RURAL/MIGRANT MINISTRY, INC

Date: September 9, 2013

RESOLUTION NO. 2013250

RE: AUTHORIZING FEE ACQUISITION FOR THE REHABILITATION
OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE
FROM DANILLO MASSARONE AND MARIA MASSARONE

Legislators HUTCHINGS, BORCHERT, and MICCIO offer the following and
move its adoption:

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

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

WHEREAS, the Department of Public Works has made a determination that in
order to improve said road, it is necessary to acquire a portion of property presently owned by
Danilo Massarone and Maria Massarone, and

WHEREAS, the acquisition of a portion of parcel number 133400-6360-01-
197696-0000, described as 176.04~~square~~ meters (1,894.90~~square~~ feet) more or less as shown on
Map No. 35, Parcel No. 71, copy is annexed hereto, and

WHEREAS, the Agreement to Purchase Real Property for the necessary real
property is attached hereto, and

WHEREAS, the Acting Commissioner of Public Works has recommended that
the subject property, be purchased for the sum of \$7,260.00 plus up to \$450.00 for related
expenses, and that the terms and conditions of the Agreement be carried forth, now, therefore, be
it

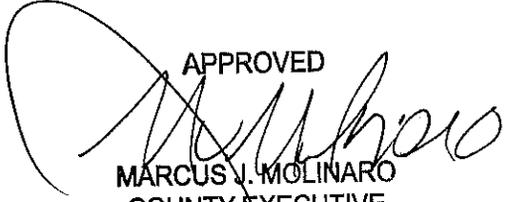
RESOLVED, that the County Executive or his designee is authorized to execute
the Agreement to Purchase Real Property in substantially the form annexed hereto and all
documents in connection with this acquisition, and be it further

RESOLVED, that on the submission by the property owner of a deed to the
aforementioned land, which shall include the terms and conditions of the Agreement to Purchase
Real Property, and such other documents as may be necessary to convey free and clear title to
the County of Dutchess, that payment be made to the property owner in the sum of \$7,260.00,

that the County reimburse Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

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

CA-165-13
CAB/kvh/R-0907-GG
8/15/13
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/2013

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 7,710

Total Current Year Revenue \$ 7,325
and Source

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

Identify Line Items(s):
H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to morgage releases, filing fees, property taxes and other closing costs.

Anticipated Savings to County: \$ 7,325

Net County Cost (this year): \$ 385
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$7,260, identified on Map 35, Parcel 71 for the project identified as PIN 8755.41, Rehabilitation of CR 21 (Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of LaGrange.

Prepared by: Matthew W. Davis, ext. 2929

AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)

Project: REHABILITATION OF NOXON ROAD (NYS ROUTE 55 TO TITUSVILLE ROAD)
PIN: 8755.41 Map: 35 Parcel: 71

This Agreement by and between DANILLO MASSARONE and MARIA MASSARONE, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 176.04± Square Meter (1894.90± Square Foot) parcel located on the East Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated May 18, 2011, and recorded on June 9, 2011 in Liber 22011 at Page 2643 (as Document 0220112643) in the Office of the County Clerk for Dutchess County, New York with the address 259 Noxon Road (Re. Tax map No. 133400-6360-01-197696-0000), and being the same lands designated as Map 35, Parcel 71 on exhibit "A" attached hereto.
2. **IMPROVEMENTS INCLUDED IN THE PURCHASE.** The following improvements, if any, now in or on the property are included in this Agreement:
The removal of the following: 1,517.72 sq. ft. of lawn; 212.58 sq. ft. of driveway material; (2) 13" dia. Trees; (1) 10" dia Tree; (1) 7" dia Tree; (1) 15" dia Tree; 40 sq. ft. of concrete block retaining wall
3. **PURCHASE PRICE.** The total purchase price is SEVEN THOUSAND TWO HUNDRED SIXTY Dollars (\$7,260.00). This price includes the acquisition of the above real property in fee as described in paragraph 1 and the improvements described in paragraph 2, if any.
4. **PAYMENT.** All by check at closing.
5. **CLOSING DATE AND PLACE.** Transfer of Title shall take place at the Dutchess County Attorney's Office, or at another mutually acceptable location, on or about July 15, 2013.
6. **TITLE DOCUMENTS.** Buyer shall provide the following documents in connection with the sale:
 - A. **Closing Documents.** Buyer will prepare and deliver to the Seller for execution at the time of closing the documents necessary to transfer the real property interest stated in Paragraph 1 above.
 - B. **Abstract, Bankruptcy and Tax Searches, and Acquisition Map.** Buyer will pay for a search of public deeds, court and tax records and will prepare a Title Certification Letter. Buyer will pay for and furnish to the Seller an acquisition map.
 - C. Buyer will be responsible for the recording of all deeds and releases in the Office of the Dutchess County Clerk.
7. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in connection with the fee simple acquisition of the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. The Buyer shall be responsible for the reimbursement to the Seller of any Lien Release Application Fees and for any Prepayment Penalties associated with the release of any liens.
8. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between the Seller and Buyer as of the date of closing; current taxes computed on a fiscal

year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

- 9. RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY. The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
- 10. ENTIRE AGREEMENT. This agreement outlines the complete understanding of the Buyer and Seller pertaining to this acquisition. No verbal agreements or promises will be binding. This agreement must be approved by the Dutchess County Legislature and executed by the Dutchess County Executive in order for it to be binding on the parties.
- 11. NOTICES. All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.
- 12. PROJECT RELATED IMPROVEMENTS. The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Including, but not limited to the following: the shoulder of Noxon Road will be widened, a portion of a closed drainage system will be installed, and the adjacent side slope will be cleared/grubbed and graded to meet with the existing ground and seeded to re-establish a grass surface.

IN WITNESS WHEREOF, on this 26th day of June, 2013, the parties have entered into this Agreement.

Seller: Danilo Massarone and Maria Massarone
Representative: XXX

By: Danilo Massarone

By: _____

Danilo Massarone
Printed Name

Printed Name

Owner
Title

Title

Witness: [Signature]

Witness: _____

County of Dutchess

Witness: _____

Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Carol A. Bogle
Sr. Asst. County Attorney

[Signature]
Gregory V. Bentley, P.E.
Director of Engineering



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MAP NO. 35
 PARCEL NO. 71, 72
 SHEET 1 OF 2

REHABILITATION OF NOXON ROAD
 NY ROUTE 55 TO TITUSVILLE ROAD

PH 8755.41

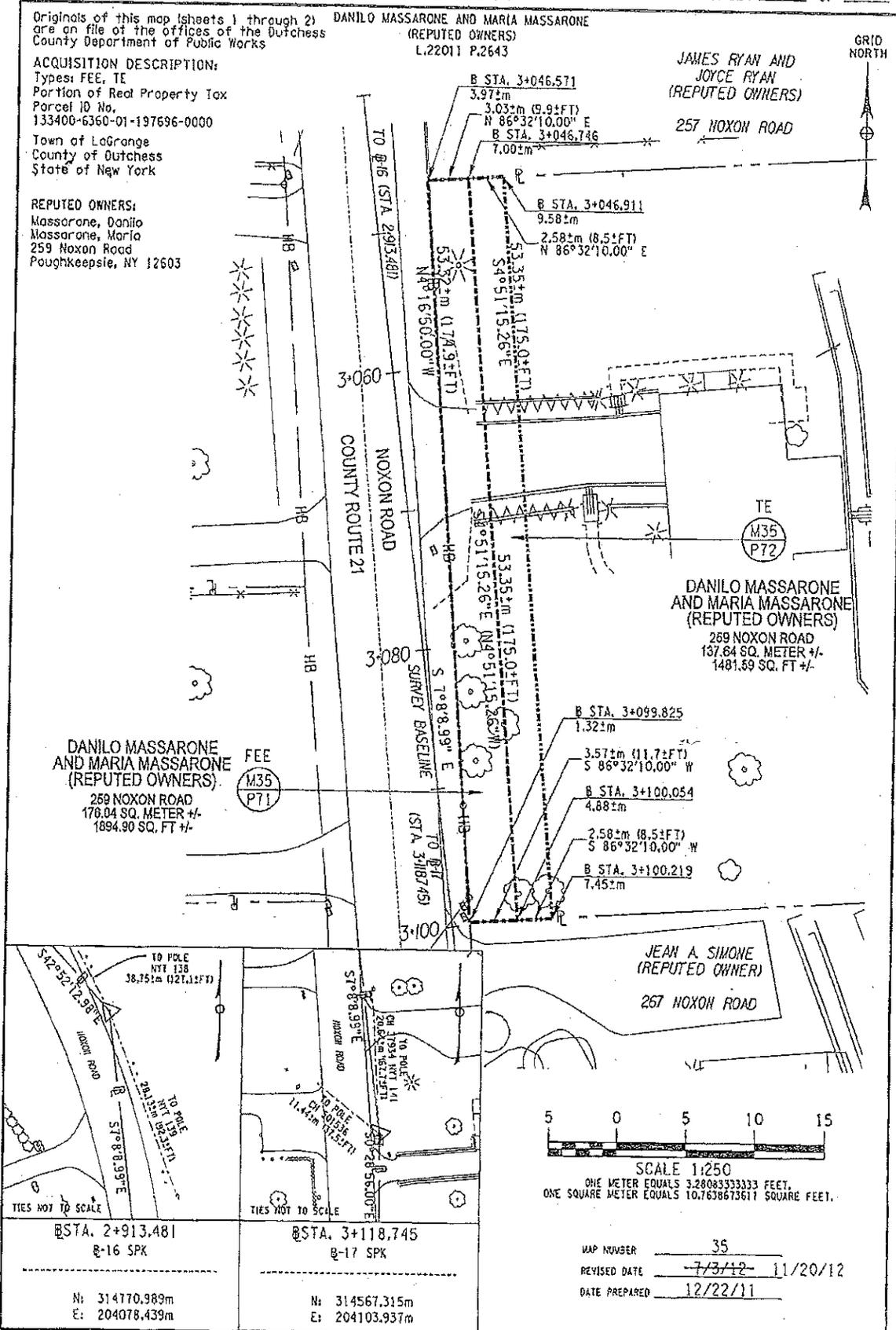
Originals of this map (sheets 1 through 2) DANILO MASSARONE AND MARIA MASSARONE
 are on file at the offices of the Dutchess
 County Department of Public Works
 (REPUTED OWNERS)
 L.22011 P.2643

ACQUISITION DESCRIPTION:
 Types: FEE, TE
 Portion of Real Property Tax
 Parcel ID No.
 133400-6360-01-197696-0000
 Town of LaGrange
 County of Dutchess
 State of New York

REPUTED OWNERS:
 Massarone, Danilo
 Massarone, Maria
 259 Noxon Road
 Poughkeepsie, NY 12603

**JAMES RYAN AND
 JOYCE RYAN
 (REPUTED OWNERS)**

GRID
 NORTH



MAP NUMBER 35
 REVISED DATE 7/3/12 11/20/12
 DATE PREPARED 12/22/11



'EXHIBIT A'
 COUNTY OF DUTCHESS
 DEPARTMENT OF PUBLIC WORKS

MAP NO. 35
 PARCEL NO. 71, 72
 SHEET 2 OF 2

REHABILITATION OF NOXON ROAD
 NY ROUTE 55 TO TITUSVILLE ROAD

PJN 8755.41

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

PARCEL 71, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF NOXON ROAD WILL BE WIDENED, A PORTION OF A CLOSED DRAINAGE SYSTEM WILL BE INSTALLED, AND THE ADJACENT SIDE SLOPE WILL BE CLEARED/GRUBBED AND GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE; DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT BEING AT THE DIVISION LINE OF LANDS OF JAMES RYAN AND JOYCE RYAN (REPUTED OWNERS) TO THE NORTH AND LANDS OF DANILO MASSARONE AND MARIA MASSARONE (REPUTED OWNERS) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.972m MEASURED AT RIGHT ANGLES FROM STATION 3+046.571± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID DIVISION LINE NORTH 86°32'10.00" EAST A DISTANCE OF 3.032m (9.92FT) TO A POINT, SAID POINT BEING DISTANT 7.002m MEASURED AT RIGHT ANGLES FROM STATION 3+046.746± OF SAID BASELINE; THENCE CONTINUING THROUGH THE LANDS OF DANILO MASSARONE AND MARIA MASSARONE (REPUTED OWNERS) SOUTH 4°51'15.26" EAST A DISTANCE OF 53.352m (175.02FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF DANILO MASSARONE AND MARIA MASSARONE (REPUTED OWNERS) TO THE NORTH AND LANDS OF JEAN A. SIMONE (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 4.882m MEASURED AT RIGHT ANGLES FROM STATION 3+100.054± OF SAID BASELINE; THENCE CONTINUING ALONG SAID DIVISION LINE SOUTH 86°32'10.00" WEST A DISTANCE OF 3.572m (11.72FT) TO A POINT, SAID POINT ON THE AFOREMENTIONED DIVISION LINE, SAID POINT ALSO ON THE EASTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD); SAID POINT ALSO BEING DISTANT 1.322m MEASURED AT RIGHT ANGLES FROM STATION 3+099.825± OF SAID BASELINE; THENCE CONTINUING ALONG SAID BOUNDARY NORTH 4°16'50.00" WEST A DISTANCE OF 53.322m (174.92FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 176.04± SQUARE METERS (1894.90± SQUARE FEET) MORE OR LESS.

PARCEL 72, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE REHABILITATION OF A DRIVEWAY TO MEET THE PROPOSED ROADWAY EDGE, REMOVAL/RECONSTRUCTION OF PORTIONS OF WALL ALONG THE DRIVEWAY EDGES, AS WELL AS THE GRADING THE SIDE SLOPES OF THE DRIVEWAY AND COUNTY ROUTE 21 (NOXON ROAD) TO MEET THE EXISTING GROUND, CLEARING/GRUBBING ACTIVITIES, PLANTING OF TREES, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE DIVISION LINE OF LANDS OF JAMES RYAN AND JOYCE RYAN (REPUTED OWNERS) TO THE NORTH AND LANDS OF DANILO MASSARONE AND MARIA MASSARONE (REPUTED OWNERS) TO THE SOUTH; SAID POINT BEING DISTANT 7.002m MEASURED AT RIGHT ANGLES FROM STATION 3+046.746± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID DIVISION LINE NORTH 86°32'10.00" EAST A DISTANCE OF 2.582m (8.52FT) TO A POINT, SAID POINT BEING DISTANT 9.582m MEASURED AT RIGHT ANGLES FROM STATION 3+046.911± OF SAID BASELINE; THENCE THROUGH THE LANDS OF DANILO MASSARONE AND MARIA MASSARONE (REPUTED OWNERS) SOUTH 4°51'15.26" EAST A DISTANCE OF 53.352m (175.02FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF DANILO MASSARONE AND MARIA MASSARONE (REPUTED OWNERS) TO THE NORTH AND LANDS OF JEAN A. SIMONE (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 7.452m MEASURED AT RIGHT ANGLES FROM STATION 3+100.219± OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 86°32'10.00" WEST A DISTANCE OF 2.582m (8.52FT) TO A POINT, SAID POINT BEING DISTANT 4.882m MEASURED AT RIGHT ANGLES FROM STATION 3+100.054± OF SAID BASELINE; THENCE CONTINUING THROUGH SAID LANDS NORTH 4°51'15.26" WEST A DISTANCE OF 53.352m (175.02FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 137.64± SQUARE METERS (1481.59± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 72, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
 BEGINNING AT STATION 2+913.481 THENCE SOUTH 7°8'8.99" EAST TO STATION 3+118.745.

MAP NUMBER 35
 REVISED DATE 7/3/12 11/20/12
 DATE PREPARED 12/22/11

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

Date Dec 16 2012

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

Recommended by:

Date December 13 2012

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

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

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



Date 12/4 2012

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

WSP - SELLS
 555 PLEASANTVILLE ROAD
 BRIARCLIFF MANOR, NY 10510

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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

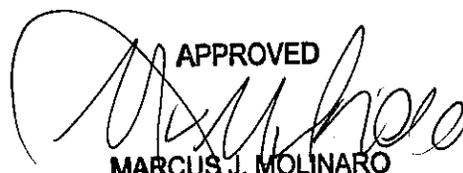
2013250 AUTHORIZING FEE ACQUISITION FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM DANIL0 MASSARONE AND MARIA MASSARONE

Date: September 9, 2013

that the County reimburse Grantor for fees associated with the Release of Mortgage application, if any, and pay all necessary transfer tax and filing fees, and be it further

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

CA-166-13
CAB/kvh/R-0907-PP
8/15/13
Fiscal Impact: See attached statement

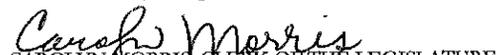

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/2013

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 5,425

Total Current Year Revenue \$ 5,154
and Source

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

Identify Line Items(s):

H0290 5110 3009

Related Expenses: Amount \$ 450

Nature/Reason:

Anticipated expenses related to morgage releases, filing fees, property taxes and other closing costs.

Anticipated Savings to County: \$5,154

Net County Cost (this year): \$271

Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement pertains to accompanying resolution request form for the authorization to acquire additional right of way for a consideration of \$4,975, Identified on Map 47, Parcel 94 for the project identified as PIN 8755.41, Rehabilitation of CR 21 (Noxon Road), NYS 55 to CR 49 (Titusville Road), Town of LaGrange.

Prepared by: Matthew W. Davis, ext. 2929

AGREEMENT TO PURCHASE REAL PROPERTY
(FEE ACQUISITION)

Project: REHABILITATION OF NOXON ROAD (NYS ROUTE 55 TO TITUSVILLE ROAD)
PIN: 8755.41 Map: 47 Parcel: 94

This Agreement by and between KAREN MILLS-HERON, hereinafter referred to as the "Seller", and the COUNTY OF DUTCHESS, hereinafter referred to as the "Buyer", pertains to that portion of real property interest required for public right of way purposes only.

1. **PROPERTY DESCRIPTION.** The Seller agrees to sell, grant, convey all right, title and interest to a 28.02± Square Meter (301.64± Square Foot) parcel located on the West Side of CR 21, Noxon Road, in the Town of LaGrange, Dutchess County, New York, further described as:

Being a portion of those same lands described in a deed dated January 26, 2001, and recorded on February 15, 2001 in Liber 22001 at Page 1252 (as Document #0220011252) in the Office of the County Clerk for Dutchess County, New York with the address 294 Noxon Road (Re. Tax map No. 133400-6360-01-174611-0000), and being the same lands designated as Map 47, Parcel 94 on exhibit "A" attached hereto.
2. **IMPROVEMENTS INCLUDED IN THE PURCHASE.** The following improvements, if any, now in or on the property are included in this Agreement: 301.39 sq. ft. of lawn to be removed. (1) 36" diameter tree, (1) 11" diameter tree, (1) 15" diameter tree, (1) 9" diameter tree to be removed.
3. **PURCHASE PRICE.** The total purchase price is FOUR THOUSAND NINE HUNDRED SEVENTY FIVE Dollars (\$4,975.00). This price includes the acquisition of the above real property in fees described in paragraph 1 and the improvements described in paragraph 2, if any.
4. **PAYMENT.** All by check at closing.
5. **CLOSING DATE AND PLACE.** Transfer of Title shall take place at the Dutchess County Attorney's Office, or at another mutually acceptable location, on or about September 30, 2013.
6. **TITLE DOCUMENTS.** Buyer shall provide the following documents in connection with the sale:
 - A. **Closing Documents.** Buyer will prepare and deliver to the Seller for execution at the time of closing the documents necessary to transfer the real property interest stated in Paragraph 1 above.
 - B. **Abstract, Bankruptcy and Tax Searches, and Acquisition Map.** Buyer will pay for a search of public deeds, court and tax records and will prepare a Title Certification Letter. Buyer will pay for and furnish to the Seller an acquisition map.
 - C. Buyer will be responsible for the recording of all deeds and releases in the Office of the Dutchess County Clerk.
7. **MARKETABILITY OF TITLE.** Buyer shall pay for curative action, as deemed necessary by the Buyer, to insure good and valid marketable title in connection with the fee simple acquisition of the property. Such curative action is defined as the effort required to clear title, including but not limited to attending meetings, document preparation, obtaining releases and recording documents. The Seller shall be responsible for the cost to satisfy liens and encumbrances identified by the Buyer. Said cost shall be deducted from the amount stated in paragraph 3, and paid to the appropriate party by the Buyer at the time of closing. The Buyer shall be responsible for the reimbursement to the Seller of any Lien Release Application Fees and for any Prepayment Penalties associated with the release of any liens.
8. **RECORDING COSTS, TRANSFER TAX & CLOSING ADJUSTMENTS.** Buyer will pay all recording fees and the real property transfer tax. The following, as applicable and as deemed appropriate by the Buyer, will be prorated and adjusted between the Seller and Buyer as of the date of closing; current taxes computed on a fiscal year basis, excluding delinquent items, interest and penalties; rent payments; current common charges or assessments.

9. RESPONSIBILITY OF PERSONS UNDER THIS AGREEMENT; ASSIGNABILITY. The stipulations aforesaid shall bind and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto.
10. ENTIRE AGREEMENT. This agreement outlines the complete understanding of the Buyer and Seller pertaining to this acquisition. No verbal agreements or promises will be binding. This agreement must be approved by the Dutchess County Legislature and executed by the Dutchess County Executive in order for it to be binding on the parties.
11. NOTICES. All notices under this agreement shall be deemed delivered upon receipt. Any notices relating to this agreement may be given by the attorneys for the parties.
12. PROJECT RELATED IMPROVEMENTS. The following improvements will occur within this fee acquisition as a result of the Rehabilitation of Noxon Road Project, PIN 8755.41: Including, but not limited to the following: the shoulder of Noxon Road will be widened, and the adjacent side slope will be cleared/grubbed and graded to meet with the existing ground and seeded to re-establish a grass surface.

IN WITNESS WHEREOF, on this 12 day of August 2013, the parties have entered into this Agreement.

Seller: Karen Mills-Heron
Representative:

By: [Signature]

By: 8/12/2013

Karen Mills Heron
Printed Name

Printed Name

Owner
Title

Title

Witness: [Signature]

Witness: _____

County of Dutchess

Witness: _____

Buyer: _____

Marcus J. Molinaro
County Executive

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Carol A. Bogle
Sr. Asst. County Attorney

[Signature]
Gregory V. Bentley, P.E.
Director of Engineering



'EXHIBIT A'
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

MAP NO. 47
 PARCEL NO. 94, 95
 SHEET 1 OF 2

REHABILITATION OF NOXON ROAD
 NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

KAREN MILLS-HERON
 (REPUTED OWNER)
 L.22001 P.1252

Originals of this map (sheets 1 through 2)
 are on file at the offices of the Dutchess
 County Department of Public Works

ACQUISITION DESCRIPTION:
 Types: FEE, TE
 Portion of Real Property Tax
 Parcel ID No.
 133400-6360-01-174611-0000
 Town of LaGrange
 County of Dutchess
 State of New York

REPUTED OWNER:
 Mills-Heron, Karen
 294 Noxon Road
 Poughkeepsie, NY 12603

PETER MARROCCO AND
 ANGELA MARROCCO
 (REPUTED OWNERS)

290 NOXON ROAD

B STA. 3+317.886
 11.84±m

B STA. 3+317.016
 2.68±m

9.20±m
 (30.2±FT)

N84°5'23.93"E

TE

(M47)
 (P95)

KAREN MILLS-HERON
 (REPUTED OWNER)
 294 NOXON ROAD
 242.98 SQ. METER +/-
 2815.45 SQ. FT +/-

FEE

(M47)
 (P94)

KAREN MILLS-HERON
 (REPUTED OWNER)
 294 NOXON ROAD
 28.02 SQ. METER +/-
 301.64 SQ. FT +/-

6.76±m (22.2±FT)
 S 84°5'23.93" W

B STA. 3+346.277
 9.81±m

KAREN MILLS-HERON
 (REPUTED OWNER)
 298 NOXON ROAD

B STA. 3+347.636
 3.07±m

1.84±m (6.0±FT)
 S 84°5'23.93" W

B STA. 3+347.462
 1.24±m

GRID
 NORTH



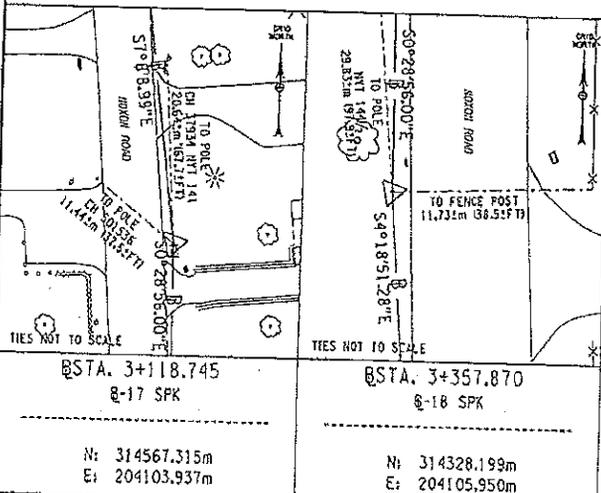
TO B/F (STA. 3+187.745)

3-320

NOXON ROAD
 COUNTY ROUTE 21

3-340

TO B/F (STA. 3+357.870)



SCALE 1:250
 ONE METER EQUALS 3.280833333 FEET.
 ONE SQUARE METER EQUALS 10.7638673611 SQUARE FEET.

MAP NUMBER 47
 REVISED DATE 4/13/12 11/26/12
 DATE PREPARED 4/13/12

B STA. 3+118.745
 @-17 SPK

B STA. 3+357.870
 @-18 SPK

N: 314567.315m
 E: 204103.937m

N: 314328.199m
 E: 204105.950m

PREPARED BY DB CHECKED BY EG/JA FINAL CHECK BY MAU



'EXHIBIT A'
 COUNTY OF DUTCHESS
 DEPARTMENT OF PUBLIC WORKS

MAP NO. 47
 PARCEL NO. 94, 95
 SHEET 2 OF 2

REHABILITATION OF NOXON ROAD
 NY ROUTE 55 TO TITUSVILLE ROAD

PIN 8755.41

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

PARCEL 94, A FEE ACQUISITION TO BE EXERCISED FOR THE PURPOSE OF THE WIDENING OF COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT WITH IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO THE FOLLOWING: THE SHOULDER OF NOXON ROAD WILL BE WIDENED, AND THE ADJACENT SIDE SLOPE WILL BE CLEARED/GRUBBED AND GRADED TO MEET WITH THE EXISTING GROUND AND SEEDED TO RE-ESTABLISH A GRASS SURFACE; DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT ALSO BEING AT THE INTERSECTION OF SAID BOUNDARY AND THE DIVISION LINE OF LANDS OF PETER MARROCCO AND ANGELA MARROCCO (REPUTED OWNERS) TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 2.68±m MEASURED AT RIGHT ANGLES FROM STATION 3+317.016± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE ALONG SAID BOUNDARY SOUTH 3°11'36.07" EAST A DISTANCE OF 30.48±m (100.0±FT) TO A POINT, SAID POINT BEING AT THE INTERSECTION OF SAID BOUNDARY AND THE DIVISION LINE OF LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 1.24±m MEASURED AT RIGHT ANGLES FROM STATION 3+347.462± OF SAID BASELINE; THENCE ALONG SAID DIVISION LINE SOUTH 84°5'23.93" WEST A DISTANCE OF 1.84±m (6.0±FT) TO A POINT, SAID POINT BEING DISTANT 3.07±m MEASURED AT RIGHT ANGLES FROM STATION 3+347.636± OF SAID BASELINE; THENCE CONTINUING THROUGH THE LANDS OF KAREN MILLS-HERON (REPUTED OWNER) NORTH 0°14'56.94" EAST A DISTANCE OF 30.62±m (100.5±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 20.02± SQUARE METERS (301.64± SQUARE FEET) MORE OR LESS.

PARCEL 95, A TEMPORARY EASEMENT TO BE EXERCISED FOR THE PURPOSE OF WORK AREA IN CONNECTION WITH THE CLEARING/GRUBBING AND GRADING OF THE SIDE SLOPES OF COUNTY ROUTE 21 (NOXON ROAD) TO MEET THE EXISTING GROUND, SEEDING TO RE-ESTABLISH A GRASS SURFACE, AND PLACEMENT OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES FOR THE DURATION OF THIS PROJECT; ALONG COUNTY ROUTE 21 (NOXON ROAD) FOR THE NOXON ROAD REHABILITATION PROJECT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY BOUNDARY OF COUNTY ROUTE 21 (NOXON ROAD), SAID POINT ALSO BEING AT THE INTERSECTION OF SAID BOUNDARY AND THE DIVISION LINE OF LANDS OF PETER MARROCCO AND ANGELA MARROCCO (REPUTED OWNERS) TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 2.68±m MEASURED AT RIGHT ANGLES FROM STATION 3+317.016± OF THE HEREINAFTER DESCRIBED SURVEY BASELINE FOR THE RECONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD); THENCE THROUGH THE LANDS OF KAREN MILLS-HERON SOUTH 0°14'56.94" WEST A DISTANCE OF 30.62±m (100.5±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 3.07±m MEASURED AT RIGHT ANGLES FROM STATION 3+347.636± OF SAID BASELINE, THENCE ALONG SAID DIVISION LINE SOUTH 84°5'23.93" WEST A DISTANCE OF 6.76±m (22.2±FT) TO A POINT, SAID POINT BEING DISTANT 9.81±m MEASURED AT RIGHT ANGLES FROM STATION 3+348.277± OF SAID BASELINE; THENCE CONTINUING THROUGH THE LANDS OF KAREN MILLS-HERON (REPUTED OWNER) NORTH 4°17'54.28" WEST A DISTANCE OF 30.46±m (99.9±FT) TO A POINT, SAID POINT BEING ON THE DIVISION LINE OF THE LANDS OF PETER MARROCCO AND ANGELA MARROCCO (REPUTED OWNERS) TO THE NORTH AND LANDS OF KAREN MILLS-HERON (REPUTED OWNER) TO THE SOUTH, SAID POINT ALSO BEING DISTANT 11.84±m MEASURED AT RIGHT ANGLES FROM STATION 3+317.886± OF SAID BASELINE; THENCE CONTINUING ALONG SAID DIVISION LINE NORTH 84°5'23.93" EAST A DISTANCE OF 9.20±m (30.2±FT) TO THE POINT OF BEGINNING, SAID PARCEL BEING 242.98± SQUARE METERS (2615.45± SQUARE FEET) MORE OR LESS.

RESERVING, HOWEVER, TO THE OWNER OF ANY RIGHT, TITLE OR INTEREST IN AND TO THE PROPERTY DESCRIBED ABOVE AS PARCEL NO. 95, AND SUCH OWNER'S SUCCESSORS OR ASSIGNS, THE RIGHTS OF ACCESS AND THE RIGHT OF USING SAID PROPERTY AND SUCH USE SHALL NOT BE FURTHER LIMITED OR RESTRICTED UNDER THIS EASEMENT BEYOND THAT WHICH IS NECESSARY TO EFFECTUATE ITS PURPOSES FOR, AND AS ESTABLISHED BY, THE CONSTRUCTION AND AS SO CONSTRUCTED, THE MAINTENANCE, OF THE HEREIN IDENTIFIED PROJECT.

THE SURVEY BASELINE IS A PORTION OF THE 2006 SURVEY BASELINE FOR THE RE-CONSTRUCTION OF COUNTY ROUTE 21 (NOXON ROAD), AS SHOWN ON THE MAP AND DESCRIBED AS FOLLOWS:
 BEGINNING AT STATION 3+118.745; THENCE SOUTH 0°28'56.00" EAST TO STATION 3+357.870.

MAP NUMBER 47
 REVISED DATE 4/13/12 11/26/12
 DATE PREPARED 4/13/12

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

Date Dec. 16 2012

Robert H. Balkind

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

Recommended by:

Date December 13 2012

Gregory V. Bentley

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

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

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



Date 12/4 2012

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

GSP - SELLS
 555 PLEASANTVILLE ROAD
 BRIARCLIFF MANOR, NY 10510

Public Works and Capital Projects Roll Call

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

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 12 0
 Yes No
 Abstentions: 0

2013251 AUTHORIZING FEE ACQUISITION FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM KAREN MILLS-HERON

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total: 24 0
 Yes No
 Abstentions: 0

2013251 AUTHORIZING FEE ACQUISITION FOR THE REHABILITATION OF A SECTION OF CR 21, NOXON ROAD, TOWN OF LA GRANGE FROM KAREN MILLS-HERON

Date: September 9, 2013

RESOLUTION NO. 2013252

RE: AUTHORIZE GRANT AGREEMENT WITH NEW YORK STATE
OFFICE OF INDIGENT LEGAL SERVICES AND AMENDING THE
2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO PUBLIC
DEFENDER (A.1170)

Legislators ROMAN, ROLISON, WILKINSON and KELSEY offers the following
and moves its adoption:

WHEREAS, the Public Defender has advised that the New York State Office of
Indigent Legal Services has awarded a grant in the amount of \$615,102.00 for the purpose of funding
counsel at first arraignment in the County, and

WHEREAS, this program provides legal assistance to indigent individuals arrested
and facing incarceration in the Dutchess County Jail at their first appearance before a magistrate in
designated jurisdictions within the County, and

WHEREAS, the Public Defender will hire additional staff to fulfill the programmatic
requirements of this grant, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the Grant
Agreement and amend the 2013 Adopted County Budget to provide for the receipt and expenditure of
said funds as outlined in the grant, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive to accept
the grant award from the New York State Office of Indigent Legal Services and further authorizes
and empowers the County Executive to execute said grant on behalf of the County of Dutchess, and
be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and
directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1170.4412	Grant Project Costs	<u>\$102,517</u>
-------------	---------------------	------------------

REVENUES

Increase

A.1170.30890.01	Other St Aid Indigent Legal Svc	<u>\$102,517</u>
-----------------	---------------------------------	------------------

CA-161-13 G-0186 08/13/13 Fiscal Impact: See attached statement
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 9th day of September 2013, and that the same is a
true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 102,517

Total Current Year Revenue \$ 102,517

and Source
NYS Office of Indigent legal Services
Counsel at First Appearance Grant Funds

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

Identify Line Items(s):
A.1170.4412 - Grant Project Costs

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

NYS OILS has awarded Dutchess County a grant of \$615,102 to fund counsel at first arraignment. This is a three year grant, beginning in June of 2013 and ending in May of 2016. We are only amending the 2013 budget to reflect the grant project costs for the remainder of 2013 in the amount of \$102,517.

Prepared by: Rachel Armstrong, Budget Office

RESOLUTION NO. 2013253

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS
IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

LEGISLATORS ROMAN, ROLISON, FLESLAND and WILKINSON
offer the following and move its adoption:

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

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

WHEREAS, the District Attorney has requested that the sum of \$35,426 be
placed in various District Attorney Asset Forfeiture accounts to be used for the purchase of
equipment, etc., listed in on the attached Asset Forfeiture Expenditure sheet, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized and directed to
amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1165.05.4654	Reimburse of Non-Employee Expense	\$ 770
A.1165.05.4160	Office Supplies	5,866
A.1165.05.4631	Training Seminars/Conf.	6,800
A.1165.05.4710	Furniture & Office Equip.-ND	1,800
A.1165.05.4431	Education Programs	1,000
A.1165.05.4628.84	Interdept Exp Maint-in-lieu	5,000
A.1165.05.4765.313	Asset Forfeiture Reimb. Exp.	
	Other than Municipalities	<u>14,190</u>
		<u>\$35,426</u>

REVENUES

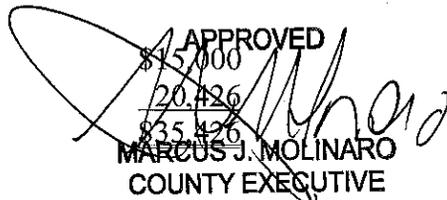
Increase

A.1165.06.26260.00	Forfeit – Restricted State
A.1165.06.26260.01	Forfeit – Restricted Federal

CA-168-13 LDF/kvh/G-0135
8/22/13 revised 8/29/13
Fiscal Impact: See attached statement
STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

APPROVED

 \$15,000
 20,426
 \$35,426
 MARCUS J. MOLINARO
 COUNTY EXECUTIVE
 Date 9/12/13

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with
the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the
same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have herunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 35,426

Total Current Year Revenue \$ 35,426
and Source

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

Identify Line Items(s):
Please see attached.

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

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

Prepared by: Gina Barry/Deb Patora

Asset Forfeiture Expenditures		
4654 - REIMBURSE OF NON-EMPLOYEE EXPENSE		Program
Meals, Car Rental, parking, etc.	770.00	Drug Task Force
TOTAL	770.00	
4160 - OFFICE STATIONARY & SUPPLIES		
Miscellaneous Office Supplies	5,000.00	District Attorneys Office
2 Printers at \$299.00 each	598.00	District Attorneys Office
2 -500 Sheet Feeder Trays for Printer @ 133.99 each	268.00	District Attorneys Office
TOTAL	5,866.00	
4631 - TRAINING AND SEMINARS		
Cellebrite UFED Product Training Seminar	1,800.00	Drug Task Force
Miscellaneous CLE courses (Credits Required for ADA's)	5,000.00	District Attorney's Office
TOTAL	6,800.00	
4710 - OFFICE EQUIPMENT (Non Dep.)		
Laptop and programs for Narcotics Bureau	1,800.00	District Attorney's Office
TOTAL	1,800.00	
4431 - EDUCATION PROGRAMS		
Lodging and Airfare for Cellebrite Training	1,000.00	Drug Task Force
TOTAL	1,000.00	
4765.313 - ASSET FORFEITURE - REIMBURSED EXP. OTHER THAN MUNICIPALITIES		
Corcraft Work Stations for New Center	14,190.00	Child Advocacy Center
TOTAL	14,190.00	
4628.84 - INTERDEPT. EXP. MAINT-IN-LIEU		
Door and security lock system	5,000.00	District Attorney's Office
TOTAL	5,000.00	
TOTAL TO BE APPROPRIATED:	35,426.00	
TOTALS BY PROGRAM		
Dutchess County Drug Task Force	3,570.00	
District Attorney's Office	17,666.00	
Child Advocacy Center	14,190.00	
TOTAL TO BE APPROPRIATED:	35,426.00	

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

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

2013253 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Date: September 4, 2013

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		
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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Bialock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2013253 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Date: September 9, 2013

RESOLUTION NO. 2013254

RE: FOR COST-SAVING ALTERNATIVES TO HOUSING OUT DUTCHESS
COUNTY JAIL INMATES

Legislators TYNER and BLALOCK offer the following and move its adoption:

WHEREAS, it now costs approximately 10 million dollars a year to house out Dutchess County Jail inmates to other counties across the state, 165 Dutchess County Jail inmates were housed out on August 12, 2013, and each Dutchess County Jail inmate costs the taxpayers of Dutchess County an average of \$220 a day, according to Dutchess County Jail Administrator George Krom, and

WHEREAS, the Dutchess County Criminal Justice Council has recommended transitional housing alternatives for the women, mentally ill, and youth in the Dutchess County Jail, and there were fifty women, fifty mentally ill, and fifty youth in the Dutchess County Jail on June 3rd, 2013, according to Dutchess County Undersheriff Kirk Imperati, and

WHEREAS, there were seventy state parole violators in the Dutchess County Jail on June 3rd, 2013, according to Dutchess County Undersheriff Kirk Imperati, while Beacon Correctional Facility sits empty, and the Poughkeepsie Journal reported July 22nd that "other alternatives save tax dollars; according to the nonprofit bipartisan group, Families Against Mandatory Minimums, using halfway houses for parolees who violated a condition for release from state prison costs \$62.25 per parolee per day, almost two-thirds the cost of what the county pays other jails to house its inmates, Journal research found," and

WHEREAS, over the last decade it has consistently been found that there are about twenty Dutchess County Jail inmates with bail set at \$2000 or less, Tompkins County's United Way funds a bail loan program for some accused of nonviolent misdemeanors who do not pose a threat to public safety, saving \$400,000 a year for taxpayers there on jail costs in a county one-third the population of Dutchess, and

WHEREAS, currently sixty percent of Dutchess County Jail inmates are incarcerated once again within three years of being released into the community, while innovative, cost-saving re-entry programs in Newark and Albany have slashed recidivism rates for participants in those communities to below ten percent over the same three-year period, and Brooklyn has also slashed recidivism as well through their ComAlert program, and

WHEREAS, Dutchess County no longer funds the Dutchess County Youth Bureau Project Return program for youth prone to juvenile delinquency, and recently Dutchess County's Big Brothers Big Sisters, YMCA, YWCA, and Green Teen Community Gardening program in the City of Poughkeepsie all shut down; the U.S. Department of Justice has pointed out that each at-risk youth saved from a life of crime saves taxpayers over a million dollars over their individual lifetimes, and therefore be it

RESOLVED, that the Dutchess County Legislature requests that the Dutchess County Executive, Dutchess County Sheriff, Dutchess County Jail Administrator, Dutchess County Budget Director, Dutchess County Commissioner of Probation and Community Corrections, and Dutchess County Criminal Justice Council work together with the leadership of the Dutchess County Legislature at a series of open and public meetings towards the goal of eliminating and shifting the annual cost of over eight million dollars a year in housing out Dutchess County Jail inmates to other county jails-- to creating good-paying union jobs implementing the Dutchess County Criminal Justice Council's recommendations for 120 women, mentally ill, and youth now in the Dutchess County Jail, for halfway houses for the 70 state parole violators now in the Dutchess County Jail, for a bail loan fund for some accused of nonviolent misdemeanors, for a comprehensive re-entry system as in Newark, Albany, and Brooklyn, and for a return to funding pro-active, cost-saving programs to prevent at-risk youth from costing Dutchess taxpayers millions by getting mixed up in the criminal justice system, and be it further

RESOLVED, that a copy of this resolution be sent to the Dutchess County Executive, Dutchess County Sheriff, Dutchess County Jail Administrator, Dutchess County Budget Director, Dutchess County Commissioner of Probation and Community Corrections, and Dutchess County Criminal Justice Council.

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 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

(shift \$8 million annually housing out inmates!)



No Fiscal Impact

FISCAL IMPACT STATEMENT

APPROPRIATION RESOLUTIONS

Total Current Year Cost \$ 0

Total Current Year Revenue and Source: \$ 0

Source of County Funds (check one): Existing Appropriations

Contingency

Transfer of Existing Appropriations

Additional Appropriations

Other (explain)

p. 215 A-3150

4428

Inmates in

Other Institutions

Identify Line Item (s):
Related Expenses:

(to be identified by Budget Director after forums/mtg's)

Nature of Expenses:

[SEE BELOW]

Anticipated Savings to County:

from eliminating cost of housing out 165 inmates daily

Net county Cost (this year): \$ 0

(over five years): \$ 0

Additional Comments:

put \$8 million annually instead into:

- CSC recommendations
 - 50 women } transitional housing
 - 50 mentally ill }
 - 20 youth }
 - 70 state parole violator
 - 20 in bail with \$2000 or less
 - re-entry system (Newark/Brooklyn/Albany)
 - youth services (Dr. Co. Youth Bureau Project Return etc.)

Public Safety Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	1	
District 3 - Town of LaGrange	Borchert*	2	
District 6 - Town of Poughkeepsie	Flesland*	3	
District 10 - City of Poughkeepsie	Jeter-Jackson*	4	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	5	
District 1 - Town of Poughkeepsie	Doxsey	6	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)	7	
District 4 - Town of Hyde Park	Serino	8	
District 5 - Town of Poughkeepsie	Roman (C)	9	
District 12 - Town of East Fishkill	Weiss	10	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	11	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	12	

Present: 12
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total: 12 0
 Yes No
 Abstentions: 0

JD - BJJ

1st Whereas change
 8 million to approximately 10 million

9.4.13
 2013254

Public Safety Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	1	
District 3 - Town of LaGrange	Borchert*	2	
District 6 - Town of Poughkeepsie	Flesland*	3	
District 10 - City of Poughkeepsie	Jeter-Jackson*		1
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		2
District 1 - Town of Poughkeepsie	Doxsey		3
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)	4	
District 4 - Town of Hyde Park	Serino	5	
District 5 - Town of Poughkeepsie	Roman (C)	6	
District 12 - Town of East Fishkill	Weiss	7	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		4
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	8	

Present: 12
 Absent: 0
 Vacant: 0

Resolution: /
 Motion: /

Total: 8 4
 Yes No
 Abstentions: 0

AF / RR

"Call the Question"

2013254
 9.4.13

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	1	
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	1	9
District 1 - Town of Poughkeepsie	Doxsey	2	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		4
District 4 - Town of Hyde Park	Serino		5
District 5 - Town of Poughkeepsie	Roman (C)		6
District 12 - Town of East Fishkill	Weiss		7
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	3	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		8
Present:	<u>12</u>	Resolution: <input checked="" type="checkbox"/>	Total : <u>3</u> <u>9</u>
Absent:	<u>0</u>	Motion: <input type="checkbox"/>	Abstentions: <u>0</u> <u>0</u>
Vacant:	<u>0</u>		Yes No

Defeated

2013254 FOR COST-SAVING ALTERNATIVES TO HOUSING OUT DUTCHESS COUNTY JAIL INMATES

Date: September 4, 2013

RESOLUTION NO. 2013255

RE: AUTHORIZING ACCEPTANCE OF FUNDING UNDER THE WORKFORCE INVESTMENT ACT OF 1998 AND 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 Workforce Investment Act of 1998 (WIA) and the Trade Adjustment Assistance (TAA) Program to provide the framework for a unique workforce preparation and employment system designed to meet both the needs of businesses and the needs of job seekers and those who want to further their careers, and

WHEREAS, the New York State Department of Labor has provided allocations to Dutchess County for the operation of FY 2011 Trade Adjustment Act funding for the period of 10/01/10-09/30/13 and for the operation of PY 2013 Title 1B Administration Funds for the period 7/1/13 through 6/30/15, and for the operation of PY 2013 Title 1B Adult Funds for the period 7/1/13 through 6/30/15, and for the operation of PY 2013 Title 1B Dislocated Worker Funds for the period 7/1/13 through 6/30/15, now, therefore be it

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

APPROPRIATIONS

Increase (Decrease)

2011

CD.6292.2011.4813	TAA Participant Funding	\$ 275
CD.6292.2011.4813.125	TAA Job Search	107

2013

CD.6292.2013.4801	T-1B Adult	13,474
CD.6292.2013.4802	T-1B Dislocated Worker	87,310
CD.6292.2013.4804	T-1B Administration	<u>11,199</u>

\$112,365

APPROVED

 MARGUS J. MOLINARO
 COUNTY EXECUTIVE
 Date 9/12/2013

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 112,365

Total Current Year Revenue \$ 112,365
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Laraine Kautz, Executive Director - Dutchess County Workforce Investment Board

Family and Human Services Committee Roll Call

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

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 12 0
 Yes No
 Abstentions: 0

2013255 AUTHORIZING ACCEPTANCE OF FUNDING UNDER THE
 WORKFORCE INVESTMENT ACT OF 1998 AND THE TRADE ADJUSTMENT
 ASSISTANCE ACT

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013255 AUTHORIZING ACCEPTANCE OF FUNDING UNDER THE WORKFORCE INVESTMENT ACT OF 1998 AND THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: September 9, 2013

RESOLUTION NO. 2013256

RE: REQUESTING THAT DUTCHESS COUNTY MENTAL HYGIENE COMMISSIONER HOLD PUBLIC HEARING IN RHINEBECK REGARDING USE OF DUTCHESS COUNTY TAX DOLLARS FOR MENTAL HEALTH SERVICES AT THE 47 WEST MARKET STREET BUILDING

Legislators TYNER and BLALOCK offer the following and move its adoption:

WHEREAS, many residents of Rhinebeck have publicly expressed concerns recently about the changes that have taken place over the past year at the former county-run mental health building at 47 West Market Street there, and

WHEREAS, the three nonprofits at the 47 West Market Street property in Rhinebeck, Occupations, Inc., Hudson Valley Mental Health, and the Lexington Center for Recovery, have received millions of our county tax dollars to help those with mental illness in need of treatment, and

WHEREAS, many residents of Rhinebeck justifiably and understandably concerned about safety and security have stated they are worried about potentially unsafe staffing levels to fully ensure proper supervision of the mentally ill who need services at the 47 West Market Street property there, and

WHEREAS, many residents of Rhinebeck have also expressed concerns about the changes made over the past year regarding transportation of the mentally ill to and from the 47 West Market Street property, as formerly vans transported many clients there, but now taxicabs who often use residential streets like Oak Street and West Chestnut Street currently meet many of these transportation needs instead, and therefore be it

RESOLVED, the Dutchess County Legislature requests that the Dutchess County Mental Hygiene Commissioner hold and attend an evening public hearing in Rhinebeck as soon as possible on the issue of the former county mental health building at 47 West Market Street there to make sure these issues are fully resolved, and be it further

RESOLVED, that a copy of this resolution be sent to the Dutchess County Executive and Commissioner of the Dutchess County Department of Mental Hygiene.

STATE OF NEW YORK

ss:

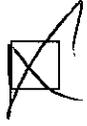
COUNTY OF DUTCHESS

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 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

(ACDMH/ Rhineland Forum)



No Fiscal Impact

FISCAL IMPACT STATEMENT

APPROPRIATION RESOLUTIONS

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 Item (s):
Related Expenses:

Nature of Expenses:

Anticipated Savings to County:

Net county Cost (this year): \$

(over five years): \$

Additional Comments:

Family and Human Services Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		1
District 3 - Town of LaGrange	Borchert*		2
District 6 - Town of Poughkeepsie	Flesland*		3
District 10 - City of Poughkeepsie	Jeter-Jackson*	Y	.
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		4
District 4 - Town of Hyde Park	Serino (VC)		5
District 9 - City of Poughkeepsie	White		6
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner (C)		7
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock	2	.
District 21 - Town of East Fishkill	Horton		8
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		9
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		10
Present:	<u>12</u>	Resolution: <input checked="" type="checkbox"/>	Total :
Absent:	<u>6</u>	Motion: <input type="checkbox"/>	<u>2</u>
Vacant:	<u>0</u>		<u>10</u>
		Abstentions:	<u>0</u> Yes
			No

Defuncted

2013256 REQUESTING THAT DUTCHESS COUNTY MENTAL HYGIENE COMMISSIONER HOLD PUBLIC HEARING IN RHINEBECK REGARDING USE OF DUTCHESS COUNTY TAX DOLLARS FOR MENTAL HEALTH SERVICES AT THE 47 WEST MARKET STREET BUILDING

Date: September 4, 2013

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 13,416

Total Current Year Revenue \$ 13,416

and Source
Revenue from in-house revolving loan program CD.8668.21700.00

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

Identify Line Items(s):
CD.8668.2705.4404/CD.8668.21700.00

Related Expenses: Amount \$ 0

Nature/Reason:

Anticipated Savings to County: \$ 0

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

Additional Comments/Explanation:

Prepared by: Patricia Longbard, Accounting Clerk, Department of Planning & Development

Environment Committee Roll Call

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

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

**2013257 AUTHORIZING THE FINANCE DEPARTMENT TO AMEND
COMMUNITY DEVELOPMENT ACCOUNT TO EXPEND SECTION 108 LOAN
REPAYMENTS**

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

**2013257 AUTHORIZING THE FINANCE DEPARTMENT TO AMEND
COMMUNITY DEVELOPMENT ACCOUNT TO EXPEND SECTION 108 LOAN
REPAYMENTS**

Date: September 9, 2013

RESOLUTION NO. 2013258

RE: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE GRANT AGREEMENTS AND THE FINANCE DEPARTMENT TO RECEIVE AND DISBURSE FUNDS ALLOCATED TO DUTCHESS COUNTY UNDER THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CONTINUUM OF CARE PROGRAM

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

WHEREAS, the County has been notified by the U.S. Department of Housing and Urban Development that funding is available to the County in the sum of \$659,319 under the Continuum of Care Program (previously called "Shelter Plus Care") authorized by the McKinney-Vento Homeless Assistance Act, , and

WHEREAS, the Continuum of Care Program is designed to provide rental assistance to homeless persons, and

WHEREAS, Dutchess County's 2012 Continuum of Care Program allocation has been established at \$659,319, now therefore, be it

RESOLVED, that the County Executive is hereby authorized to execute any and all necessary Grant Agreements in connection with the information set forth below, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to establish a Community Development account for the receipt and disbursement of these funds:

APPROPRIATIONS

Increase

CD 8676.4400.4425	Hudson River Housing S+C	\$144,670
CD8676.4400.4425	Hudson River Housing HB1	170,908
CD8676.4400.4466	Rehabilitation Support Services	189,355
CD8676.4400.4645	Mid-Hudson Addiction Recovery Ctr.	<u>154,386</u>
		<u>659,319</u>

REVENUES

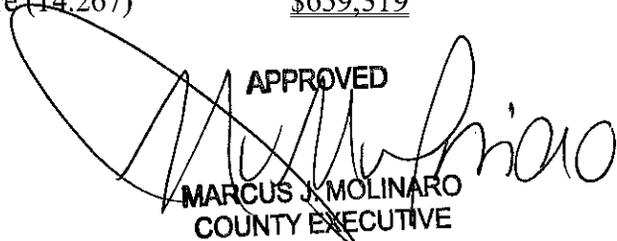
Increase

CD8676.49890.03	HC Continuum of Care (14.267)	<u>\$659,319</u>
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CA-163-13 kvh/G-179
8/13/13 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 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

Date 9/12/13

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 659,319

Total Current Year Revenue \$ 659,319

and Source
U.S. Department of Housing and Urban Development Continuum of Care Program

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

Identify Line Items(s):

See attached detail.

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Prepared by: Anne Saylor, Department of Planning and Development

Environment Committee Roll Call

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

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

2013258 AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE GRANT AGREEMENTS AND THE FINANCE DEPARTMENT TO RECEIVE AND DISBURSE FUNDS ALLOCATED TO DUTCHESS COUNTY UNDER THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CONTINUUM OF CARE PROGRAM

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2013258 AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE GRANT AGREEMENTS AND THE FINANCE DEPARTMENT TO RECEIVE AND DISBURSE FUNDS ALLOCATED TO DUTCHESS COUNTY UNDER THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CONTINUUM OF CARE PROGRAM

Date: September 9, 2013

RESOLUTION NO. 2013259

RE: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE GRANT AGREEMENT AND THE FINANCE DEPARTMENT TO RECEIVE AND DISBURSE FUNDS ALLOCATED TO DUTCHESS COUNTY UNDER THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CONTINUUM OF CARE PROGRAM

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

WHEREAS, the County has been notified by the U.S. Department of Housing and Urban Development that funding is available to the County in the sum of \$17,000 under the Continuum of Care Program (aka Dutchess County Housing Consortium) authorized by the Homeless Emergency Assistance and Rapid Transition of Housing Act (HEARTH), and

WHEREAS, this Continuum of Care Program grant is designed to help plan and coordinate the delivery of services to the homeless population in Dutchess County, and

WHEREAS, Dutchess County's 2012 Continuum of Care Program allocation has been established at \$17,000, now therefore, be it

RESOLVED, that the County Executive is hereby authorized to execute any and all necessary Grant Agreements in connection with the information set forth below, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to establish a Community Development account for the receipt and disbursement of these funds:

APPROPRIATIONS

Increase

CD8686.4408.1314 CoC Program Planning \$17,000

REVENUES

Increase

CD8686.49100.03 CoC Program Planning \$17,000

CA-167-13 kvh/G-179
8/16/13 Fiscal Impact: See attached statement
STATE OF NEW YORK

ss: COUNTY OF DUTCHESS

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 9/12/13

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 17,000

Total Current Year Revenue \$ 17,000

and Source
U.S. Department of Housing and Urban Development Continuum of Care Program.

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

Identify Line Items(s):
See Attached detail

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

This resolution will enable Finance to accept \$17,000 for the 2012 U.S. Department of Housing and Urban Development's Continuum of Care Program Planning Grant.

Prepared by: Anne E. Saylor, Department of Planning and Development

Continuum of Care Program Grant
 2012 McKinney-Vento Allocations

<u>Line No</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
<u>Appropriations:</u>			
CD8686.4408.1314	Contractual Admin - CoC Program Planning Admin Total Appropriations	\$17,000.00 \$17,000.00	\$0.00 \$0.00
<u>Revenues:</u>			
CD8686.49100.03	CD Act CoC Program Planning Total CD Act-Program Planning(14.267)	\$17,000.00 \$17,000.00	\$0.00 \$0.00

Environment Committee Roll Call

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

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

2013259 AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE GRANT AGREEMENT AND THE FINANCE DEPARTMENT TO RECEIVE AND DISBURSE FUNDS ALLOCATED TO DUTCHESS COUNTY UNDER THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CONTINUUM OF CARE PROGRAM

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsle	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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 24 0
 Yes No
 Abstentions: 0

2013259 AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE GRANT AGREEMENT AND THE FINANCE DEPARTMENT TO RECEIVE AND DISBURSE FUNDS ALLOCATED TO DUTCHESS COUNTY UNDER THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CONTINUUM OF CARE PROGRAM

Date: September 9, 2013

RESOLUTION NO. 2013260

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO HUMAN RESOURCES/RISK MANAGEMENT (S.1720.21 and S.1710.21)

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

WHEREAS, the Town of Red Hook and the Village of Red Hook joined the County's Self-Insured Workers' Compensation Plan effective July 1, 2013 and was accepted into the Plan after the 2013 budget had already been adopted, and

WHEREAS, it is necessary to amend the 2013 adopted County budget to provide for the receipt of revenue from the Town of Red Hook and the Village of Red Hook which revenues will be used to pay their insurance premiums, workers compensation claims, and associated administrative expenses, now therefore be it,

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

S.1720.21.4636 WC Benefits & Awards \$10,710

REVENUES

Increase

S.1710.21.22220.28 Participant Assessment/ T/Red Hook \$ 6,880
S.1710.21.22220.29 Participant Assessment/V/Red Hook 3,830
\$10,710

CA-160-13
ca/G-0749
8/22/13; amended 8/27/13
Fiscal Impact: See attached statement

APPROVED
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/13

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 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 10,710

Total Current Year Revenue \$ 10,710
and Source

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

Identify Line Items(s):

S.1720.21.4636 - WC Benefits and Awards
S.1710.21.22220.28 - Participants Assessment T/O Red Hook
S.1710.21.22220.29 - Participants Assessment V/O Red Hook

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

The Town of Red Hook joined the County's Self-Insured Workers' Compensation Plan effective July 1, 2013. The Village of Red Hook joined the Plan effective July 1, 2013.

This resolution requests authorization to amend the 2013 budget to reflect the \$6,880 in revenue from the Town of Red Hook, and \$3,830 from the Village of Red Hook paid to the County for their participation in the Plan from their respective entrance dates until December 31, 2013 and the corresponding expense the County will incur for the administration and payment of their workers' compensation claims.

Prepared by: Rebecca M. White, Director of Risk Management

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

2013260 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO HUMAN RESOURCES/RISK MANAGEMENT (S.1720.21 and S.1710.21)

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2013260 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO HUMAN RESOURCES/RISK MANAGEMENT (S.1720.21 and S.1710.21)

Date: September 9, 2013

RESOLUTION NO. 2013261

RE: PUBLIC AUCTION OF PROPERTIES ACQUIRED BY THE COUNTY THROUGH IN REM PROCEDURE

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

WHEREAS, pursuant to Article 11 of the Real Property Tax Law, the County of Dutchess has acquired title to certain parcels of real property as listed and annexed hereto on Exhibit "A", and

WHEREAS, the Commissioner of Finance has recommended the public sale of said parcels at a public auction to be conducted pursuant to the Terms of Sale in essentially the form annexed hereto as Exhibit "B" and the provisions of this resolution, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and she hereby is authorized and empowered to sell the parcels listed and annexed hereto, at a public auction to be conducted at the Poughkeepsie Grand Hotel, Poughkeepsie, New York on or about October 2, 2013, by an auctioneer under the direction of the Commissioner of Finance, and be it further

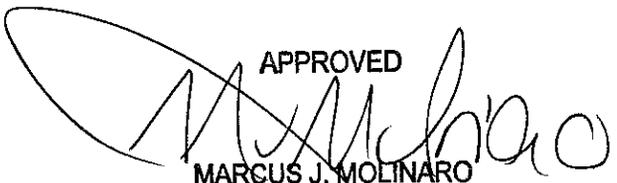
RESOLVED, that the Commissioner of Finance shall have the discretion to waive the fee authorized by RPTL 1102 where deemed economically desirable for the County, and be it further

RESOLVED, that the Commissioner of Finance shall give public notice of such sale as she may deem appropriate, and be it further

RESOLVED, that the County Executive and the Clerk of the County Legislature be and they hereby are authorized and empowered to execute deeds conveying the parcels of real property so sold to the purchasers thereof in the name and on behalf of the County of Dutchess.

CA-156-13
KPB/ca/R-0324
8/5/13

Fiscal Impact: Favorable. Parcels will be put back on tax rolls.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/13

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: Favorable - Parcels will be put back on tax rolls.

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

Additional Comments/Explanation:

Revenue estimate of \$800K included in 2013 budget,
line A.1310. 10510 - Gain - Sale of Tax Acquired Property
(page 68) VTB

Prepared by: Pamela Barrack, Commissioner of Finance

A#	Assessed Owner(Prior)	GRID NUMBERS
1	PARKER HUGH THOMAS PARKER JC	132000-7067-00-493236-0000
2	PEREIRO RAMON	132000-7165-01-139689-0000
3	ESPANA CONSTRUCTION INC	132000-7265-00-511805-0000
4	PEREIRO RAMON	132200-6558-00-847802-0000
5	KORWATCH JAMES KORWATCH JEN	132200-6558-12-991574-0000
6	ATRIUM EQUITY GROUP INC	132200-6659-00-669171-0000
7	PEREIRO RAMON	132200-6757-00-346170-0000
8	AMY SUSAN TASSONE GRAZIANO'	132200-6757-00-409174-0000
9	FISHER JOSEPH	132200-6758-00-840162-0000
10	GAZIVODA DEDA	132200-6759-00-676251-0000
11	PLACE MARY L PLACE WILLIS R	132200-6858-00-001867-0000
12	HALBRO HOLDING CORP	132200-6858-00-320048-0000
13	PEREIRO RAMON	132400-6267-00-170583-0000
14	SATZ MARIETTA M SATZ MICHAEL	132400-6367-00-653545-0000
15	HEARN JULE M	132400-6467-00-614062-0000
16	LEVY STEPHEN	132400-6469-00-060704-0000
17	LEVY STEPHEN	132400-6469-00-070805-0000
18	LEVY STEPHEN	132400-6469-00-095792-0000
19	WINDSOR DEVELOPMENT CORP	132400-6469-00-210722-0000
20	WINDSOR DEVELOPMENT CORP	132400-6469-00-296724-0000
21	WINDSOR DEVELOPMENT CORP	132400-6469-00-306866-0000
22	WINDSOR DEVELOPMENT CORP	132400-6469-00-406857-0000
23	WINDSOR DEVELOPMENT CORP	132400-6469-00-455987-0000
24	CAUGHILL DOROTHY	132400-6469-09-224637-0000
25	JUDGE JEANNETTE M	132400-6469-10-436603-0000
26	PEREIRO RAMON	132600-6960-00-741021-0000
27	GOLDING BEULAH	132600-7061-02-689777-0000
28	LEE FRED	132600-7062-06-443831-0000
29	SAVAGE BRADFORD	132600-7063-11-556583-0000
30	YENO WILLIAM R	132600-7159-00-005506-0000
31	MALDONADO PEDRO R MALDONADO	132600-7160-01-405532-0000
32	ARVISAS MARY ANN	132600-7160-01-411849-0000
33	GEIS ROBERT JR	132800-6355-00-320931-0000
34	MOLINA ANA ROSA TORRES	132800-6356-03-330115-0000
35	VIVIANI CATELLO	132800-6357-01-132793-0000
36	KRAUS VINCENT G	132800-6455-02-688624-0000
37	VIVENZIO SAM	132800-6456-01-090908-0000
38	PEREZ CAROL WANAGEL DIANE	132800-6456-03-278332-0000
39	PEREIRO RAMON	132800-6457-01-002853-0000
40	THOMAS STANLEY B	132800-6458-03-238120-0000
41	AHMED MASUD	132800-6458-07-726901-0000
42	KIMISIS GREEK ORTHODOX CHURCH	132800-6459-19-677204-0000
43	KIMISIS GREEK ORTHODOX CHURCH	132800-6459-19-681201-0000
44	AHMED MASUD	132800-6459-20-801088-0000
45	ROSMILSO RALPH	132800-6459-20-841062-0000
46	SZALYGO LUDWIG	132800-6556-00-831407-0000
47	KHORASANI GHASEM	132800-6558-04-927331-0000
48	SCALZO NICHOLAS A	132800-6655-01-280888-0000
49	CARDOZA ANGEL	132800-6656-00-557186-0000

50	DI DONATO ALFONSE A JR DI DONA	132800-6657-03-243243-0000
51	CHARBONNEAU BRIAN M CHARBON	132800-6755-02-890512-0000
52	MACAL DEVELOPMENT CORP	132800-6755-03-382499-0000
53	HARRINGTON MICHAEL W	132800-6755-03-480412-0000
54	RUDEMYER ROBERT J RUDEMYER T	132800-6755-04-515498-0000
55	GARAY DANIEL O'MARA BRIDGET H	132800-6755-04-587187-0000
56	CIPRI EDWARD G	132800-6755-04-626190-0000
57	GODSEN LUCILLE SKENE	132800-6756-00-031125-0000
58	GOR-MINIUS NICOLINE A MINIUS AL	133089-6055-01-117621-0000
59	SCHOLEFIELD GERTRUDE J	133089-6055-02-514932-0000
60	NELSON REALTY HOLDINGS LLC	133089-6055-15-649282-0000
61	COUNTY CONDUIT CORP.	133089-6155-01-461583-0000
62	PILAPIL MARIALUIS C	133089-6155-01-487580-0000
63	JONES MARJORIE A JONES ROBERT	133089-6155-02-513902-0000
64	HAMILTON DENNIS L	133089-6156-04-893375-0000
65	BEVILACQUA JAMES EXECUTOR	133089-6256-01-021524-0000
66	BROOKLYN LLC	133089-6256-01-130642-0000
67	FRANK DIANA	133200-6064-08-894941-0000
68	LOZITO ANTHONY S LOZITO MARISA	133200-6064-12-840705-0000
69	ALLT WILLIAM S JR	133200-6065-04-848296-0000
70	LUCATO GARY S LUCATO MAGDALE	133200-6067-04-951351-0000
71	PAXTON JOHN T	133200-6163-04-899393-0000
72	DOXEY ALEXANDRA	133200-6164-01-003813-0000
73	BL PROPERTY INVESTMENT CORP	133200-6164-03-385043-0000
74	VIVENZIO SAM	133200-6165-01-481505-0000
75	ALLT WILLIAM S JR	133200-6165-03-013270-0000
76	ROCHETTE RICHARD V	133200-6165-03-191015-0000
77	DVAR YESHORIM YESHIVA	133200-6166-02-909733-0000
78	FITZGERALD SHANNON K	133200-6167-03-103065-0000
79	RUSSELL BRENDA H RUSSELL LEST	133200-6265-03-194120-0000
80	ABOVE CONSTRUCTION INC	133200-6268-03-295165-0000
81	ABOVE CONSTRUCTION INC	133200-6268-03-298203-0000
82	ABOVE CONSTRUCTION INC	133200-6268-03-315146-0000
83	ALLEN PATRICIA L ALLEN ROBERT	133400-6260-02-576948-0000
84	AUCHMOODY SHAWN L	133400-6260-04-622379-0000
85	KIMISIS GREEK ORTHODOX CHURCH	133400-6260-04-662351-0000
86	ELLIOTT ERNEST F	133400-6359-02-556725-0000
87	O'MARA REALTY & DEV CORP	133400-6360-01-093926-0000
88	CARDILLO JAMES CORDEIRO ANA MARIE	133400-6360-01-139884-0000
89	LAWRENCE ROBERT	133400-6360-01-147952-0000
90	PATRICIA M RM POLUZZI ROBET T	133400-6360-02-514813-0000
91	HAMILTON DENNIS L	133400-6360-02-629636-0000
92	POLUZZI PATRICIA M POLLUZZI ROBERT T	133400-6360-02-674638-0000
93	POLUZZI PATRICIA M POLLUZZI ROBERT T	133400-6360-02-693639-0000
94	POLUZZI PATRICIA M POLLUZZI ROBERT T	133400-6360-02-710654-0000
95	BUECHELE ALVIN BUECHELE VIRGII	133400-6361-03-408492-0000
96	JUHI INC	133400-6460-02-585905-0000
97	SENDZIMIR BERTHE	133400-6460-03-420199-0000

98	SENDZIMIR BERTHE	133400-6460-03-451161-0000
99	SENDZIMIR BERTHE	133400-6460-03-457150-0000
100	ELLIOTT ERNEST F	133400-6460-04-646485-0000
101	CATALIC VICTOR	133400-6461-01-073869-0000
102	SCACCIA GERTRUDE	133400-6559-01-436627-0000
103	SPADAFORA RONALD	133400-6560-02-501748-0000
104	SIEGEL ANGELA M SIEGEL IRA S	133400-6560-02-888704-0000
105	PEREIRO RAMON	133400-6560-02-954676-0000
106	FREDRICKSON JEFFREY	133400-6560-03-402253-0000
107	RW THEW TRUST	133400-6560-03-458092-0000
108	DEMICHIEL MICHAEL J DEMICHIEL S	133400-6562-03-456442-0000
109	YORGENSEN PALEN H YORGENSON	133600-6371-00-875330-0000
110	WINDSOR DEVELOPMENT CORP	133600-6470-00-519153-0000
111	KELLER JOSEPH L	133600-6571-02-707790-0000
112	KELLER JOSEPH	133600-6571-02-738796-0000
113	SPEIRS ROSEMARY C	133600-6573-00-280622-0000
114	KIMISIS GREEK ORTHODOX CHURCH	133600-6573-00-432661-0000
115	CORR CHRISTOPHER J HARTZOG M	133801-7271-15-518292-0000
116	FOX WAYNE D	133801-7271-18-405219-0000
117	6101 ROUTE 22 LLC	133889-7171-08-960880-0000
118	ROSAS MICHAEL P ROSAS TRINA M	133889-7271-00-569274-0000
119	SCOLARO MARY P	134089-6856-05-194793-0000
120	KIMISIS GREEK ORTHODOX CHURCH	134089-6856-13-174494-0000
121	VELARDI ADRIENNE M	134089-6955-00-668578-0000
122	MADISON WOODS DEVELOPMNT CO	134089-6957-00-595634-0000
123	MADISON WOODS DEVELOPMNT CO	134089-6957-00-890780-0000
124	LOPANE MARIA E LOPANE VINCENT	134089-7056-00-678645-0000
125	HOB-NAIL ANTIQUES INC	134089-7058-00-501519-0000
126	ROSENSTEIN STEVEN	134089-7156-00-030712-0000
127	GERSCHEL ALBERTA	134089-7259-00-178100-0000
128	TRAVELCO INC	134200-6672-00-927785-0000
129	HENRY WILLIAM W	134200-6872-19-507087-0000
130	WILLIAMS MARJORIE E	134400-6564-03-155424-0000
131	BROWN CLIFFORD BROWN MANON	134400-6565-01-084740-0000
132	NETHELBERT	134689-6058-20-865090-0000
133	MORGAN PAUL W MORGAN REBECC	134689-6158-01-097880-0000
134	J J S BUILDERS INC	134689-6159-03-107099-0000
135	JEFFERSON CHARLES V	134689-6160-04-695151-0000
136	MOSSO JAMES F	134689-6160-21-056973-0000
137	FINCH MARY	134689-6161-08-846987-0000
138	EKWEREKWU VERONA A	134689-6162-05-093887-0000
139	PINES SIDNEY	134689-6162-05-098868-0000
140	BLACKSTAR THUNDARR	134689-6162-09-168737-0000
141	PELLETIER EDWARD JOSEPH JR PE	134689-6162-10-449715-0000
142	PATRICK WILLIAM	134689-6162-15-737355-0000
143	MERRITT JONATHAN D	134689-6162-19-705069-0000
144	STORTINI ALBERT A	134689-6162-19-711011-0000
145	HARRIOTT ENID	134689-6162-20-870213-0000
146	BONANNO FLORINDO PACE JOHN	134689-6162-20-930194-0000
147	LEMAR RONALD J LEMAR SUSANN S	134689-6260-03-140002-0000

148	WERN ROBERT	134689-6261-01-370943-0000
149	DM EQUITIES OF NEW YORK LLC	134689-6262-02-940747-0000
150	KENNEDY DONALD A	134689-6262-02-979689-0000
151	SHUKLA NIRAJ V	134689-6262-03-226265-0000
152	GLEICH KATHRYN	134689-6262-18-307123-0000
153	RALEIGH DOROTHEA RALEIGH SUS	134689-6262-18-309090-0000
154	BURDINE BARBARA JANE BURDINE HENRY W	134689-6263-04-665066-0000
155	NIETERS DOUGLAS J	134689-6363-03-022081-0000
156	NIETERS DOUGLAS J	134689-6363-03-030060-0000
157	NIETERS DOUGLAS J	134689-6363-03-048027-0000
158	WHITE LANCE D	134803-6174-02-643925-0000
159	VOELL TIMOTHY PAUL	134803-6175-17-114074-0000
160	PEREIRO RAMON	134889-6274-00-129113-0000
161	KNOLLWOOD PROPERTIES II LLC	135001-6169-08-765937-0000
162	SANCHEZ MARGARET R	135089-6170-01-388884-0000
163	CONTRACTING	135089-6268-00-008681-0000
164	VOELL TIMOTHY PAUL	135089-6269-00-488824-0000
165	NGWU EMMANUEL	135089-6270-00-900954-0000
166	MCCARTHY JEANNE J	135200-6668-04-850076-0000
167	MCCARTHY JEANNE J	135200-6768-04-545475-0000
168	PENDERGAST KEVIN	135400-6661-00-487554-0000
169	MASET ALVIN J	135689-6156-02-811790-0000
170	MASET ELISABETH BETHEL	135689-6156-02-822808-0000
171	MASET ALVIN J	135689-6156-02-825772-0000
172	MASET ALVIN J	135689-6156-02-830781-0000
173	VIGNOGNA LOUIS G TRUSTEE	135689-6157-02-549955-0000
174	G & S DREAMWORK HOMES LLC	135689-6157-03-157248-0000
175	ARVELA ANA P	135689-6157-04-733352-0000
176	DAVIES JEANNE A DAVIES RICHARD	135689-6257-01-029965-0000
177	SCHUELE EUGENE	135689-6258-02-787614-0000
178	APGAR ROBERT MCBRIDE SUSAN	135689-6258-04-759217-0000
179	HARRIS SUSAN J	135689-6356-01-005967-0000
180	BOOTH DOROTHY A	135801-6764-02-911834-0000
181	CASTRO ANNE CASTRO JOSE	135889-7063-06-431871-0000

TERMS AND CONDITIONS OF SALE

TERMS FOR INTERNET BIDDING (in addition to standard terms below):

1. **Registration.** All bidders are required to register and to provide suitable I.D. (photo copy acceptable) prior to the auction. Auctioneer reserves the right to decline registration if I.D. is not sufficient. Notarized copy of bidder's signature on copy of bidder's valid driver's license or passport must be provided to auctioneer. **NO EXCEPTIONS.**
2. **Bidder Approval.** Download the "Internet Bidder Registration Packet" from the website (<http://www.nysauctions.com/auctions/IbidReg/Dutchess.pdf>). Complete all required information where highlighted by printing or signing legibly and return all completed documents with the funds described in paragraph two below to auctioneer/broker no later than 12:00 PM (noon) on Tuesday, October 1, 2013, Eastern Standard Time. **NO EXCEPTIONS.**
3. **No Recourse.** Internet bidding through our Provider is offered as a service to our customers, and bidders shall not hold Dutchess County and/or Haroff Auction and Realty, Inc. and/or Absolute Auctions & Realty, Inc., responsible for any failure due to the loss of the internet connection supplied to Haroff Auction & Realty Inc. and Absolute Auctions & Realty, Inc. by the Provider.

STANDARD TERMS:

1. **Buyer's Premium.** Purchaser shall pay an **eleven percent (11%) buyers premium (a 1% buyer's premium discount will be given for cash or guaranteed funds)** in addition to the accepted bid price.
2. **Down Payment.** \$250 or 20% of the total contract price (contract price is the bid price + buyer's premium), whichever is higher, shall be paid as a down payment upon execution of a contract of sale immediately upon being declared the successful high bidder. **ONLY CASH, CREDIT CARD (MASTERCARD, VISA or DISCOVER CARD ONLY), MONEY ORDER OR BANK CHECK (Tellers/Cashiers Check) MADE PAYABLE TO "DUTCHESS COUNTY COMMISSIONER OF FINANCE" WILL BE ACCEPTED. NO EXCEPTIONS.**
3. **Closing Costs.** Purchaser shall pay the following closing costs: Filing Fee for Combined Gains Transfer Tax Affidavit of \$5, Filing Fee of \$5 for Town of Red Hook Transfer Tax, and all recording and other fees required by the Dutchess County Clerk. Fees are subject to change by law without further notice.
4. **Balance Due.** The balance due, including closing costs and the **2013-2014 School Tax**, and Village Tax if any, shall be paid by **cash, money order or bank check** made payable to "Dutchess County Commissioner of Finance" on or before **November 1, 2013. Credit Card payment is NOT acceptable for balance due. TIME IS OF THE ESSENCE.** Failure to timely pay balance due shall constitute default and forfeiture of down payment.
5. **Recording Information.** Purchaser shall provide all information necessary for recording the deed and shall execute all required documents prior to close of auction.

6. **Deed.** Conveyance shall be by quitclaim deed, with the description of the property to be by tax grid number. The deed shall be recorded by the County after payment in full, and returned to purchaser by the County Clerk's Office.

7. **No Warranty.** (a) All real property, including any buildings thereon, is sold "AS IS", without any representation or warranty whatsoever, and is subject to: 1) any facts a survey or inspection of the parcel would disclose; 2) applicable zoning/land use/building regulations/**easements of record or matters of public record**; 3) all federal or state taxes, liens, delinquent water and/or sewer rents, other local charges, mortgages or judgments not extinguished from the parcel by foreclosure proceedings.

(b) All informational material such as slides, tax maps, deeds, photos, auction listings, auction catalogs, auction signs, property record cards, and verbal descriptions are for identification purposes only and represent no warranty or guarantee as to accuracy or otherwise.

(c) There is no representation, express or implied, as to condition of parcel, warranty of title, right of access, or suitability for a particular use. **RESEARCH BEFORE YOU BID.**

8. **No Recourse.** All sales shall be final and without recourse, and in no event shall Dutchess County and/or Haroff Auction & Realty, Inc. and/or Absolute Auction & Realty, Inc., be liable for any defects in title for any cause whatsoever. No claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, successors or assigns, against Dutchess County and/or Haroff Auction & Realty, Inc. and/or Absolute Auction & Realty, Inc., arising from this sale.

9. **Right of Withdrawal:** By Resolution No. 244 of 1997, the County of Dutchess adopted a Land Disposition Policy which provides that the former landowner has the exclusive opportunity to reacquire his/her property through the payment of all back taxes, fees and incurred interest cost after the conclusion of the *in rem* proceedings but only until 5:00 P.M. on the day prior to the next county auction of properties, subject to approval by the County Legislature. After that time the County shall not remove any properties from auction absent a direction to do so from a court of competent jurisdiction.

10. **Confirmation of Sale.** A bid shall be considered an offer to purchase subject to the acceptance of the County. If the bid is accepted, a contract of sale will be forwarded to the bidder for their records. No bid shall be considered unless the bidder fully complies with the Terms and Conditions of Sale. The following criteria will be used to determine the adequacy of the bid: (a) If the high bid on the parcel at auction meets or exceeds the outstanding taxes, costs, fees, due and owing, and the high bid is not substantially less than the assessed value of the parcel, it shall be accepted, (b) If the high bid fails to meet this standard it may still be accepted by the county after consideration of past auction history, results of the current auction and state of the housing market in the county. (c) If the high bid fails to meet the standards described above it shall be rejected. In all cases, written notice shall be given to the bidder by the Dutchess County Commissioner of Finance. **All balances are due on or before November 1, 2013.**

11. **Personal Property.** No personal property is included in the sale of any parcel by Dutchess County. The disposition of any personal property located on any parcel sold shall be the sole responsibility of the purchaser following the recording of the deed.

12. **Auctioneer.** The auctioneer's decision regarding any disputes is final and the auctioneer reserves the right to reject any bid not considered an appreciable advance over the preceding bid.

13. **Evictions.** Evictions, if necessary, are the sole responsibility of the purchaser following the recording of the deed.

14. **Possession and Entry.** The purchaser shall not take possession of nor enter upon the parcel until recording of the deed by Dutchess County.

15. **Prohibitions.** (a) The owner of a particular parcel immediately prior to the foreclosure action shall not be allowed to bid on that parcel at auction. (b) No person (or spouse) employed in the offices of the County Executive, County Attorney, Finance, Real Property Tax or who is a member of the Dutchess County Legislature or who is an auctioneer, member of his family or his employee shall be allowed to bid upon or purchase a parcel at auction.

16. **No Assignment.** The successful bidder shall have no right to assign the right to complete the purchase. Any attempted assignment shall be void and given no effect by the County.

17. Risk of Loss Provision: Buyer assumes risk of loss as of the date final payment is made.

18. The auctioneer reserves the right to revoke permission to bid and remove any individual from the auction whose behavior is deemed disruptive to the safe and efficient administration of the auction.

19. Any bidder including back-up bidders who refuse to execute their bid for a particular parcel, shall be prohibited from bidding for that same parcel in any subsequent round of bidding for said parcel.

I accept these Terms and Conditions of Sale:

Bidder Number

Bidder's Printed Name
Dated: October 2, 2013

Bidder's Signature

A#	Assessed Owner(Prior)	GRID NUMBERS
Town of Amenia		
1	PARKER HUGH THOMAS PARKER JOANNE	132000-7067-00-493236-0000
2	PEREIRO RAMON	132000-7165-01-139689-0000
3	ESPANA CONSTRUCTION INC	132000-7265-00-511805-0000
Town of Beekman		
4	PEREIRO RAMON	132200-6558-00-847802-0000
5	KORWATCH JAMES KORWATCH JENNIFER	132200-6558-12-991574-0000
6	ATRIUM EQUITY GROUP INC	132200-6659-00-669171-0000
7	PEREIRO RAMON	132200-6757-00-346170-0000
8	AMY SUSAN TASSONE GRAZIANO'	132200-6757-00-409174-0000
9	FISHER JOSEPH	132200-6758-00-840162-0000
10	GAZIVODA DEDA	132200-6759-00-676251-0000
11	PLACE MARY L PLACE WILLIS R	132200-6858-00-001867-0000
12	HALBRO HOLDING CORP	132200-6858-00-320048-0000
Town of Clinton		
13	PEREIRO RAMON	132400-6267-00-170583-0000
14	SATZ MARIETTA M SATZ MICHAEL	132400-6367-00-653545-0000
15	HEARN JULE M	132400-6467-00-614062-0000
16	LEVY STEPHEN	132400-6469-00-060704-0000
17	LEVY STEPHEN	132400-6469-00-070805-0000
18	LEVY STEPHEN	132400-6469-00-095792-0000
19	WINDSOR DEVELOPMENT CORP	132400-6469-00-210722-0000
20	WINDSOR DEVELOPMENT CORP	132400-6469-00-296724-0000
21	WINDSOR DEVELOPMENT CORP	132400-6469-00-306866-0000
22	WINDSOR DEVELOPMENT CORP	132400-6469-00-406857-0000
23	WINDSOR DEVELOPMENT CORP	132400-6469-00-455987-0000
24	CAUGHILL DOROTHY	132400-6469-09-224637-0000
25	JUDGE JEANNETTE M	132400-6469-10-436603-0000
Town of Dover		
26	PEREIRO RAMON	132600-6960-00-741021-0000
27	GOLDING BEULAH	132600-7061-02-689777-0000
28	LEE FRED	132600-7062-06-443831-0000
29	SAVAGE BRADFORD	132600-7063-11-556583-0000
30	YENO WILLIAM R	132600-7159-00-005506-0000
31	MALDONADO PEDRO R MALDONADO SANDRA L	132600-7160-01-405532-0000
32	ARVISAIS MARY ANN	132600-7160-01-411849-0000
Town of East Fishkill		
33	GEIS ROBERT JR	132800-6355-00-320931-0000
34	MOLINA ANA ROSA TORRES	132800-6356-03-330115-0000
35	VIVIANI CATELLO	132800-6357-01-132793-0000
36	KRAUS VINCENT G	132800-6455-02-688624-0000
37	VIVENZIO SAM	132800-6456-01-090908-0000
38	PEREZ CAROL WANAGEL DIANE	132800-6456-03-278332-0000
39	PEREIRO RAMON	132800-6457-01-002853-0000
40	THOMAS STANLEY B	132800-6458-03-238120-0000
41	AHMED MASUD	132800-6458-07-726901-0000
42	KIMISIS GREEK ORTHODOX CHURCH	132800-6459-19-677204-0000
43	KIMISIS GREEK ORTHODOX CHURCH	132800-6459-19-681201-0000

44	AHMED MASUD	132800-6459-20-801088-0000
45	ROSMILSO RALPH	132800-6459-20-841062-0000
46	SZALYGO LUDWIG	132800-6556-00-831407-0000
47	KHORASANI GHASEM	132800-6558-04-927331-0000
48	SCALZO NICHOLAS A	132800-6655-01-280888-0000
49	CARDOZA ANGEL	132800-6656-00-557186-0000
50	DI DONATO ALFONSE A JR DI DONATO MARIE LOR	132800-6657-03-243243-0000
51	CHARBONNEAU BRIAN M CHARBONNEAU SHANNC	132800-6755-02-890512-0000
52	MACAL DEVELOPMENT CORP	132800-6755-03-382499-0000
53	HARRINGTON MICHAEL W	132800-6755-03-480412-0000
54	RUDEMYER ROBERT J RUDEMYER THERESA M	132800-6755-04-515498-0000
55	GARAY DANIEL O'MARA BRIDGET H	132800-6755-04-587187-0000
56	CIPRI EDWARD G	132800-6755-04-626190-0000
57	GODSEN LUCILLE SKENE	132800-6756-00-031125-0000
	Town of Fishkill	
58	GOR-MINIUS NICOLINE A MINIUS ALFRED G	133089-6055-01-117621-0000
59	SCHOLEFIELD GERTRUDE J	133089-6055-02-514932-0000
60	NELSON REALTY HOLDINGS LLC	133089-6055-15-649282-0000
61	COUNTY CONDUIT CORP.	133089-6155-01-461583-0000
62	PILAPIL MARIALUIS C	133089-6155-01-487580-0000
63	JONES MARJORIE A JONES ROBERT E ESTATE	133089-6155-02-513902-0000
64	HAMILTON DENNIS L	133089-6156-04-893375-0000
65	BEVILACQUA JAMES EXECUTOR	133089-6256-01-021524-0000
66	BROOKLYN LLC	133089-6256-01-130642-0000
	Town of Hyde Park	
67	FRANK DIANA	133200-6064-08-894941-0000
68	LOZITO ANTHONY S LOZITO MARISA M	133200-6064-12-840705-0000
69	ALLT WILLIAM S JR	133200-6065-04-848296-0000
70	LUCATO GARY S LUCATO MAGDALENA	133200-6067-04-951351-0000
71	PAXTON JOHN T	133200-6163-04-899393-0000
72	DOXEY ALEXANDRA	133200-6164-01-003813-0000
73	BL PROPERTY INVESTMENT CORP	133200-6164-03-385043-0000
74	VIVENZIO SAM	133200-6165-01-481505-0000
75	ALLT WILLIAM S JR	133200-6165-03-013270-0000
76	ROCHETTE RICHARD V	133200-6165-03-191015-0000
77	DVAR YESHORIM YESHIVA	133200-6166-02-909733-0000
78	FITZGERALD SHANNON K	133200-6167-03-103065-0000
79	RUSSELL BRENDA H RUSSELL LESTER H	133200-6265-03-194120-0000
80	ABOVE CONSTRUCTION INC	133200-6268-03-295165-0000
81	ABOVE CONSTRUCTION INC	133200-6268-03-298203-0000
82	ABOVE CONSTRUCTION INC	133200-6268-03-315146-0000
	Town of LaGrange	
83	ALLEN PATRICIA L ALLEN ROBERT	133400-6260-02-576948-0000
84	AUCHMOODY SHAWN L	133400-6260-04-622379-0000
85	KIMISIS GREEK ORTHODOX CHURCH	133400-6260-04-662351-0000
86	ELLIOTT ERNEST F	133400-6359-02-556725-0000
87	O'MARA REALTY & DEV CORP	133400-6360-01-093926-0000
88	CARDILLO JAMES CORDEIRO ANA MARIE	133400-6360-01-139884-0000
89	LAWRENCE ROBERT	133400-6360-01-147952-0000

90	POLUZZI ROBOT T RM POLUZZI	133400-6360-02-514813-0000
91	HAMILTON DENNIS L	133400-6360-02-629636-0000
92	POLUZZI PATRICIA M POLLUZZI ROBERT T	133400-6360-02-674638-0000
93	POLUZZI PATRICIA M POLLUZZI ROBERT T	133400-6360-02-693639-0000
94	POLUZZI PATRICIA M POLLUZZI ROBERT T	133400-6360-02-710654-0000
95	BUECHELE ALVIN BUECHELE VIRGINIA A	133400-6361-03-408492-0000
96	JUHI INC	133400-6460-02-585905-0000
97	SENDZIMIR BERTHE	133400-6460-03-420199-0000
98	SENDZIMIR BERTHE	133400-6460-03-451161-0000
99	SENDZIMIR BERTHE	133400-6460-03-457150-0000
100	ELLIOTT ERNEST F	133400-6460-04-646485-0000
101	CATALIC VICTOR	133400-6461-01-073869-0000
102	SCACCIA GERTRUDE	133400-6559-01-436627-0000
103	SPADAFORA RONALD	133400-6560-02-501748-0000
104	SIEGEL ANGELA M SIEGEL IRA S	133400-6560-02-888704-0000
105	PEREIRO RAMON	133400-6560-02-954676-0000
106	FREDRICKSON JEFFREY	133400-6560-03-402253-0000
107	RW THEW TRUST	133400-6560-03-458092-0000
108	DEMICHIEL MICHAEL J DEMICHIEL SUSAN K	133400-6562-03-456442-0000
	<u>Town of Milan</u>	
109	YORGENSEN PALEN H YORGENSON FRANCES S	133600-6371-00-875330-0000
110	WINDSOR DEVELOPMENT CORP	133600-6470-00-519153-0000
111	KELLER JOSEPH L	133600-6571-02-707790-0000
112	KELLER JOSEPH	133600-6571-02-738796-0000
113	SPEIRS ROSEMARY C	133600-6573-00-280622-0000
114	KIMISIS GREEK ORTHODOX CHURCH	133600-6573-00-432661-0000
	<u>Town of North East</u>	
115	CORR CHRISTOPHER J HARTZOG MATTHEW I	133801-7271-15-518292-0000
116	FOX WAYNE D	133801-7271-18-405219-0000
117	6101 ROUTE 22 LLC	133889-7171-08-960880-0000
118	ROSAS MICHAEL P ROSAS TRINA M	133889-7271-00-569274-0000
	<u>Town of Pawling</u>	
119	SCOLARO MARY P	134089-6856-05-194793-0000
120	KIMISIS GREEK ORTHODOX CHURCH	134089-6856-13-174494-0000
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123	MADISON WOODS DEVELOPMNT CO	134089-6957-00-890780-0000
124	LOPANE MARIA E LOPANE VINCENT	134089-7056-00-678645-0000
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126	ROSENSTEIN STEVEN	134089-7156-00-030712-0000
127	GERSCHEL ALBERTA	134089-7259-00-178100-0000
	<u>Town of Pine Plains</u>	
128	TRAVELCO INC	134200-6672-00-927785-0000
129	HENRY WILLIAM W	134200-6872-19-507087-0000
	<u>Town of Pleasant Valley</u>	
130	WILLIAMS MARJORIE E	134400-6564-03-155424-0000
131	BROWN CLIFFORD BROWN MANONIA	134400-6565-01-084740-0000
	<u>Town of Poughkeepsie</u>	
132	BLASSE JASLYN BLASSE NETHELBERT	134689-6058-20-865090-0000

133	MORGAN PAUL W MORGAN REBECCA M	134689-6158-01-097880-0000
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140	BLACKSTAR THUNDARR	134689-6162-09-168737-0000
141	PELLETIER EDWARD JOSEPH JR PELLETIER ROSA	134689-6162-10-449715-0000
142	PATRICK WILLIAM	134689-6162-15-737355-0000
143	MERRITT JONATHAN D	134689-6162-19-705069-0000
144	STORTINI ALBERT A	134689-6162-19-711011-0000
145	HARRIOTT ENID	134689-6162-20-870213-0000
146	BONANNO FLORINDO PACE JOHN	134689-6162-20-930194-0000
147	LEMAR RONALD J LEMAR SUSANN S	134689-6260-03-140002-0000
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155	NIETERS DOUGLAS J	134689-6363-03-022081-0000
156	NIETERS DOUGLAS J	134689-6363-03-030060-0000
157	NIETERS DOUGLAS J	134689-6363-03-048027-0000
	<u>Town of Red Hook</u>	
158	WHITE LANCE D	134803-6174-02-643925-0000
159	VOELL TIMOTHY PAUL	134803-6175-17-114074-0000
160	PEREIRO RAMON	134889-6274-00-129113-0000
	<u>Town of Rhinebeck</u>	
161	KNOLLWOOD PROPERTIES II LLC	135001-6169-08-765937-0000
162	SANCHEZ MARGARET R	135089-6170-01-388884-0000
163	CIPRIANO BROTHERS CONTRACTING	135089-6268-00-008681-0000
164	VOELL TIMOTHY PAUL	135089-6269-00-488824-0000
165	NGWU EMMANUEL	135089-6270-00-900954-0000
	<u>Town of Stanford</u>	
166	MCCARTHY JEANNE J	135200-6668-04-850076-0000
167	MCCARTHY JEANNE J	135200-6768-04-545475-0000
	<u>Town of Union Vale</u>	
168	PENDERGAST KEVIN	135400-6661-00-487554-0000
	<u>Town of Wappinger</u>	
169	MASET ALVIN J	135689-6156-02-811790-0000
170	MASET ELISABETH BETHEL	135689-6156-02-822808-0000
171	MASET ALVIN J	135689-6156-02-825772-0000
172	MASET ALVIN J	135689-6156-02-830781-0000
173	LOUIS G TRUSTEE	135689-6157-02-549955-0000
174	G & S DREAMWORK HOMES LLC	135689-6157-03-157248-0000
175	ARVELA ANA P	135689-6157-04-733352-0000
176	DAVIES JEANNE A DAVIES RICHARD	135689-6257-01-029965-0000
177	SCHUELE EUGENE	135689-6258-02-787614-0000
178	APGAR ROBERT MCBRIDE SUSAN	135689-6258-04-759217-0000

179	HARRIS SUSAN J	135689-6356-01-005967-0000
	<u>Town of Washington</u>	
180	BOOTH DOROTHY A	135801-6764-02-911834-0000
181	CASTRO ANNE, CASTRO JOSE	135889-7063-06-431871-0000

Budget, Finance, and Personnel Committee Roll Call

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

Present: <u>12</u>	Resolution: <u>✓</u>	Total :	<u>11</u>	<u>1</u>
Absent: <u>0</u>	Motion: <u>—</u>		Yes	No
Vacant: <u>0</u>		Abstentions:	<u>0</u>	

2013261 PUBLIC AUCTION OF PROPERTIES ACQUIRED BY THE COUNTY THROUGH IN REM PROCEDURE

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Date: September 9, 2013

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total: 23 1
 Yes No
 Abstentions: 0

2013261 PUBLIC AUCTION OF PROPERTIES ACQUIRED BY THE COUNTY THROUGH IN REM PROCEDURE

Date: September 9, 2013

RESOLUTION NO. 2013262

RE: APPROVAL OF APPLICATION FOR REFUND OF REAL PROPERTY TAXES AND TO AUTHORIZE A CHARGE-BACK BY THE COMMISSIONER OF FINANCE:
APPLICANT: Adams-Wappinger LLC
765 Dutchess Tpke., Poughkeepsie NY 12603
ACCOUNT NO: 135689-6157-04-647343-0000

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

WHEREAS, there is an assessment on the assessment roll for the Town of Wappinger for 2012 under the name of Adams Wappinger LLC, Account No: 135689-6157-04-647343-0000, and

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

WHEREAS, pursuant to Section 556 of the Real Property Tax Law, the County Director of the Real Property Tax Service Agency has investigated this claim, and has found that the local tax assessor in the Town of Wappinger has made a clerical error in said assessment, and

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

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

RESOLVED, that the application received July 10, 2013 relating to Account No. 135689-6157-04-647343-0000 for a refund is hereby approved, and be it further

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to issue a tax refund to the applicant in the amount of \$4,840.92 and to charge-back the erroneous taxes on next years levy as follows:

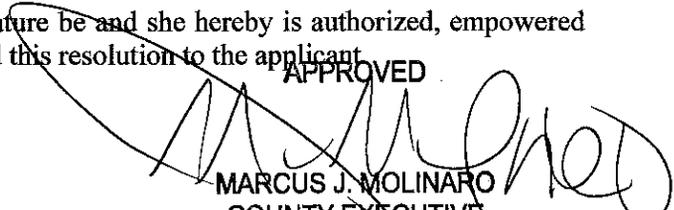
A430 Hughsonville Fire Dist. \$4,840.92

and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized, empowered and directed to mail a copy of the approved application and this resolution to the applicant

CA-169-13
MB/KPB/ca/G-0194
8/21/13
STATE OF NEW YORK

ss:
COUNTY OF DUTCHESS

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/13

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Real Property Tax Service Agency

COE Investigating Report

L. Description (grid #) 135689-6157-04-647343-0000

Owner's Name Adams-Wappingers LLC

Mailing Address 765 Dutchess TPKE Pough NY 12603

Property Location 160 Old Post Rd.

School District Wappingers Central School Dist. Special District Hughsonville Fire Dist.

Total Assessed Value now on roll 7,000,000 Corrected to Same

Taxable Assessed Value now on roll 7,000,000 Corrected to 3,500,000

Exempt codes and amounts if applicable

Amount Levied \$58,438.79 Should be \$53,597.87

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

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

Subdivision 2, Paragraph D (clerical error)
 Subdivision 3, Paragraph (error in essential fact)
 Subdivision 7, Paragraph (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on the assessment roll

Exemption amount incorrectly calculated

Mathematical error present in the computation or extension of tax

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

Assessment based on incorrect acreage

Parcel should be Wholly Exempt

Parcel Misclassified as homestead, non-homestead or portions misallocated

Other:

Recommendation APPROVE APPLICATION DENY APPLICATION

Details: **It is recommended that the application for a partial refund of the 2012/13 Cnty/Town tax bill be approved
Due to an IDA Agreement the Fire Dist should be taxed at 50%.**

A430 (Hughsonville Fire HF035) \$4,840.92

Investigator Margaret Burns

Director Eric A. Nelson

Re: Refund Application for 2013 tax roll
135689-6157-04-647343-0000
Adams Wappinger LLC

August 21, 2013

The property owner filed for a Business Investment Exemption (BIE) under RPTL §485-B.

The property owner has an agreement with the Dutchess County IDA which includes Payments In Lieu Of Taxes (PILOTs.) The IDA filed for exemption on the same parcel under RPTL §412-A.

The IDA agreement included a PILOT for the Hughsonville fire district that would have been based on 50% of the agreed upon valuation of the parcel, or \$4,840.92 for the January 2013 County and Town tax roll. The assessor granted the Business rather than the IDA exemption making the assessment equal to the value in the IDA agreement. Although the Business exemption applies to most special ad-valorem levies, it specifically excludes fire districts. A tax bill was issued with a fire district tax calculated on the full assessed value, which came to \$9,681.84.

The property owner paid the tax bill. The IDA never issued a bill for PILOTs.

RPTL §412-A(1) states "Real property owned by or under the jurisdiction, supervision or control of industrial development agencies enumerated in the general municipal law shall be entitled to such exemption as may be provided therein."

It is my conclusion that the property should have been exempt under RPTL 412-A, and the substance of the agreement with the IDA should be honored. I recommend that a refund of \$4,840.92 for Hughsonville Fire District should be issued to the property owner.


Eric Axelsen
Director of Real Property Tax Services



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

RP-556 (1/06)

APPLICATION FOR REFUND AND CREDIT OF REAL PROPERTY TAXES
FOR THE YEAR(S) 20 12

Part 1: To be completed in duplicate by Applicant. For refund or credit of real property tax, submit both copies to County Director of Real Property Tax Services (in Nassau and Tompkins Counties, submit to Chief Assessing Officer), or in a village which has retained its assessing unit status, submit to the village assessor or chairman of village board of trustees. The application must be submitted within three years of the annexation of the warrant for the collection of such tax. For an "unlawful entry" as defined in Sec. 550(7)(a) of the Real Property Tax Law, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll. (See definitions on reverse side).

Adams - Wappinger LLC
1a. Name of Owner
765 Dutchess Tpk
Poughkeepsie NY 12603
1b. Mailing Address

Day 85 454-4830 Evening ()
2. Telephone Number
X 114
160 Old Post Rd
3. Parcel Location (if different than 1b.)
Wappinger Falls, NY

2013 JUL 10 PM 2:59
REAL PROPERTY TAX SERVICES

1c. E-mail Address (optional)
6157-04-647343

Property Class 453

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

5. Account No. 647343 6a. Amount of taxes paid or payable 7,000.00 6b. Date of payment (if paid) 2/12/2013
(as appears on tax bill)

7. I hereby request a refund or credit of real property taxes levied for the year(s) 2012 by Dugdenville Fire Dept
for the following reasons (use additional sheets if necessary):
Town of Wappinger (Tax levying body)

* Insert name of village, county, city, school district, town in Westchester County

X 7-8-13
Date

X [Signature]
Signature of Applicant

PART II: For use by COUNTY DIRECTOR, VILLAGE ASSESSOR: Attach written report including documentation and recommendation (Include type of error as defined in Sec. 550)

Date application received: 7/10/13 Date warrant annexed: 12/17/13
Last day for collection of taxes without interest: paid 2/12/13

Recommendation: Approve application* Deny Application.

8/2/2013
Date

[Signature]
Signature of Official

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

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

APPLICATION APPROVED (Check reason) Clerical error Unlawful entry Error in essential fact

Amount of taxes paid: \$ _____ Amount of taxes due: \$ _____

Amount of refund or outstanding tax to be credited: \$ _____

APPLICATION DENIED Reason: _____

Date

Signature of Chief Executive Officer or Official Designated by Resolution

Budget, Finance, and Personnel Committee Roll Call

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

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

2013262 APPROVAL OF APPLICATION FOR REFUND OF REAL PROPERTY TAXES AND TO AUTHORIZE A CHARGE-BACK BY THE COMMISSIONER OF FINANCE

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blaock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total: 24 0
 Yes No
 Abstentions: 0

2013262 APPROVAL OF APPLICATION FOR REFUND OF REAL PROPERTY TAXES AND TO AUTHORIZE A CHARGE-BACK BY THE COMMISSIONER OF FINANCE

Date: September 9, 2013

RESOLUTION NO. 2013263

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF RED HOOK
VILLAGE OF TIVOLI
ASSESSED UNDER THE NAME OF VOELL TIMOTHY PAUL
GRID: 134803-6175-17-135075-0000

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

WHEREAS, unpaid tax on property in the Town of Red Hook Village of Tivoli assessed to Voell Timothy Paul for the levy year 2010 and described as Grid No. 134803-6175-17-135075-0000 amounting to \$2,757.69 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 1, 2011 for the tax lien year of 2011, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding, Index No. 2011/6263 to enforce the collection of delinquent tax liens for the levy year 2010 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 18, 2013, Document # 02 2013 3636, and

WHEREAS, the sum of \$45,439.12 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 Timothy Paul Voell, 8 Friendship Street, Tivoli, NY 12583 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-154-13
PB:CM:deb/ca
8/1/13
Fiscal Impact: None

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

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

**2013263 QUITCLAIM DEED, PROPERTY IN THE TOWN OF RED HOOK,
VILLAGE OF TIVOLI**

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
Date: September 9, 2013			
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total: 24 0
 Yes No
 Abstentions: 0

2013263 QUITCLAIM DEED, PROPERTY IN THE TOWN OF RED HOOK,
 VILLAGE OF TIVOLI

Date: September 9, 2013

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

2013264 QUITCLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE

Date: September 4, 2013

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		
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		
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District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner		
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District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2013264 QUITCLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE

Date: September 9, 2013

RESOLUTION NO. 2013265

RE: EXTENSION OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

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

WHEREAS, this Legislature enacted Resolution No. 598 of 1975 imposing sales and compensating use taxes on certain tangible personal property and certain services pursuant to Article 29 of the Tax Law of the State of New York, and

WHEREAS, said Resolution was amended by Resolution No. 40 of 1981, Resolution No. 472 of 1989, Resolution No. 46 of 1995, and Resolution No. 360 of 2002, Resolution 203045, Resolution 205225, Resolution 2011197, Resolution 207259 and Resolution 209303; and

WHEREAS, the State Legislature previously passed legislation which was signed into law as Chapter 8 of Laws of 2003, which permitted Dutchess County to increase the sales tax rate as authorized from 3% to 3 3/4%, with such additional 3/4 of 1% to be used for County purposes and has passed new legislation which has been signed into law as Chapter 313 of the Laws 2013 of which authorizes an extension of such additional tax through November 30, 2015; and

WHEREAS, the 2013 Adopted County Budget anticipates revenues from the extended authorization of the increased sales tax; and

WHEREAS, this Legislature has determined that the continued increase in sales tax for the County of Dutchess will provide the necessary revenues for the County to stabilize taxes which is in the best interest of the taxpayers and residents of Dutchess County.

Be it enacted by the Legislature of the County of Dutchess, as follows:

SECTION 1. Section 4-A of Resolution No. 598 of 1975, enacted by the Legislature of the County of Dutchess on December 9, 1975, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.

Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and

compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and shall be paid an additional three-quarters of one percent rate of such sales and compensating use taxes, for the period beginning June 1, 2003, and ending November 30, 2015. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating to or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 2. Paragraph (B) of Subdivision (1) of section 11 of Resolution No. 598 of 1975, enacted by the Legislature of the County of Dutchess on December 9, 1975, imposing sales and use taxes, as amended, is amended to read as follows:

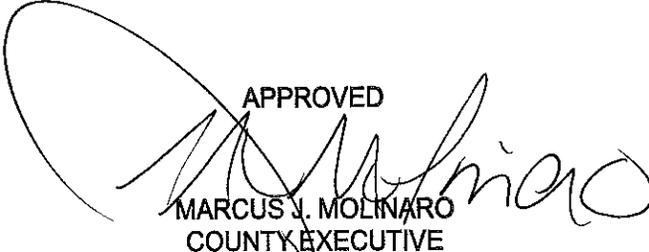
(1)(A) With respect to the additional tax of three-quarters of one percent imposed for the period beginning June 1, 2003, and ending November 30, 2015, in respect to the use of property used by the purchaser in this city prior to June 1, 2003.

SECTION 3. Subdivisions (a) and (b) of Section 14 of Resolution No. 598 of 1975, enacted by the Legislature of the County of Dutchess on December 9, 1975, imposing sales and use taxes, as amended, are amended to read as follows:

(a) One Hundred percent (100%) of such monies shall be set aside for County purposes and shall be available for any County purpose.

(b) Notwithstanding subdivision (a) of this section, net collections from such taxes, including the additional three-quarters of one percent rate imposed for the period beginning December 1, 2013, and ending November 30, 2015, shall be disposed of in accordance with the Tax Law § 1262 (c) and Sales Tax distribution agreement entered into by the County and the Cities of Poughkeepsie and Beacon for the period March 1, 2013, through March 1, 2023, and approved by the State Comptroller pursuant to section 1262(c) of the Tax Law, during the period that such agreement is in effect.

Section 4. This enactment shall take effect on December 1, 2013.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/13

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		✓
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson		
District 7 - Town of Hyde Park	Perkins		
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 : 10 2
 Yes No
 Abstentions: 0

RR / AF
 "Call the Question"

2013265
 9.4.13

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*	1	
	District 3 - Town of LaGrange	Borchert*	2	
	District 6 - Town of Poughkeepsie	Flesland*	3	
	District 10 - City of Poughkeepsie	Jeter-Jackson*	4	
	District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*	.	1
	District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson	5	
	District 7 - Town of Hyde Park	Perkins		2
	District 11 - Towns of Rhinebeck and Clinton	Tyner		3
	District 17 - Town and Village of Fishkill	Miccio (C)	6	
	District 18 - City of Beacon	Forman(VC)	7	
	District 22 - Town of Beekman	Hutchings	8	
	District 24 - Towns of Dover and Union Vale	Surman	9	
Present:	<u>12</u>	Resolution:	<u>9</u>	<u>3</u>
Absent:	<u>0</u>	Motion:	Yes	No
Vacant:	<u>0</u>		Abstentions:	<u>0</u>

2013265 AUTHORIZING EXTENSION OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24

Absent: 0

Vacant: 0

Resolution: ✓

Motion:

Total: 24 0

Yes No

Abstentions: 0

2013265 EXTENSION OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Date: September 9, 2013

RESOLUTION NO. 2013266

RE: AUTHORIZING EXECUTION OF AGREEMENT
AMONG PINE PLAINS CENTRAL SCHOOL DISTRICT,
DUTCHESS COUNTY SHERIFF, AND COUNTY OF
DUTCHESS TO PROVIDE SCHOOL RESOURCE
OFFICERS IN DISTRICT SCHOOLS

Legislators ROMAN, WILKINSON, FLESLAND, ROLISON, TRAUDT, PERKINS
HORTON, WEISS, FORMAN, SERINO, BOLNER, DOXSEY, and BLALOCK offer
the following and move its adoption:

WHEREAS, municipal corporations are authorized, pursuant to Article 9, § 1 of
the State Constitution and Article 5-G of the General Municipal Law to enter into
intermunicipal agreements, and

WHEREAS, the Pine Plains Central School District, the Dutchess
County Sheriff, and the County of Dutchess find that it is in their mutual
best interests to enter into an agreement for the placement of two part-
time certified SRO Deputy Sheriffs in the School District, who shall serve
as School Resource Officers, and

WHEREAS, while the agreement requires the placement of two
part-time certified SRO Deputy Sheriffs, should a SRO qualified full-time
Deputy Sheriff become available for this assignment the county reserves
the right to renegotiate this contract to provide for the same, and

WHEREAS, it is the understanding of the parties that the School Resource
Officer will work during the 2013-2014, 2014-2015, and 2015-2016 school years to help
maintain a safe campus environment that is conducive to learning, and to foster a
relationship based upon cooperation and mutual support between law enforcement and
school officials in the District, now, therefore be it

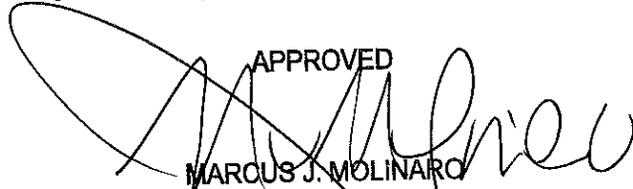
RESOLVED, the Dutchess County Executive is authorized to execute the
agreement in substantially the same form as to that attached hereto and made a part
hereof, contingent upon prior approval of the agreement by the Pine Plains Central
School District.

CA-171-13
CEN/ca/C-8785
8/29/13

Fiscal Impact: See attached statement

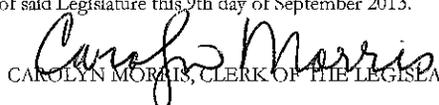
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/13

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing
resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of
September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Authorize intermunicipal agreement for school resource officers in district schools.

Prepared by: Caroline E. Nelson, Assistant County Attorney

INTERMUNICIPAL AGREEMENT

This agreement is made as of _____, 2013, between the Pine Plains Central School District, a school district of the State of New York, with offices at Pine Plains, New York (hereinafter the "School District") and the County of Dutchess, a municipal corporation of the State of New York, with offices at 22 Market Street, Poughkeepsie, New York (hereinafter the "County") and the Sheriff of Dutchess County (hereinafter the "Sheriff"), a constitutional officer in and for the County of Dutchess, having an office for the conduct of business at 150 North Hamilton Street Poughkeepsie, New York 12601.

WITNESSETH:

WHEREAS, municipal corporations are authorized, pursuant to both Article 9, §1 of the State Constitution and Article 5-G of the General Municipal Law to enter into intergovernmental agreements; and

WHEREAS, Article 5-G of the General Municipal Law specifically authorizes and encourages municipal corporations to enter into agreements with each other in order to provide cooperatively, jointly, or by contract any facility, service, activity, or undertaking which each participating municipal corporation has the power to provide separately; and

WHEREAS, the respective governing boards of the Pine Plains Central School District, the Sheriff, and the County of Dutchess have determined that it is in their mutual best interests to enter into this agreement for the following purposes: for the placement of one (2) School Resource Officers (SROs) in the School District and other services as may be agreed to between the parties, in writing;

NOW, THEREFORE, in furtherance of their mutual interests and in consideration of the mutual covenants and agreements herein contained, and compliance with the terms and conditions specified herein, the School District and the County hereby agree to the following:

1. The County agrees to provide the School District with two (2) Part-Time Deputy Sheriffs from the Tactical Squad who have received certification as School Resource Officers to serve in the School District for the 2013-2014, 2014-2015 and 2015-2016 school years to maintain a safe campus environment that is conducive to learning, to create a relationship based upon cooperation and mutual support between law enforcement and school officials, to improve relationships between law enforcement, school, community and youth of the school, to serve as consultants to school staff, parents and youth on safety matters and other matters which will provide a better environment for the students and teachers to pursue their respective tasks, and to serve as a role model to students:

- a. The SROs shall be employees of and shall be subject to the administration, supervision and control of the County Sheriff at all times and subject to the School District's policies and procedures when performing functions at the School District's schools, unless otherwise provided in this Agreement.
- b. The Deputy Sheriffs assigned as SROs will be selected by the Sheriff based upon the Sheriff's judgment and discretion, taking into consideration among other criteria the Deputy Sheriff's training, qualifications, experience, interest in the position and the Deputy Sheriff's ability to effectuate the goals and objectives set forth herein.
- c. The School District shall evaluate the SRO program and the performance of the SRO. Such evaluation by the School District shall be performed in order to evaluate the performance of the SRO in accordance with the County Sheriff's rules and regulations and also to ascertain what, if anything, can be done to improve the SRO program.
- d. The School District shall have the right to request the removal of any SRO where there is a demonstrated inability to effectuate the goals and objectives of this Agreement, whereupon the Sheriff shall conduct an investigation pursuant to the School District's request for removal. Notice of dissatisfaction must be communicated in writing by the Superintendent of Schools to the County Sheriff at any time during the school year. A request for replacement shall be honored unless the same are insubstantial and lacks substance in fact.
- e. The County agrees to provide and pay the SRO salary and employment benefits in accordance with County personnel policies or the applicable collective bargaining agreement, if one exists. The Sheriff will bill the School District in ten (10) monthly installments for the cost of the two (2) Part-Time Deputy Sheriffs from the Tactical Squad who will serve as SROs, at the rate of \$45,000 per 1.0 Full Time Equivalent SRO, to be performed by two (2) part-time SROs. The SROs will work a combined total of 8 hours per day, and 40 hours per week. The School District will pay such costs after audit by the School District's Claims Auditor, within 45 days of receipt of the bill from the Sheriff. There shall be no charges made by the Sheriff beyond the monthly payments referenced above.
- f. It is understood and agreed that the Sheriff, in its sole discretion, shall have the authority to discharge and discipline a Deputy Sheriff assigned as an SRO as provided under the terms of any applicable collective bargaining agreement and/or by law. Any issues or reports relating to the conduct of the SRO by the School District shall be directed to the Sheriff. The County shall indemnify and hold harmless the School District from any claims, suits, or causes of action arising out of allegations of unfair or

unlawful employment practice brought by a Deputy Sheriff assigned as an SRO.

- g. It is understood and agreed that the School District shall be responsible for any overtime pay earned by a Deputy Sheriff serving as an SRO where the School District desires the SRO to remain on duty beyond the number of hours agreed to herein.
- h. It is understood and agreed that, should an SRO become unable to perform his or her duties as a result of illness or injury that causes the Deputy Sheriff to be absent, the School District may request that the Sheriff assign another Deputy Sheriff to fill the SRO position, where one is available, and the request will not be unreasonably refused.
- i. It is understood and agreed that the SRO shall have the following qualifications:
 - (i) The SROs in the Pine Plains Central School District will be two Part-Time Deputy Sheriffs from the Tactical Squad who have received certification to be School Resource Officers.
 - (ii) The SROs shall possess sufficient knowledge of applicable Federal, State and County laws and County local laws as well as the School Board's policies and regulations;
 - (iii) The SROs shall assist in providing a safe and secure environment conducive to learning;
 - (iv) The SROs shall possess good communication skills, to enable the SRO to function effectively within the school environment;
- j. The duties of the SROs shall be those described on Attachment "A" to this Agreement.
- k. The SROs shall report to the Main Office at the start of each work day and shall sign-in on a log provided by the School for those hours that cover the regular hours of the school program at the school and a combined total of 8 hours per day, and a combined total of 40 hours per week. The SROs shall sign-out at the end of each work day using the same log.
- l. The Sheriff's Office shall provide the appropriate in-service training for the SROs, to enable the SROs to function efficiently. The School District shall also provide training in school policies, regulations and procedures, or additional training in other matters relating to students and their safety.

- m. In consideration for the service provided herein, the School District hereby agrees to participate in the Department of Mental Hygiene's school prevention program, which includes but is not limited to, an annual survey of all students in the Districts' eighth, tenth, and twelfth grades which measures risk and protective factors to prevent problem behaviors and promote healthy development. The School District also agrees to participate in other prevention programming, the costs of which will be paid by the Department of Mental Hygiene.
- (iii) The School District and the County shall each procure and maintain at their own cost and expense, during the term of this Agreement, comprehensive general liability insurance to the effect that both parties are insured against any liability in connection with the services provided under this Agreement.
- (iv) The County shall defend, indemnify, and hold the School Districts herein named harmless from all losses, claims, demands, and causes of action for injury or death to persons or damage to property caused by the negligent acts of any employees of the Sheriff arising out of the performance of this Agreement. This indemnification shall survive the expiration or termination of this Agreement.
- (v) The School District shall defend, indemnify, and hold the County harmless from all losses, claims, demands and causes of action for injury or death to persons or damage to property caused by the negligent acts of any employees, agents, or servants of the School District arising out of the performance of this Agreement. This indemnification shall survive the expiration or termination of this Agreement.
- (vi) All Deputy Sheriffs performing services under this Agreement shall be deemed employees of the County for purposes of the Workers' Compensation Law and the School District shall not be responsible for the payment of any benefits thereunder. The School District shall provide to the Sheriff proof that they hold valid Workers' Compensation Insurance.
- 6. Neither the School District nor the County may assign this Agreement.
- 7. It is expressly understood and agreed that the School District and County shall not be responsible for the payment of any debts or obligations incurred by the other party in connection with the services rendered under this Agreement.
- 8. This Agreement shall remain in effect for the period from July 1, 2013 through June 30, 2016, and may be renewed upon mutual agreement of the School District, the Sheriff, and the County. The School District, the Sheriff, and the County may also terminate this Agreement upon at least 30 days written notice to the other party. Any notice will be sent by certified mail, return receipt requested, by personal delivery or overnight service. The parties acknowledge that the rate paid by the school district for SRO services is based upon the five school districts

(Arlington, Dover, Wappingers, Pawling, Pine Plains) entering into separate agreements with the County and the Sheriff. However, if the School District terminates or abandons all or any part of the services provided under this Agreement, the County reserves the right to renegotiate the amount of remuneration with the remaining school districts receiving SRO services pursuant to their agreement with the County and the Sheriff.

9. This Agreement may only be modified, amended or terminated by an instrument in writing, duly executed and acknowledged by the authorized representative of each party, after approval by the governing body of each party.
10. In the event a dispute arises as to the responsibilities of the parties under the terms of this Agreement or as to the performance or nonperformance of the parties of the terms, conditions and covenants of this Agreement, the parties' sole remedy shall be upon application to a court of competent jurisdiction in Dutchess County, New York.
11. If any provision of this Agreement is deemed to be invalid or inoperative for any reason, that part shall be deemed modified to the extent necessary to make it valid or operative, or if it cannot be so modified, then severed and the remainder of the contract shall continue in full force and effect as in the contract had been signed or filed with the designated filing agent with the invalid portion so modified or eliminated.

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed the day and year first above written.

**PINE PLAINS CENTRAL
SCHOOL DISTRICT**

COUNTY OF DUTCHESS

BY: _____
Dr. Martin D. Handler
SUPERINTENDENT OF SCHOOLS

BY: _____
Marcus J. Molinaro
COUNTY EXECUTIVE

APPROVED AS TO FORM

APPROVED AS TO CONTENT:

County Attorney's Office

Dutchess County Sheriff

ATTACHMENT "A"

SRO JOB DUTIES

1. Consult with and coordinate activities as requested by a school principal including but not limited to peer mediation for students to resolve conflicts, safety instruction for students and parents in areas such as sexual harassment, bicycle safety, school bus safety, substance abuse prevention, internet and computer safety and bullying;
2. Abide by School Board policies to the extent that such compliance does not interfere with or impede the SRO in the performance of his or her duties as a law enforcement officer;
3. The SRO shall provide presentations on various subjects including Federal and State mandates in drug abuse prevention education at the request of school personnel.
4. Encourage group discussions about law enforcement with students, faculty and parents;
5. Under no circumstances shall the SRO be a school disciplinarian. The SRO will not be involved in the enforcement of disciplinary infractions that do not constitute violations of law, but will assist in maintaining the chain of custody with respect to contraband and controlled substances that would constitute evidence in student disciplinary proceedings.
6. Attend meetings with parents and faculty groups to solicit their support and understanding of the SRO school program and to promote awareness of law enforcement functions during the school day;
7. Attend meetings with school personnel to assist regarding law enforcement and crime prevention issues during the school day;
8. To confer with the principal of the school to which the SRO is assigned to develop plans and strategies to attempt to prevent and/or minimize dangerous situations on or near campus or involving students at school related activities;
9. All persons employed by the Sheriff in providing services as an SRO pursuant to this Agreement shall be County officers or employees, and they shall not have any benefit, status, or right of School District employment, nor shall the SROs be assigned any duties normally performed by School District personnel, such as lunchroom duty or hall duty. Nothing herein shall preclude the SRO from being available in areas where interaction with students is expected.

10. The SRO shall familiarize himself/herself with and shall abide by School District policy, where not inconsistent with applicable law, concerning interviews with students should it become necessary to conduct formal law enforcement interviews with students or staff on school property.
11. Initiate law enforcement action as necessary and notify the school principal as soon as possible after requesting additional law enforcement assistance on campus and undertake all additional law enforcement responsibilities as required by standard police practices.
12. The SRO shall act as a liaison between the School District and local police agencies in law enforcement matters occurring while on school grounds;
13. The SRO shall wear the Dutchess County Sheriff's Office uniform.
14. The SRO in pursuing the performance of his/her duties shall coordinate and communicate with the school principal or the principal's designee.

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total: 12 0
 Yes No
 Abstentions: 0

2013266 AUTHORIZING EXECUTION OF AGREEMENT AMONG PINE PLAINS CENTRAL SCHOOL DISTRICT, DUTCHESS COUNTY SHERIFF, AND COUNTY OF DUTCHESS TO PROVIDE SCHOOL RESOURCE OFFICERS IN DISTRICT SCHOOLS

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blaock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: ✓

Total: 24 0
 Yes No
 Abstentions: 0

KR/AF

see attached amendment

*2013266
 9.9.13*

Legislator Roman moved the foregoing amendment duly seconded by Legislator Flesland. The foregoing amendment was unanimously adopted.

WHEREAS, the Pine Plains Central School District, the Dutchess County Sheriff, and the County of Dutchess find that it is in their mutual best interests to enter into an agreement for the placement of two part-time **certified SRO** Deputy Sheriffs in the School District, who shall serve as School Resource Officers, and

WHEREAS, while the agreement requires the placement of two part-time certified SRO Deputy Sheriffs, should a SRO qualified full-time Deputy Sheriff become available for this assignment the county reserves the right to renegotiate this contract to provide for the same, and

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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24
 Absent: 1
 Vacant: 0

Resolution: _____
 Motion:

Total: _____
 Yes _____ No _____
 Abstentions: _____

*JT motioned to add Resolved that the DEC
 Cosponsor a forum with the NAACP regarding
 the issue of School Resource Officers in
 schools
 failed due to lack of a
 second*

2013206
 9.9.13

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		✓
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		✓
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24 Resolution: Total: 22 2
 Absent: 1 Motion: ✓ Yes No
 Vacant: 0 Abstentions: 0

GH / J Incoronato
"Call the question"

9.9.13
2013266

Roll Call Sheets

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

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

2013266 AUTHORIZING EXECUTION OF AGREEMENT AMONG PINE PLAINS CENTRAL SCHOOL DISTRICT, DUTCHESS COUNTY SHERIFF, AND COUNTY OF DUTCHESS TO PROVIDE SCHOOL RESOURCE OFFICERS IN DISTRICT SCHOOLS

Date: September 9, 2013

Discussion on Resolution No. 2013266 resulted as follows:

Legislator Roman moved to amend the second Whereas and add a third Whereas, duly seconded by Legislator Flesland as follows:

WHEREAS, the Pine Plains Central School District, the Dutchess County Sheriff, and the County of Dutchess find that it is in their mutual best interests to enter into an agreement for the placement of two part-time **certified SRO** Deputy Sheriffs in the School District, who shall serve as School Resource Officers, and

WHEREAS, while the agreement requires the placement of two part-time certified SRO Deputy Sheriffs, should a SRO qualified full-time Deputy Sheriff become available for this assignment the county reserves the right to renegotiate this contract to provide for the same, and

Roll call on the foregoing amendment resulted as follows:

AYES: 24

NAYS: 0

ABSENT: 1 Doxsey

Legislator Tyner moved to amend the resolution to add the following:

RESOVLED, that the Dutchess County Legislature cosponsor a forum with the NAACP regarding the issue of School Resource Officers in schools, and, be it further

The foregoing resolution failed due to a lack of a second.

Legislator Hutchings Moved the Question, duly seconded by Legislator Borchert, and carried with Legislator Amparo being the only no vote.

Roll call on the foregoing resolution resulted as follows:

AYES: 24

NAYS: 0

ABSENT: 1 Doxsey

The foregoing resolution was adopted.

RESOLUTION NO. 2013267

RE: AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.26)

Legislators ROMAN, ROLISON, FLESLAND, and PERKINS offers the following and moves its adoption:

WHEREAS, the Sheriff has advised that his office has worked additional unbudgeted overtime in several school districts and Dutchess Stadium, and

WHEREAS, the Sheriff advises that additional matching revenues are available and requests authorization to accept and appropriate said funds for expenditure, and

WHEREAS, it is necessary to amend the 2013 Adopted County Budget to provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that the acceptance of funding is hereby approved and authorized, and

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2013 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3110.26.1050	Overtime	\$178,000
A.3110.26.1010.1030	Positions Temp Help	<u>12,000</u>
		<u>\$190,000</u>

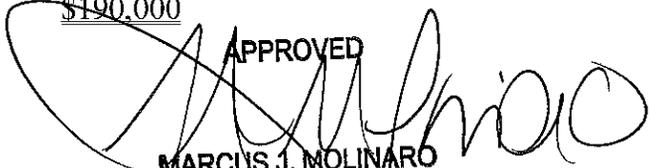
REVENUES

Increase

A.3110.26.15100.03	Sheriff's Fees Other Gov	<u>\$190,000</u>
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CA-172-13 KPB/ca/G-0224 8/29/13
Fiscal Impact: See attached statement

APPROVED



MARCUS J. MOLINARO
COUNTY EXECUTIVE

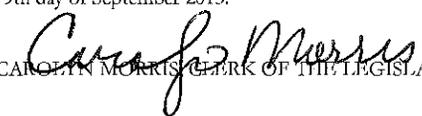
Date 9/12/2013

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.



CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 190,000

Total Current Year Revenue \$ 190,000
and Source

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

Identify Line Items(s):

A.3110.26.1050 Overtime
A.3110.26.1010.1030 Positions Temp Help
A.3110.26.15100.03 Sheriff's Fees Other Gov

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

The Sheriff's Office has worked additional unbudget overtime in several school district and Dutchess Stadium. Request to appropriate the Sheriff's A.3110.26 1050 Overtime \$178,000 and A.3110.26 1010 Positions \$12,000 Total \$190,000.

Request to accept additional matching revenue A.3110.26.15100.03 Sheriff's Fees Other Government in the amount of \$190,000.

Prepared by: Maureen Sariglianis

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Wilkinson (VC)		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman (C)		
District 12 - Town of East Fishkill	Weiss		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total : 12 0
 Yes No
 Abstentions: 0

2013267 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.26)

Date: September 4, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2013267 AMENDING THE 2013 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE SHERIFF (A.3110.26)

Date: September 9, 2013

PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2013268

RE: AUTHORIZING A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION TO CONSTRUCT PARALLEL TAXIWAY K (1360' X 50') TO RUNWAY 24 - (CONSTRUCTION) AT THE DUTCHESS COUNTY AIRPORT

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

WHEREAS, the Department of Public Works, Aviation Division, applied to the Federal Aviation Administration (FAA) for a grant of federal funds for the following project: Construct Parallel Taxiway K (1360' x 50") to Runway 24 – Construction, and

WHEREAS, in May 2013 the County Legislature approved Bond Resolution No. 2013095 and this request was to fund various Airport Capital Improvement Projects, including this project, and

WHEREAS, this grant is time-sensitive as all grants under this FAA program must be signed and returned to the FAA expeditiously, and

WHEREAS, the FAA will provide 90% of project costs, the State will provide 5% and Dutchess County will provide 5%, 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 offer made by the FAA in connection with the Airport Project and further authorizes and empowers the County Executive to execute said grant agreement and any other agreements related to the project on behalf of the County of Dutchess when received.

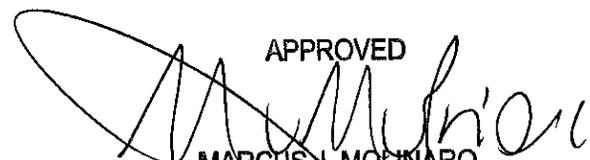
CA-176-13
CAB/ca/C-5194-Q
9/9/13
Fiscal Impact: See attached statement

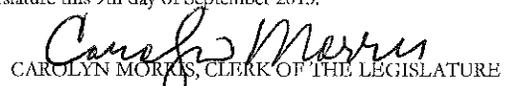
STATE OF NEW YORK
COUNTY OF DUTCHESS

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 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/12/13


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 \$ 1,350,000

Total Current Year Revenue \$ 1,282,500

and Source
FAA - \$1,215,000
NYSDOT - \$67,500

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): \$67,500

Over Five Years: \$67,500

Additional Comments/Explanation:

Requesting the Legislature to authorize the County Executive to accept FAA/NYSDOT grant for a capital project at Dutchess County Airport. The project is Partial Parallel Taxiway K Construction. Total Project estimate is \$1.35M, with 90% (\$1.215M) FAA funding, 5% (\$67.5K) NYSDOT funding and 5% (\$68K) County funding. This project was approved via Resolution No.2013095 in May 2013 with up to \$87,600 in County funding. Actual County funding of \$67.5K will be less than the authorized amount.

Prepared by: Robert H. Balkind, P.E.

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 3 - Town of LaGrange	Borchert*		
District 6 - Town of Poughkeepsie	Flesland*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Doxsey	<i>absent</i>	
District 5 - Town of Poughkeepsie	Roman		
District 7 - Town of Hyde Park	Perkins		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 18 - City of Beacon	Forman (VC)		
District 22 - Town of Beekman	Hutchings (C)		
District 24 - Towns of Dover and Union Vale	Surman		
Present:	<u>11</u>	Resolution: <u>✓</u>	Total : <u>11</u>
Absent:	<u>1</u>	Motion: <u>—</u>	<u>0</u>
Vacant:	<u>0</u>		Abstentions: <u>0</u>
			Yes No

2013268 AUTHORIZING A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION TO CONSTRUCT PARALLEL TAXIWAY K (1360' X 50') TO RUNWAY 24 - (CONSTRUCTION) AT THE DUTCHESS COUNTY AIRPORT

Date: September 9, 2013

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24 **Resolution:** **Total :** 23 1
Absent: 1 **Motion:** **Yes** **No**
Vacant: 0 **Abstentions:** 0

2013268 AUTHORIZING A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION TO CONSTRUCT PARALLEL TAXIWAY K (1360' X 50') TO RUNWAY 24 - (CONSTRUCTION) AT THE DUTCHESS COUNTY AIRPORT

Date: September 9, 2013

PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2013269

RE: AUTHORIZING A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION TO REHABILITATE TAXIWAY B & STUB TAXIWAYS A & C (APPROXIMATELY 2760') – (DESIGN) AT THE DUTCHESS COUNTY AIRPORT

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

WHEREAS, the Department of Public Works, Aviation Division, applied to the Federal Aviation Administration (FAA) for a grant of federal funds for the following project: Rehabilitate Taxiway B & Stub Taxiways A & C (Approximately 2760') – (Design), and

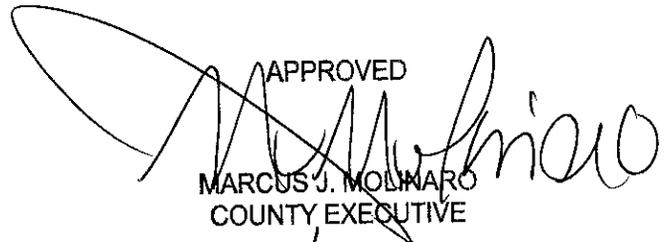
WHEREAS, this grant is time-sensitive as all grants under this FAA program must be signed and returned to the FAA expeditiously, and

WHEREAS, the FAA will provide 90% of project costs, the State will provide 5% and Dutchess County will provide 5%, 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 offer made by the FAA in connection with the Airport Project and further authorizes and empowers the County Executive to execute said grant agreement and any other agreements related to these projects on behalf of the County of Dutchess when received.

CA-175-13
CAB/ca/C-5194-P
9/9/13
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 9/9/13

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 91,000

Total Current Year Revenue \$ 86,450

and Source
FAA - \$81,900
NYSDOT - \$4,550

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): \$4,550

Over Five Years: \$4,550

Additional Comments/Explanation:

Requesting the Legislature to authorize the County Executive to accept FAA/NYSDOT grant for a capital project at Dutchess County Airport. The project is Taxiway A, B and C Design. Total Project estimate is \$91,000, with 90% (\$81,900) FAA funding, 5% (\$4,550) NYSDOT funding and 5% (\$4,550) County funding. This project was approved via Resolution No.2013095 in May 2013 with up to \$7,000 in County funding. Actual County funding of \$4,550 will be less than the authorized amount.

Prepared by: Robert H. Balkind, P.E.

Public Works and Capital Projects Roll Call

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

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: —

Total: 11 0
 Yes No
 Abstentions: 0

2013269 AUTHORIZING A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION TO REHABILITATE TAXIWAY B & STUB TAXIWAYS A & C (APPROXIMATELY 2760') – (DESIGN) AT THE DUTCHESS COUNTY AIRPORT

Date: September 9, 2013

Roll Call Sheets

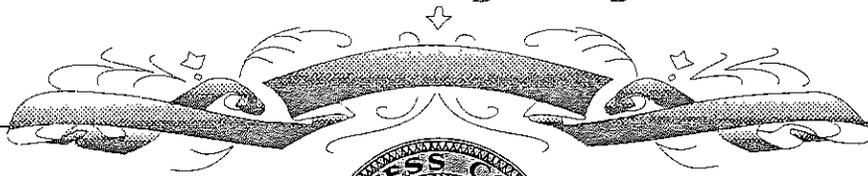
District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 3 - Town of LaGrange	Borchert		
District 6 - Town of Poughkeepsie	Flesland		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Doxsey	<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		
District 14 - Town of Wappinger	Amparo		
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Blalock		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton		
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

Present: 24 Resolution: ✓ Total: 23 1
 Absent: 1 Motion: — Yes No
 Vacant: 0 Abstentions: 0

**2013269 AUTHORIZING A GRANT AGREEMENT WITH THE
 FEDERAL AVIATION ADMINISTRATION TO REHABILITATE
 TAXIWAY B & STUB TAXIWAYS A & C (APPROXIMATELY 2760') –
 (DESIGN) AT THE DUTCHESS COUNTY AIRPORT**

Date: September 9, 2013

Dutchess County Legislature



Commendation: Dutchess Debs Girls Fastpitch Softball Team 16 and Under

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

Whereas, the Dutchess Debs Girls Fastpitch Softball Team 16 and under is made up of girls from throughout Dutchess County, and

Whereas, the Dutchess Debs Girls Fastpitch Softball Team is coached by Tom McFall and is managed by Jerry Pfitscher, a Detective with the Dutchess County Sheriff's office, and

Whereas, in 2012 the Dutchess Debs won the USSSA World Series for 16 and under in Orlando, Florida, and

Whereas, the Dutchess Debs recently won the PONY National World Series in Sterling, Virginia, held August 4th through August 9, 2013, and

Whereas, this is the second year in a row that the team has won a national title, now, therefore, be it

Resolved, that the accomplishments of the Dutchess Debs Girls Fastpitch Softball Team 16 and under are hereby recognized, and, be it further

Resolved, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, hereby commend and congratulate the Dutchess Debs Girls Fastpitch Softball Team 16 and under:

Jordan Ballantyne
Savannah Hiller
Olivia Lattin
Ally Marcano
Cori McFall
Katie Moos

Maggie Paras
Alyssa Pfitscher
Amanda Pfitscher
Taylor Travis
Eleni Wechsler

Coach: Tom McFall

Manager: Jerry Pfitscher

and, be it further

Resolved, that the Dutchess County Legislature does hereby extend to the Dutchess Debs Girls Fastpitch Softball Team 16 and under, its best wishes in all their future endeavors.

STATE OF NEW YORK

Resolution No. 2013071

ss:

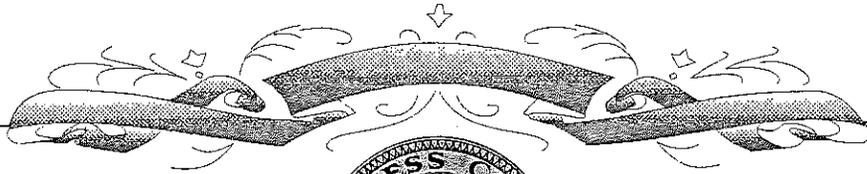
COUNTY OF DUTCHESS

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 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



Condolence: Judith P. DePaola

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

Whereas, the Dutchess County Legislature has learned with profound sadness and regret of the recent death of Judith P. DePaola, on August 18, 2013 at the age of 73, and

Whereas, Judith was a lifelong resident of the Town of Poughkeepsie, she was born on February 18, 1940 in Poughkeepsie to Col. James H. and Dorothy (Riedeinger) Ackerman, and

Whereas, Judith is survived by her 3 children, Michele Ottaviano and husband Dave of Austin, Texas, Kathy Cafaro and her husband Gerry of Poughkeepsie, New York and Michael DePaola of Highland, New York, 4 grandchildren, Nicholas Ottaviano, Noelle Cafaro, Joseph Cafaro and Nicole Ottaviano, and sister, Bonnie Moran of Hyde Park, New York, and companion Anthony DePaola, and

Whereas, Judith is a 1957 graduate of the Wappingers Central School District, and

Whereas, Judith dedicated 35 years of service to Dutchess County, serving as Director of Civil Defense and Disaster Preparedness, and at the time of her retirement was Assistant Emergency Response Coordinator, and

Whereas, Judith was a member of the Dutchess County Credit Union Forum, Secretary and Treasurer of the Dutchess County Auxiliary Police Association and Chairman of the Dutchess County Blood Program, and

Whereas, Judith loved to dance and in November 1956 won first place on American Bandstand, and

Whereas, Judith's passing will be mourned by her family, friends and colleagues throughout Dutchess County, now, therefore, be it

Resolved, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby extend its deep sympathy and sincere condolences to the family and friends of the late Judith P. DePaola, and be it further

Resolved, that the meeting of the Dutchess County Legislature be adjourned in memory of the late Judith P. DePaola.

STATE OF NEW YORK **Resolution No. 2013072**

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 9th day of September 2013, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 9th day of September 2013.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

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

Constantine Kazolias, Poughkeepsie, spoke in support of keeping the county jail in the City of Poughkeepsie and in support of programs to keep people out of jail.

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

There being no further business, the Chairman adjourned the meeting at 8:45 p.m in memory of Judith P. DePaola subject to the call of the Chair.