

Attendance Sheets

District	Last Name	Present	Absent	Present/Late
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓		
District 3 - Town of LaGrange	Borchert	✓		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper	✓		
District 1 - Town of Poughkeepsie	Doxsey	✓		
District 6 - Town of Poughkeepsie	Flesland	✓		
District 18 - City of Beacon	Forman	✓		
District 14 - Town of Wappinger	Goldberg	✓		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn	✓		
District 21 - Town of East Fishkill	Horton		2	
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 7 - Town of Hyde Park	Kuffner	✓		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	✓		
District 17 - Town and Village of Fishkill	Miccio	✓		
District 8 - City and Town of Poughkeepsie	Rolison	✓		
District 5 - Town of Poughkeepsie	Roman	✓		
District 4 - Town of Hyde Park	Sadowski, Jr.	✓		
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	✓		
Present: _____	Total:	24	1	
Absent: _____				
Vacant: _____				

Date: 9/12/11

Regular Meeting
of the
Dutchess County Legislature

Monday, September 12, 2011

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

Roll Call by the Clerk of the Legislature

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

ABSENT: 1 Horton.

PRESENT, LATE: 0

Quorum Present.

Pledge of Allegiance to the Flag; invocation to be given by Father Joseph Bida, Immaculate Conception, Bangall, New York; and a moment of silent meditation.

Presentations:

Commendation: National Prisoner of War/Missing in Action
Recognition Day

Commendation: Dutchess County SPCA

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

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

Chairman Rolison entertained a motion to approve the August 2011 minutes.

The August 2011 minutes were adopted.

COMMUNICATIONS RECEIVED FOR THE SEPTEMBER 12, BOARD MEETING

RECEIVED: From Dutchess County Criminal Justice Council Response to Legislature – Resolution No. 2011060.

RECEIVED: From Darrel J. Aubertine, New York State Commissioner of Agriculture and Markets, certifying that the inclusion of predominantly viable agricultural land as proposed is feasible and shall serve the public interest by assisting in maintaining a viable agricultural industry within the Districts.

RECEIVED: from Real PropertyTax, list of certified 2011 State Equalization Rates.

RECEIVED: from Robert Pennacchia, Acting Director, Vital Records, copy of Order of Consolidation for the Town of Poughkeepsie District 1363 and the Hudson River Psychiatric Center District 1395 into a single primary registration district.

RECEIVED: Received from Eric Axelsen, Director of Real Property Tax Services, monthly counts of ownership transfers and subdivisions for June and July 2011.

RECEIVED: Memo received July 25, 2011 from Susan J. Miller, Town Clerk, Town of Poughkeepsie notice of public hearing on August 24, 2011 at 7pm at the Town Hall, Town of Poughkeepsie, to consider amendment to Chapter 210-79 of the Zoning Law in regard to security requirements for the land contour change permits.

RECEIVED: Memo received August 5, 2011 from Susan J. Miller, Town Clerk, Town of Poughkeepsie notice of public hearing on September 7, 2011 at 7pm at the Town Hall, Town of Poughkeepsie, regarding amendments to Chapter 210 of the Town Code entitled "Zoning" concerning definitions, height regulations, exempt signs, veterinary offices in the Shopping Center Business District, and the time limit to appeal.

RECEIVED: from Felicia Salvatore, Deputy Town Clerk, Town of Poughkeepsie cancellation notice of public hearing on August 24, 2011 at 7pm at the Town Hall, Town of Poughkeepsie, regarding the following resolution in regard to an amendment to the Town Code, chapter 210, entitled "Zoning" specifically 210-74, entitled "Home Occupations".

Resolution No. 2011211 entitled, "Local Law No. Of 2011, A Local Law Mandating Private Well Testing to be performed on Properties in Dutchess County" was tabled in Government Services and Administration Committee on September 8, 2011.

RESOLUTION NO. 2011212

RE: AUTHORIZING SETTLEMENT IN THE MATTER OF ESTREMERA V. COUNTY OF DUTCHESS AND ACQUISITION OF PARCEL NO. 132800-6557-01-417835-0000

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

WHEREAS, the County of Dutchess owns and must maintain County Bridge No. E7 (New York State Bridge 3343100) which carries Stormville Road traffic over Fishkill Creek in the Town of Fishkill , and

WHEREAS, the New York State Department of Transportation is responsible for inspecting the structural integrity of the bridge, and

WHEREAS, the New York State Department of Transportation has identified critical structural defects in County Bridge No. E7, and

WHEREAS, the most economical means to correct the deficiencies would be to remove and replace the bridge at a cost of \$750,000.00, and

WHEREAS, the New York State Department of Transportation closed access to the Taconic State Parkway from Stormville Road leaving only one (1) parcel of land (Parcel No. 132800-6557-01-417835-0000) owned by Jeffrey and Sophia Estremera to be accessed by County Bridge E7, and

WHEREAS, on March 19, 2009 the Dutchess County Department of Public Works closed County Bridge E7 to vehicular traffic in light of the structural problems identified by the New York State Department of Transportation, and

WHEREAS, Jeffrey and Sophia Estremera commenced an action against the County of Dutchess for inverse condemnation seeking the value of property lost as a result of the decision not to replace the bridge, and

WHEREAS, all parties desire to amicably resolve the matter, now therefore, be it

RESOLVED, that the County of Dutchess is authorized to settle the matter of Estremera v. County of Dutchess for the sum of \$70,000, and be it further

RESOLVED, that the County of Dutchess is hereby authorized to acquire parcel 132800-6557-01-417835-0000.

APPROVED



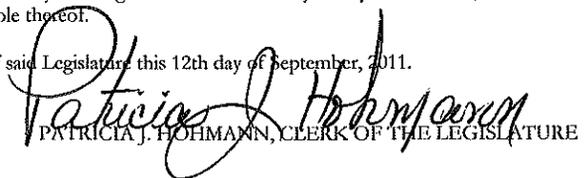
WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-132-11 KPB:kh/L-4922 8/25/11 Fiscal Impact Worksheet Attached
STATE OF NEW YORK
COUNTY OF DUTCHESS

September 20, 2011

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 12th day of September 2011, 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 12th day of September, 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 70,000

Total Current Year Revenue \$ 0
and Source

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

Identify Line Items(s):

New request.

2011 H0431 DPW Highway & Bridge Capital Bond Resolution #2011133

Related Expenses: Amount \$ 0

Nature/Reason:

n/a

Anticipated Savings to County: \$750,000

Net County Cost (this year): \$70,000

Over Five Years: \$70,000

Additional Comments/Explanation:

Request to authorize funding for the purchase of an 8 acre property (Tax Parcel No. 132800-6557-01-417835) in the Town of East Fishkill. The property purchase will negate the need to remove and replace County Bridge No. E-7 (Stormville Road over the Fishkill Creek.) The bridge project is estimated at \$750,000, while the property purchase cost is \$70,000. The property purchase is settlement of law suit brought against Dutchess County by property owner (Estremera.)

Prepared by: Robert H. Balkind

Public Works and Capital Projects Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Fiesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	Absent	
District 3 - Town of LaGrange	Borchert	✓	
District 4 - Town of Hyde Park	Sadowski (VC)	✓	
District 5 - Town of Poughkeepsie	Roman	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	✓	
District 22 - Town of Beekman	Hutchings (C)	✓	

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

2011212 Authorizing Settlement in the Matter of Estremera V. County of Dutchess and Acquisition of Parcel No. 132800-6557-01-417835-0000

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011212 Authorizing Settlement in the Matter of Estremera V. County of Dutchess and Acquisition of Parcel No. 132800-6557-01-417835-0000

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011212 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

Public Works & Capital Projects

RESOLUTION NO. 2011213, 2011

AMENDATORY BOND RESOLUTION DATED SEPTEMBER 12, 2011.

A RESOLUTION AMENDING THE JULY 11, 2011 BOND RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,503,292 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY PART OF THE COST OF HIGHWAY AND BRIDGE IMPROVEMENTS IN AND FOR SAID COUNTY TO INCLUDE LAND ACQUISITION.

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

WHEREAS, on July 11, 2011 this County Legislature did duly adopt a bond resolution authorizing the issuance of \$1,503,292 serial bonds of said County to pay part of the cost of highway and bridge improvements in and for said County; and

WHEREAS, it is now desired to authorize the financing of such capital project to include the acquisition of land in connection therewith; NOW, THEREFORE

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

A. The bond resolution dated and duly adopted July 11, 2011 as hereinabove described is hereby amended to read as follows:

* * * *

Section 1. Highway and bridge improvements in and for the County of Dutchess, New York, including acquisition of land and incidental improvements and expenses in connection therewith, are hereby authorized at a maximum estimated cost of \$4,091,050.

Section 2. It is hereby determined that the plan for the financing thereof is as follows:

- (a) by the issuance of the \$1,503,292 serial bonds hereby authorized to be issued pursuant to the provisions of the Local Finance Law; and
- (b) by the expenditure of \$2,587,758 CHIP monies to be received from the State of New York, which monies are hereby appropriated therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is 15 years, pursuant to subdivision 91 of paragraph a of Section 11.00 of the Local Finance Law, based upon subdivisions 10, 20(c) and 21 thereof.

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

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

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

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

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

and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

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

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

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

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

* * * *

B. This resolution, which takes effect immediately, amending the July 11, 2011 bond resolution as presented above, shall be published in summary form in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

2011 HIGHWAY AND BRIDGE IMPROVEMENTS (INCLUDING LAND)

\$1,503,292 15 years at 3.75%

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	\$1,503,292	\$100,226	\$56,373	\$156,600
2	1,403,066	\$100,219	52,615	152,834
3	1,302,847	\$100,219	48,857	149,076
4	1,202,628	\$100,219	45,099	145,318
5	1,102,409	\$100,219	41,340	141,559
6	1,002,190	\$100,219	37,582	137,801
7	901,971	\$100,219	33,824	134,043
8	801,752	\$100,219	30,066	130,285
9	701,533	\$100,219	26,307	126,526
10	601,314	\$100,219	22,549	122,768
11	501,095	\$100,219	18,791	119,010
12	400,876	\$100,219	15,033	115,252
13	300,657	\$100,219	11,275	111,494
14	200,438	\$100,219	7,516	107,735
15	<u>100,219</u>	\$100,219	<u>3,758</u>	<u>103,977</u>
TOTAL		<u>\$1,503,292</u>	<u>\$450,986</u>	<u>\$1,954,278</u>
AVG. PER YEAR		\$100,219	\$30,066	\$130,285

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	\$1,503,292	
ANTICIPATED INTEREST RATE		3.75%
TERM	15 YEARS.	TOTAL ANTICIPATED FEES
ANTICIPATED ANNUAL COST (PRIN + INT):		\$14,885
TOTAL PAYBACK (ANNUAL COST x TERMS):		\$130,285
		\$1,954,278

PREPARED BY PAMELA BARRACK

CERTIFICATION FORM

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

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

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on September 12, 2011, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 24 ayes and 0 noes, with 1 member being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on September 20, 2011, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

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

Newspaper and/or other news media

Date given

Southern Dutchess News
Poughkeepsie Journal

September 8, 2011
September 8, 2011

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

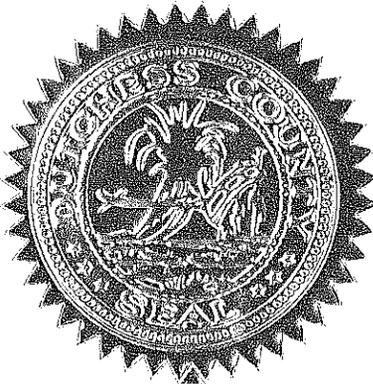
Designated Location(s)
of posted notice

Date of Posting

22 Market Street, 6th Floor, County Office Building,
Poughkeepsie, New York

September 8, 2011

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 13th day of September, 2011.



Patricia J. Hymann
Clerk, County Legislature

APPROVED

William R. Steinhaus
WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 29, 2011

Public Works and Capital Projects Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	Absent	
District 3 - Town of LaGrange	Borchert	✓	
District 4 - Town of Hyde Park	Sadowski (VC)	✓	
District 5 - Town of Poughkeepsie	Roman	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	✓	
District 22 - Town of Beekman	Hutchings (C)	✓	

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

2011213 A Resolution Amending the July 11, 2011 Bond Resolution Authorizing the Issuance of \$1,503,292 Serial Bonds of the County of Dutchess, New York, to Pay Part of the Cost of Highway and Bridge Improvements in and for Said County to Include Land Acquisition

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011213 A Resolution Amending the July 11, 2011 Bond Resolution
 Authorizing the Issuance of \$1,503,292 Serial Bonds of the
 County of Dutchess, New York, to Pay Part of the Cost of
 Highway and Bridge Improvements in and for Said County to
 Include Land Acquisition

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011213 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011214

RE: AUTHORIZING MODIFICATION OF EASEMENT AT 51 FULTON ST.,
TOWN OF POUGHKEEPSIE (MATERIALS RECOVERY FACILITY)

LEGISLATORS HUTCHINGS and DOXSEY offers the following and moves its adoption:

WHEREAS, the County acquired the Materials Recovery Facility (MRF) from the Tosal Land Company (Tosal) on September 26, 1990, and

WHEREAS, the deed to the County from Tosal contained a thirty (30) foot easement reserved by Tosal for ingress and egress from Fulton St. to its property which is located to the rear of the MRF, and

WHEREAS, this Legislature, by Resolution No. 170 of 1991 authorized the acquisition, by condemnation, of additional lands owned by Tosal, for \$7,000.00, so that the rear property line would conform to the existing parking lot and fence line and to accommodate efficient operations of the MRF, and

WHEREAS, Resolution No. 70 of 1991 did not authorize an extension of the easement for ingress and egress over the subject parcel, and

WHEREAS, the County and R. Freedman & Son, Inc., (Freedman) the current owner of the property formerly owned by Tosal, wish to finalize the acquisition by inclusion of the necessary easement for ingress and egress to the Freedman property, and

WHEREAS, the County and Freedman wish to modify the description of the thirty (30) foot easement so that it accurately reflects the traveled way, and

WHEREAS, the modification of the easement will entail the exchange of a minimal amount of property between the County and Freedman to accomplish the result described above, and

WHEREAS, there will be no expenditure of County funds for the extension and modification of the thirty (30) foot easement, now therefore, be it

RESOLVED, that this Legislature authorizes the conveyances of the properties described in the above so that the thirty (30) foot easement can be extended and modified to reflect the traveled way, and it is further

RESOLVED, that the County Executive and the Clerk of the Legislature are authorized to execute all of the necessary documents in connection with this real property matter

APPROVED

CA-108-11
CAB/ca/R-0853
8/10/11
Fiscal Impact: See attached statement


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

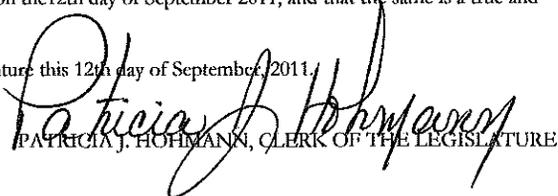
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Prepared by: Carol A. Bogle

Public Works and Capital Projects Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	Absent	
District 3 - Town of LaGrange	Borchert	✓	
District 4 - Town of Hyde Park	Sadowski (VC)	✓	
District 5 - Town of Poughkeepsie	Roman	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	✓	
District 22 - Town of Beekman	Hutchings (C)	✓	

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

2011214 Authorizing Modification of Easement at 51 Fulton St.,
 Town of Poughkeepsie (Materials Recovery Facility)

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011214 Authorizing Modification of Easement at 51 Fulton St.,
Town of Poughkeepsie (Materials Recovery Facility)

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011214 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011215

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

Legislators BORCHERT, HUTCHINGS, and MICCIO 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 5, 2011, 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 In Rem fee authorized by Resolution No. 72 of 1991 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-109-11
KPB/ca/R-0324
8/10/11

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

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

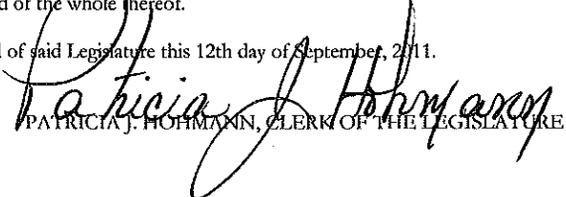
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September, 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

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:

Prepared by: Pamela Barrack, Commissioner of Finance

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 4 2011, 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 2011-2012 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 9, 2011. **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.** The successful bid shall be considered an offer to purchase subject to the acceptance of the County (a) If the high bid on a 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; and the bidder fully complies with the terms and conditions of sale, the bid shall be accepted and the contract of sale forwarded to the purchaser. (b) If the high bid fails to meet this standard, it shall be rejected, in which case written notice shall be given to bidder by the Dutchess County Commissioner of Finance. **All balances are due on or before November 9, 2011.**

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 5, 2011

Bidder's Signature

**2011 Dutchess County Auction
Parcel List as of 9/1/2011**

Auction #	Grid Number	Current Owner
1	132000-7064-00-647030-0000	County Conduit Corp.
2	132000-7067-16-888296-0000	Mei-Yun Chen
3	132000-7167-13-216456-0000	John Jakaj
4	132000-7264-00-269468-0000	Dolores Voorhees
5	132200-6559-00-943015-0000	Frank Felice & Edith Felice
6	132200-6658-00-317662-0000	Josephine Di Simone & Diane Di Simone
7	132200-6658-00-498395-0000	David M. Snow & Donnalynn Snow
8	132200-6658-00-535342-0000	David M. Snow & Donnalynn Snow
9	132200-6757-00-452130-0000	Paul E. Johnson & Samuel M. Slinsky III
10	132200-6758-02-747708-0000	Alice Corey & Frank Corey
11	132200-6758-02-749764-0000	Frank M. Corey
12	132200-6758-02-843689-0000	Julia Woodin
13	132200-6859-00-236439-0000	Phillip A. Toombs & Elizabeth Toombs
14	132200-6859-03-157470-0000	John A. Mennella
15	132200-6959-13-205282-0000	Roxy Realty & Development Corp.
17	132600-7059-00-910442-0000	Eric C. Staats
18	132600-7059-02-847552-0000	Eric Odom
19	132600-7061-00-855613-0000	Pamela Rooney
20	132600-7063-11-669582-0000	Ardis Johnson
21	132600-7159-00-175259-0000	Clarence Sutton
22	132600-7160-03-342328-0000	Delores J. Voorhees
24	132600-7259-00-180133-0000	Alberta Gerschel
25	132800-6354-00-134816-0000	Pera G. Gorson
26	132800-6455-02-688624-0000	Vincent G. Kraus
27	132800-6456-08-779791-0000	Ethel W. Paxton
28	132800-6458-07-729971-0000	Glenn Di Pietro, Frances Rizzi & Frank Rizzi
29	132800-6459-20-848099-0000	Mei-Yun Chen
30	132800-6555-00-785580-0000	Dorothy F. Lee & Everett J. Lee
31	132800-6556-00-713166-0000	Hans Schlumberger
32	132800-6755-01-345578-0000	Heritage Commercial Management LLC
33	132800-6755-04-504458-0000	Mary Ellen Samuelson
34	132800-6755-04-818226-0000	Lawrence Barrett
35	132800-6755-04-844237-0000	Lawrence Barrett
36	132800-6756-00-031125-0000	Lucille Skene Godsen
37	133001-6255-01-209872-0000	Faruk Bhuiyan
38	133089-6054-08-928930-0000	Melvin Glick
29	133089-6054-08-968911-0000	David Welsh & Jodi Welsh
40	133089-6054-08-974903-0000	David Welsh & Jodi Welsh
41	133089-6054-08-978854-0000	Magdalena Hegendorfer & William Hegendorfer
42	133089-6054-08-986914-0000	Marcos Tricoukes & Nicole T. Tricoukes
43	133089-6054-08-990917-0000	Marcos Tricoukes & Nicole T. Tricoukes
44	133089-6055-01-145612-0000	Michael Riley & Lisa J. Riley
45	133089-6055-02-872817-0000	R J A Holding Inc.
46	133089-6154-00-423430-0000	Unknown
47	133089-6155-01-461583-0000	County Conduit Corp.
48	133089-6155-01-487580-0000	Marialuis C. Pilapil
49	133089-6155-03-008477-0000	John F. Powell
50	133089-6155-17-056064-0000	James M. Moloney & Theresa B. Moloney
51	133089-6155-17-087022-0000	Glenn Di Pietro, Frances Rizzi & Frank Rizzi
52	133200-6065-04-995394-0000	Van Wagners Bard Builders Inc.
53	133200-6065-19-689193-0000	Marc Spero

**2011 Dutchess County Auction
Parcel List as of 9/1/2011**

Auction #	Grid Number	Current Owner
54	133200-6065-20-838076-0000	Adam C. Simpson
55	133200-6163-03-130440-0000	Christopher J. Leahy
56	133200-6164-01-430955-0000	Crumwold Acres Development Corp.
57	133200-6165-02-522977-0000	Matthew W. Ryan & Ursula M. Ryan
58	133200-6167-04-616304-0000	Anne T. Slinsky
59	133400-6260-04-622379-0000	Shawn L. Auchmoody
60	133400-6359-02-556725-0000	Ernest F. Elliott
61	133400-6359-02-641799-0000	Ernest F. Elliott
62	133400-6360-01-139884-0000	James Cardillo & Ana Marie Cordeiro
63	133400-6360-02-505805-0000	Patricia M. Poluzzi & Robert T. Polluzzi
64	133400-6360-02-581685-0000	Paul Tedesco
65	133400-6360-02-674638-0000	Patricia M. Poluzzi & Robert T. Polluzzi
66	133400-6360-02-693639-0000	Patricia M. Poluzzi & Robert T. Polluzzi
67	133400-6360-02-710654-0000	Patricia M. Poluzzi & Robert T. Polluzzi
68	133400-6361-04-883005-0000	William Spiak
69	133400-6362-02-767771-0000	County Conduit Corp.
70	133400-6460-02-585905-0000	Juhi Inc.
71	133400-6462-02-638704-0000	Jacob Meddaugh
72	133400-6560-02-888704-0000	Angela M. Siegel & Ira S. Siegel
73	133400-6560-03-458092-0000	Rw Thew Trust
74	133400-6562-02-849573-0000	Philip De Simone
75	133400-6562-04-954189-0000	Moore's Mills Floral Apts. LLC
76	133600-6473-00-540223-0000	Mary Nichols
77	133600-6473-00-620226-0000	Mary Nichols
78	133600-6473-00-630185-0000	Mary Nichols
79	133600-6473-00-664329-0000	Joseph A. Grech
80	133889-7170-00-253322-0000	Christopher Hunt
81	134089-6855-00-486682-0000	James S. Bolan III & Patricia M. Bolan
82	134089-6957-03-221262-0000	Leonard J. Stanley
83	134089-7056-01-184625-0000	Amy J. Goodwin
84	134089-7259-00-178100-0000	Alberta Gerschel
85	134200-6872-10-270536-0000	Laura A. Rosborough & William G. Rosborough
86	134200-6971-00-024808-0000	Catherine Kasse
87	134400-6363-03-337091-0000	Jairo Gil
88	134400-6363-12-960591-0000	County Conduit Corp.
89	134400-6365-04-659103-0000	Michael J. Goodwin
90	134689-6058-20-865090-0000	Jaslyn Blasse & Nethelbert Blasse
91	134689-6063-04-978300-0000	Vincenzo J. Federici
92	134689-6159-01-153674-0000	George E. McNally & Lillian H. McNally
93	134689-6159-03-439053-0000	June M. Scalzo
94	134689-6160-04-915247-0000	Roseanne Maybaum
95	134689-6161-11-729748-0000	Ruben F. Perez-Lopez
96	134689-6162-05-093887-0000	Verona A. Ekwerekwu
97	134689-6162-05-098868-0000	Sidney Pines
98	134689-6162-05-236829-0000	Chas Barton & Wife Barton
99	134689-6162-10-325558-0000	Richard J. Marin
100	134689-6162-15-748453-0000	Javaid Sheikh Tahir
101	134689-6162-19-705069-0000	Jonathan D. Merritt
102	134689-6260-04-581317-0000	Lance D. White
103	134689-6262-02-893557-0000	John C. Lee
105	134689-6263-04-665066-0000	Barbara Jane Burdine & Henry W. Burdine

**2011 Dutchess County Auction
Parcel List as of 9/1/2011**

Auction #	Grid Number	Current Owner
106	134803-6174-02-643925-0000	Lance D. White
107	134803-6175-04-717123-0000	Elisio Golisano
108	134803-6175-04-758111-0000	Elisio Golisano
109	134889-6272-17-114241-0000	Paul Tedesco
110	134889-6274-00-014179-0000	68 Burns New Holdings Inc.
111	135001-6170-14-375438-0000	F. Landon Sipperley
112	135001-6170-18-400237-0000	Dominick A. Sama, Anna Marie Sama & Francis Sama
113	135089-6268-00-008681-0000	Cipriano Brothers Contracting
114	135089-6270-00-903921-0000	John A. Wells
115	135089-6371-00-004099-0000	Luke G. Nelson
116	135601-6158-14-470346-0000	Arthur J. Walker & Helen F. Walker
117	135689-6056-02-707890-0000	Tony Khoury
118	135689-6157-03-157248-0000	G & S Dreamwork Homes LLC
119	135689-6258-02-661827-0000	Gertrude Minotti
120	135689-6258-02-787614-0000	Eugene Schuele
121	135689-6356-01-085825-0000	Dominico Di Geso
122	135689-6359-02-539693-0000	Peks Holding Corp.

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)	✓	
District 3 - Town of LaGrange	Borchert (C)	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner		✓
District 18 - City of Beacon	Forman	✓	
District 22 - Town of Beekman	Hutchings	✓	
District 24 - Towns of Dover and Union Vale	Surman	✓	

Present: 11 Resolution: X Total : 10 1
 Absent: 1 Motion: Yes No
 Vacant: 0 Abstentions: 0

2011215 Public Auction of Properties Acquired by the County
 Through In Rem Procedure

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011215 Public Auction of Properties Acquired by the County
 Through In Rem Procedure

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011215 resulted as follows:

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

NAYS: 1 Tyner.

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011216

RE: Urging Passage of Corporate Accountability and Tax Expenditure Act of
2011 S.446/A.5920

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

WHEREAS, New York State Comptroller Thomas DiNapoli issued a report this
June stating that reporting requirements for New York's industrial-development agencies
are lacking, and there is no apparent connection between higher tax exemptions and job
growth, and

WHEREAS, DiNapoli's fourth annual report compares the aggregate net tax
exemptions given by the 115 Industrial Development Agencies (IDAs) that were
operating in 2009 to the aggregate property tax levy and total job gains or losses by
county; IDAs are independent public authorities that attract and keep businesses by
providing them with exemptions in property, sales and mortgage-recording taxes and
low-interest bonds, and

WHEREAS, New York State spends more than \$8 billion dollars a year on
corporate subsidies, but these investments too often fail to create the good jobs and
community benefits New Yorkers need; far too often, subsidies are given to businesses
that create poverty-wage jobs, no jobs at all, or actually cut jobs, and

WHEREAS, with persistent unemployment, wages down and communities
struggling, it's time we get our money's worth from economic development efforts; in
this time of economic crisis, we need to reform New York's economic development
entities so they revitalize our local, regional, and statewide economies, and

WHEREAS, legislation has been introduced in our state legislature, the Corporate
Accountability and Tax Expenditures Act (S.446/A.5920), that would standardize
applications for state development assistance for empire zone assistance and industrial
development agency assistance and require recipients of certain development assistance
to submit progress reports which include certain information and disclosures, and
therefore be it

RESOLVED, that the Dutchess County Legislature strongly urges that the New
York State Legislature pass and our Governor sign into law the Corporate Accountability
and Tax Expenditures Act of 2011 (S.446/A.5920), and be it further

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

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 12th day of
September 2011, 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 12th day of September, 2011.

5920
2011-2012 Regular Sessions
I N A S S E M B L Y
March 2, 2011

Introduced by M. of A. KAVANAGH -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the business corporation law and the public authorities law, in relation to enacting the "corporate accountability for tax expenditures act"

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Short title. This act shall be known and may be cited as
2 the "corporate accountability for tax expenditures act".

3 S 2. The business corporation law is amended by adding a new article
4 14 to read as follows:

ARTICLE 14

6 CORPORATE ACCOUNTABILITY FOR TAX EXPENDITURES
7 SECTION 1401. DEFINITIONS.

8 1402. UNIFIED ECONOMIC DEVELOPMENT BUDGET.

9 1403. STANDARDIZED APPLICATIONS FOR STATE DEVELOPMENT ASSIST-
10 ANCE.

11 1404. STATE DEVELOPMENT ASSISTANCE DISCLOSURE.

12 1405. RECAPTURE.

13 S 1401. DEFINITIONS.

14 AS USED IN THIS ARTICLE:

15 (A) "BASE YEARS" MEANS THE FIRST TWO COMPLETE CALENDAR YEARS FOLLOWING
16 THE EFFECTIVE DATE OF A RECIPIENT RECEIVING DEVELOPMENT ASSISTANCE.

17 (B) "DATE OF ASSISTANCE" MEANS THE COMMENCEMENT DATE OF THE ASSISTANCE
18 AGREEMENT, WHICH DATE TRIGGERS THE PERIOD DURING WHICH THE RECIPIENT IS
19 OBLIGATED TO CREATE OR RETAIN JOBS AND CONTINUE OPERATIONS AT THE
20 SPECIFIC PROJECT SITE.

21 (C) "DEFAULT" MEANS THAT A RECIPIENT HAS NOT ACHIEVED ITS JOB
22 CREATION, JOB RETENTION, OR WAGE OR BENEFIT GOALS, AS APPLICABLE, DURING
23 THE PRESCRIBED PERIOD THEREFOR.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD00989-01-1

A. 5920

2

- 1 (D) "DEPARTMENT" MEANS, UNLESS OTHERWISE NOTED, THE DEPARTMENT OF
2 TAXATION AND FINANCE OR ANY SUCCESSOR AGENCY.
- 3 (E) "DEVELOPMENT ASSISTANCE" MEANS (1) TAX CREDITS AND TAX EXEMPTIONS
4 (OTHER THAN GIVEN UNDER TAX INCREMENT FINANCING) GIVEN AS AN INCENTIVE
5 TO A RECIPIENT BUSINESS ORGANIZATION PURSUANT TO AN INITIAL CERTIF-
6 ICATION OR AN INITIAL DESIGNATION MADE BY THE DEPARTMENT UNDER ARTICLES
7 EIGHTEEN-A OR EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW;
- 8 (2) ALL SUCCESSOR AND SUBSEQUENT PROGRAMS AND TAX CREDITS DESIGNED TO
9 PROMOTE LARGE BUSINESS RELOCATIONS AND EXPANSIONS. "DEVELOPMENT ASSIST-
10 ANCE" DOES NOT INCLUDE TAX INCREMENT FINANCING, ASSISTANCE PROVIDED
11 UNDER ARTICLE EIGHTEEN-A OR EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW
12 PURSUANT TO LOCAL ORDINANCE, PARTICIPATION LOANS, OR FINANCIAL TRANS-
13 ACTIONS THROUGH STATUTORILY AUTHORIZED FINANCIAL INTERMEDIARIES IN
14 SUPPORT OF SMALL BUSINESS LOANS AND INVESTMENTS OR GIVEN IN CONNECTION
15 WITH THE DEVELOPMENT OF AFFORDABLE HOUSING.
- 16 (F) "DEVELOPMENT ASSISTANCE AGREEMENT" MEANS ANY AGREEMENT EXECUTED BY
17 THE STATE GRANTING BODY AND THE RECIPIENT SETTING FORTH THE TERMS AND
18 CONDITIONS OF DEVELOPMENT ASSISTANCE TO BE PROVIDED TO THE RECIPIENT
19 CONSISTENT WITH THE FINAL APPLICATION FOR DEVELOPMENT ASSISTANCE,
20 INCLUDING BUT NOT LIMITED TO THE DATE OF ASSISTANCE, SUBMITTED TO AND
21 APPROVED BY THE STATE GRANTING BODY.
- 22 (G) "FULL-TIME, PERMANENT JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE
23 WORKS FOR THE RECIPIENT AT A RATE OF AT LEAST THIRTY-FIVE HOURS PER
24 WEEK.
- 25 (H) "NEW EMPLOYEE" MEANS A FULL-TIME, PERMANENT EMPLOYEE WHO REPRES-
26 ENTS A NET INCREASE IN THE NUMBER OF THE RECIPIENT'S EMPLOYEES STATE-
27 WIDE. "NEW EMPLOYEE" INCLUDES AN EMPLOYEE WHO PREVIOUSLY FILLED A NEW
28 EMPLOYEE POSITION WITH THE RECIPIENT WHO WAS REHIRED OR CALLED BACK FROM
29 A LAYOFF THAT OCCURS DURING OR FOLLOWING THE BASE YEARS.
- 30 THE TERM "NEW EMPLOYEE" DOES NOT INCLUDE ANY OF THE FOLLOWING:
- 31 (1) AN EMPLOYEE OF THE RECIPIENT WHO PERFORMS A JOB THAT WAS PREVIOUS-
32 LY PERFORMED BY ANOTHER EMPLOYEE IN THIS STATE, IF THAT JOB EXISTED IN
33 THIS STATE FOR AT LEAST SIX MONTHS BEFORE HIRING THE EMPLOYEE.
- 34 (2) A CHILD, GRANDCHILD, PARENT, OR SPOUSE, OTHER THAN A SPOUSE WHO IS
35 LEGALLY SEPARATED FROM THE INDIVIDUAL, OF ANY INDIVIDUAL WHO HAS A
36 DIRECT OR INDIRECT OWNERSHIP INTEREST OF AT LEAST FIVE PERCENT IN THE
37 PROFITS, CAPITAL, OR VALUE OF ANY MEMBER OF THE RECIPIENT.
- 38 (I) "PART-TIME JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE WORKS FOR
39 THE RECIPIENT AT A RATE OF LESS THAN THIRTY-FIVE HOURS PER WEEK.
- 40 (J) "RECIPIENT" MEANS ANY BUSINESS THAT RECEIVES ECONOMIC DEVELOPMENT
41 ASSISTANCE. A BUSINESS IS ANY CORPORATION, LIMITED LIABILITY COMPANY,
42 PARTNERSHIP, JOINT VENTURE, ASSOCIATION, SOLE PROPRIETORSHIP, OR OTHER
43 LEGALLY RECOGNIZED ENTITY.
- 44 (K) "RETAINED EMPLOYEE" MEANS ANY EMPLOYEE DEFINED AS HAVING A
45 FULL-TIME OR FULL-TIME EQUIVALENT JOB PRESERVED AT A SPECIFIC FACILITY
46 OR SITE, THE CONTINUANCE OF WHICH IS THREATENED BY A SPECIFIC AND DEMON-
47 STRABLE THREAT, WHICH SHALL BE SPECIFIED IN THE APPLICATION FOR DEVELOP-
48 MENT ASSISTANCE.
- 49 (L) "SPECIFIC PROJECT SITE" MEANS THAT DISTINCT OPERATIONAL UNIT TO
50 WHICH ANY DEVELOPMENT ASSISTANCE IS APPLIED.
- 51 (M) "STATE GRANTING BODY" MEANS THE DEPARTMENT, ANY OTHER STATE
52 DEPARTMENT OR STATE AGENCY THAT PROVIDES DEVELOPMENT ASSISTANCE THAT HAS
53 REPORTING REQUIREMENTS UNDER THIS ARTICLE, AND ANY SUCCESSOR AGENCIES TO
54 ANY OF THE PRECEDING.
- 55 (N) "TEMPORARY JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE IS HIRED FOR
56 A SPECIFIC DURATION OF TIME OR SEASON.

A. 5920

3

1 (O) "VALUE OF ASSISTANCE" MEANS THE FACE VALUE OF ANY FORM OF DEVELOP-
2 MENT ASSISTANCE.

3 S 1402. UNIFIED ECONOMIC DEVELOPMENT BUDGET.

4 (A) FOR EACH STATE FISCAL YEAR ENDING ON OR AFTER JUNE THIRTIETH, TWO
5 THOUSAND TWELVE, THE DEPARTMENT SHALL SUBMIT AN ANNUAL UNIFIED ECONOMIC
6 DEVELOPMENT BUDGET TO THE GOVERNOR, SENATE AND ASSEMBLY. THE UNIFIED
7 ECONOMIC DEVELOPMENT BUDGET SHALL BE DUE WITHIN THREE MONTHS AFTER THE
8 END OF THE FISCAL YEAR, AND SHALL PRESENT ALL TYPES OF DEVELOPMENT
9 ASSISTANCE GRANTED DURING THE PRIOR FISCAL YEAR, INCLUDING:

10 (1) THE AGGREGATE AMOUNT OF UNCOLLECTED OR DIVERTED STATE TAX REVENUES
11 RESULTING FROM EACH TYPE OF DEVELOPMENT ASSISTANCE PROVIDED PURSUANT TO
12 LAW, AS REPORTED TO THE DEPARTMENT ON TAX RETURNS FILED DURING THE
13 FISCAL YEAR.

14 (2) ALL STATE DEVELOPMENT ASSISTANCE.

15 (B) ALL DATA CONTAINED IN THE UNIFIED ECONOMIC DEVELOPMENT BUDGET
16 PRESENTED TO THE GOVERNOR, SENATE AND ASSEMBLY SHALL BE FULLY SUBJECT TO
17 THE FREEDOM OF INFORMATION ACT.

18 (C) THE DEPARTMENT SHALL SUBMIT A REPORT OF THE AMOUNTS IN SUBPARA-
19 GRAPH ONE OF PARAGRAPH (A) OF THIS SECTION TO THE DEPARTMENT, WHICH MAY
20 APPEND SUCH REPORT TO THE UNIFIED ECONOMIC DEVELOPMENT BUDGET RATHER
21 THAN SEPARATELY REPORTING SUCH AMOUNTS.

22 S 1403. STANDARDIZED APPLICATIONS FOR STATE DEVELOPMENT ASSISTANCE.

23 (A) ALL FINAL APPLICATIONS SUBMITTED TO THE DEPARTMENT OR ANY OTHER
24 STATE GRANTING BODY REQUESTING DEVELOPMENT ASSISTANCE SHALL CONTAIN, AT
25 A MINIMUM:

26 (1) AN APPLICATION TRACKING NUMBER THAT IS SPECIFIC TO BOTH THE STATE
27 GRANTING AGENCY AND TO EACH APPLICATION.

28 (2) THE OFFICE MAILING ADDRESS, OFFICE TELEPHONE NUMBER, AND CHIEF
29 OFFICER OF THE GRANTING BODY.

30 (3) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
31 CHIEF OFFICER OF THE APPLICANT OR AUTHORIZED DESIGNEE FOR THE SPECIFIC
32 PROJECT SITE FOR WHICH DEVELOPMENT ASSISTANCE IS REQUESTED.

33 (4) THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC PROJECT
34 SITE ON THE DATE THAT THE APPLICATION IS SUBMITTED TO THE STATE GRANTING
35 BODY, INCLUDING THE NUMBER OF FULL-TIME, PERMANENT JOBS, THE NUMBER OF
36 PART-TIME JOBS, AND THE NUMBER OF TEMPORARY JOBS.

37 (5) THE TYPE OF DEVELOPMENT ASSISTANCE AND VALUE OF ASSISTANCE BEING
38 REQUESTED.

39 (6) THE NUMBER OF JOBS TO BE CREATED AND RETAINED OR BOTH CREATED AND
40 RETAINED BY THE APPLICANT AS A RESULT OF THE DEVELOPMENT ASSISTANCE,
41 INCLUDING THE NUMBER OF FULL-TIME, PERMANENT JOBS, THE NUMBER OF
42 PART-TIME JOBS, AND THE NUMBER OF TEMPORARY JOBS.

43 (7) A DETAILED LIST OF THE OCCUPATION OR JOB CLASSIFICATIONS AND
44 NUMBER OF NEW EMPLOYEES OR RETAINED EMPLOYEES TO BE HIRED IN FULL-TIME,
45 PERMANENT JOBS, A SCHEDULE OF ANTICIPATED STARTING DATES OF THE NEW
46 HIRES AND THE ANTICIPATED AVERAGE WAGE BY OCCUPATION OR JOB CLASSIFICA-
47 TION AND TOTAL PAYROLL TO BE CREATED AS A RESULT OF THE DEVELOPMENT
48 ASSISTANCE.

49 (8) A LIST OF ALL OTHER FORMS OF DEVELOPMENT ASSISTANCE THAT THE
50 APPLICANT IS REQUESTING FOR THE SPECIFIC PROJECT SITE AND THE NAME OF
51 EACH STATE GRANTING BODY FROM WHICH THAT DEVELOPMENT ASSISTANCE IS BEING
52 REQUESTED.

53 (9) A NARRATIVE, IF NECESSARY, DESCRIBING WHY THE DEVELOPMENT ASSIST-
54 ANCE IS NEEDED AND HOW THE APPLICANT'S USE OF THE DEVELOPMENT ASSISTANCE
55 MAY REDUCE EMPLOYMENT AT ANY SITE IN NEW YORK.

A. 5920

4

1 (10) A CERTIFICATION BY THE CHIEF OFFICER OF THE APPLICANT OR HIS OR
2 HER AUTHORIZED DESIGNEE THAT THE INFORMATION CONTAINED IN THE APPLICA-
3 TION SUBMITTED TO THE GRANTING BODY CONTAINS NO KNOWING MISREPRESENTA-
4 TION OF MATERIAL FACTS UPON WHICH ELIGIBILITY FOR DEVELOPMENT ASSIST-
5 ANCE IS BASED.

6 (B) EVERY STATE GRANTING BODY EITHER SHALL COMPLETE, OR SHALL REQUIRE
7 THE APPLICANT TO COMPLETE, AN APPLICATION FORM THAT MEETS THE MINIMUM
8 REQUIREMENTS AS PRESCRIBED IN THIS SECTION EACH TIME AN APPLICANT
9 APPLIES FOR DEVELOPMENT ASSISTANCE COVERED BY THIS ARTICLE.

10 (C) THE DEPARTMENT SHALL HAVE THE DISCRETION TO MODIFY ANY STANDARD-
11 IZED APPLICATION FOR STATE DEVELOPMENT ASSISTANCE REQUIRED UNDER PARA-
12 GRAPH (A) OF THIS SECTION FOR ANY GRANTS THAT ARE NOT GIVEN AS AN INCEN-
13 TIVE TO A RECIPIENT BUSINESS ORGANIZATION.

14 S 1404. STATE DEVELOPMENT ASSISTANCE DISCLOSURE.

15 (A) BEGINNING FEBRUARY FIRST, TWO THOUSAND THIRTEEN AND EACH YEAR
16 THEREAFTER, EVERY STATE GRANTING BODY SHALL SUBMIT TO THE DEPARTMENT
17 COPIES OF ALL DEVELOPMENT ASSISTANCE AGREEMENTS THAT IT APPROVED IN THE
18 PRIOR CALENDAR YEAR.

19 (B) FOR EACH DEVELOPMENT ASSISTANCE AGREEMENT FOR WHICH THE DATE OF
20 ASSISTANCE HAS OCCURRED IN THE PRIOR CALENDAR YEAR, EACH RECIPIENT SHALL
21 SUBMIT TO THE DEPARTMENT A PROGRESS REPORT THAT SHALL INCLUDE, BUT NOT
22 BE LIMITED TO, THE FOLLOWING:

23 (1) THE APPLICATION TRACKING NUMBER.

24 (2) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
25 CHIEF OFFICER OF THE GRANTING BODY.

26 (3) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
27 CHIEF OFFICER OF THE APPLICANT OR AUTHORIZED DESIGNEE FOR THE SPECIFIC
28 PROJECT SITE FOR WHICH THE DEVELOPMENT ASSISTANCE WAS APPROVED BY THE
29 STATE GRANTING BODY.

30 (4) THE TYPE OF DEVELOPMENT ASSISTANCE PROGRAM AND VALUE OF ASSISTANCE
31 THAT WAS APPROVED BY THE STATE GRANTING BODY.

32 (5) THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC PROJECT
33 SITE ON THE DATE THAT THE APPLICATION WAS SUBMITTED TO THE STATE GRANT-
34 ING BODY AND THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC
35 PROJECT SITE ON THE DATE OF THE REPORT, INCLUDING THE NUMBER OF
36 FULL-TIME, PERMANENT JOBS, THE NUMBER OF PART-TIME JOBS, AND THE NUMBER
37 OF TEMPORARY JOBS, AND A COMPUTATION OF THE GAIN OR LOSS OF JOBS IN EACH
38 CATEGORY.

39 (6) THE NUMBER OF NEW EMPLOYEES AND RETAINED EMPLOYEES THE APPLICANT
40 STATED IN ITS DEVELOPMENT ASSISTANCE AGREEMENT, IF ANY, IF NOT, THEN IN
41 ITS APPLICATION, WOULD BE CREATED BY THE DEVELOPMENT ASSISTANCE BROKEN
42 DOWN BY FULL-TIME, PERMANENT, PART-TIME, AND TEMPORARY.

43 (7) A SWORN DECLARATION OF WHETHER THE RECIPIENT IS IN COMPLIANCE WITH
44 THE DEVELOPMENT ASSISTANCE AGREEMENT.

45 (8) A DETAILED LIST OF THE OCCUPATION OR JOB CLASSIFICATIONS AND
46 NUMBER OF NEW EMPLOYEES OR RETAINED EMPLOYEES TO BE HIRED IN FULL-TIME,
47 PERMANENT JOBS, A SCHEDULE OF ANTICIPATED STARTING DATES OF THE NEW
48 HIRES AND THE ACTUAL AVERAGE WAGE BY OCCUPATION OR JOB CLASSIFICATION
49 AND TOTAL PAYROLL TO BE CREATED AS A RESULT OF THE DEVELOPMENT ASSIST-
50 ANCE.

51 (9) A NARRATIVE, IF NECESSARY, DESCRIBING HOW THE RECIPIENT'S USE OF
52 THE DEVELOPMENT ASSISTANCE DURING THE REPORTING YEAR HAS REDUCED EMPLOY-
53 MENT AT ANY SITE IN NEW YORK.

54 (10) A CERTIFICATION BY THE CHIEF OFFICER OF THE APPLICANT OR HIS OR
55 HER AUTHORIZED DESIGNEE THAT THE INFORMATION IN THE PROGRESS REPORT

A. 5920

5

1 CONTAINS NO KNOWING MISREPRESENTATION OF MATERIAL FACTS UPON WHICH
2 ELIGIBILITY FOR DEVELOPMENT ASSISTANCE IS BASED.

3 (C) THE STATE GRANTING BODY, OR A SUCCESSOR AGENCY, SHALL HAVE FULL
4 AUTHORITY TO VERIFY INFORMATION CONTAINED IN THE RECIPIENT'S PROGRESS
5 REPORT, INCLUDING THE AUTHORITY TO INSPECT THE SPECIFIC PROJECT SITE AND
6 INSPECT THE RECORDS OF THE RECIPIENT THAT ARE SUBJECT TO THE DEVELOPMENT
7 ASSISTANCE AGREEMENT.

8 (D) BY JUNE FIRST, TWO THOUSAND THIRTEEN AND BY JUNE FIRST OF EACH
9 YEAR THEREAFTER, THE DEPARTMENT SHALL COMPILE AND PUBLISH ALL DATA IN
10 ALL OF THE PROGRESS REPORTS IN BOTH WRITTEN AND ELECTRONIC FORM.

11 (E) IF A RECIPIENT OF DEVELOPMENT ASSISTANCE FAILS TO COMPLY WITH
12 PARAGRAPH (B) OF THIS SECTION, THE DEPARTMENT SHALL, WITHIN TWENTY WORK-
13 ING DAYS AFTER THE REPORTING SUBMITTAL DEADLINES SET FORTH IN SUCH PARA-
14 GRAPH (B), SUSPEND WITHIN THIRTY-THREE WORKING DAYS ANY CURRENT DEVELOP-
15 MENT ASSISTANCE TO SUCH RECIPIENT UNDER ITS CONTROL, AND SHALL BE
16 PROHIBITED FROM COMPLETING ANY CURRENT OR PROVIDING ANY FUTURE DEVELOP-
17 MENT ASSISTANCE UNTIL IT RECEIVES PROOF THAT SUCH RECIPIENT HAS COME
18 INTO COMPLIANCE WITH THE REQUIREMENTS OF PARAGRAPH (B) OF THIS SECTION.

19 (F) THE DEPARTMENT SHALL HAVE THE DISCRETION TO MODIFY THE INFORMATION
20 REQUIRED IN THE PROGRESS REPORT REQUIRED UNDER PARAGRAPH (B) OF THIS
21 SECTION CONSISTENT WITH THE DISCLOSURE PURPOSE OF THIS SECTION FOR ANY
22 GRANTS THAT ARE NOT GIVEN AS AN INCENTIVE TO A RECIPIENT BUSINESS ORGAN-
23 IZATION.

24 S 1405. RECAPTURE.

25 (A) ALL DEVELOPMENT ASSISTANCE AGREEMENTS SHALL CONTAIN, AT A MINIMUM,
26 THE FOLLOWING RECAPTURE PROVISIONS:

27 (1) THE RECIPIENT MUST (I) MAKE THE LEVEL OF CAPITAL INVESTMENT IN THE
28 ECONOMIC DEVELOPMENT PROJECT SPECIFIED IN THE DEVELOPMENT ASSISTANCE
29 AGREEMENT; (II) CREATE OR RETAIN, OR BOTH, THE REQUISITE NUMBER OF JOBS,
30 PAYING NOT LESS THAN SPECIFIED WAGES FOR THE CREATED AND RETAINED JOBS,
31 WITHIN AND FOR THE DURATION OF THE TIME PERIOD SPECIFIED IN THE DEVELOP-
32 MENT ASSISTANCE PROGRAMS AND THE DEVELOPMENT ASSISTANCE AGREEMENT.

33 (2) IF THE RECIPIENT FAILS TO CREATE OR RETAIN THE REQUISITE NUMBER OF
34 JOBS WITHIN AND FOR THE TIME PERIOD SPECIFIED, IN THE DEVELOPMENT
35 ASSISTANCE PROGRAMS AND THE DEVELOPMENT ASSISTANCE AGREEMENT, THE RECIPI-
36 ENT SHALL BE DEEMED TO NO LONGER QUALIFY FOR THE STATE ECONOMIC ASSIST-
37 ANCE AND THE APPLICABLE RECAPTURE PROVISIONS SHALL TAKE EFFECT.

38 (3) IF THE RECIPIENT RECEIVES STATE ECONOMIC ASSISTANCE IN THE FORM OF
39 AN EMPIRE ZONE DESIGNATION PURSUANT TO ARTICLE EIGHTEEN-B OF THE GENERAL
40 MUNICIPAL LAW OR AN INDUSTRIAL DEVELOPMENT ZONE DESIGNATION PURSUANT TO
41 ARTICLE EIGHTEEN-A OF THE GENERAL MUNICIPAL LAW AND THE RECIPIENT FAILS
42 TO CREATE OR RETAIN THE REQUISITE NUMBER OF JOBS, AS DETERMINED BY THE
43 DEVELOPMENT ASSISTANCE AGREEMENT WITHIN THE REQUISITE PERIOD OF TIME,
44 THE RECIPIENT SHALL BE REQUIRED TO PAY TO THE STATE THE FULL AMOUNT OF
45 THE STATE TAX EXEMPTION THAT IT RECEIVED AS A RESULT OF SUCH DESIG-
46 NATION.

47 (4) IF THE RECIPIENT RECEIVES A GRANT OR LOAN PURSUANT TO AN EMPIRE
48 ZONE DESIGNATION PURSUANT TO ARTICLE EIGHTEEN-B OF THE GENERAL MUNICIPAL
49 LAW OR AN INDUSTRIAL DEVELOPMENT ZONE DESIGNATION PURSUANT TO ARTICLE
50 EIGHTEEN-A OF THE GENERAL MUNICIPAL LAW AND THE RECIPIENT FAILS TO
51 CREATE OR RETAIN THE REQUISITE NUMBER OF JOBS FOR THE REQUISITE TIME
52 PERIOD, AS PROVIDED IN THE DEVELOPMENT ASSISTANCE AGREEMENT, THE RECIPI-
53 ENT SHALL BE REQUIRED TO REPAY TO THE STATE A PRO RATA AMOUNT OF THE
54 GRANT; THAT AMOUNT SHALL REFLECT THE PERCENTAGE OF THE DEFICIENCY
55 BETWEEN THE REQUISITE NUMBER OF JOBS TO BE CREATED OR RETAINED BY THE
56 RECIPIENT AND THE ACTUAL NUMBER OF SUCH JOBS IN EXISTENCE AS OF THE DATE

A. 5920

6

1 THE DEPARTMENT DETERMINES THE RECIPIENT IS IN BREACH OF THE JOB CREATION
 2 OR RETENTION COVENANTS CONTAINED IN THE DEVELOPMENT ASSISTANCE AGREE-
 3 MENT. IF THE RECIPIENT OF DEVELOPMENT ASSISTANCE UNDER SUCH DESIGNATIONS
 4 CEASES OPERATIONS AT THE SPECIFIC PROJECT SITE DURING A FIVE YEAR PERIOD
 5 COMMENCING ON THE DATE OF ASSISTANCE, THE RECIPIENT SHALL BE REQUIRED TO
 6 REPAY THE ENTIRE AMOUNT OF THE GRANT OR TO ACCELERATE REPAYMENT OF THE
 7 LOAN BACK TO THE STATE.

8 (5) IF THE RECIPIENT RECEIVES A TAX CREDIT UNDER ARTICLE EIGHTEEN-A OR
 9 EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW, THE DEVELOPMENT ASSISTANCE
 10 AGREEMENT SHALL PROVIDE THAT (I) IF THE NUMBER OF NEW OR RETAINED
 11 EMPLOYEES FALLS BELOW THE REQUISITE NUMBER SET FORTH IN THE DEVELOPMENT
 12 ASSISTANCE AGREEMENT, THE ALLOWANCE OF THE CREDIT SHALL BE AUTOMATICALLY
 13 SUSPENDED UNTIL THE NUMBER OF NEW AND RETAINED EMPLOYEES EQUALS OR
 14 EXCEEDS THE REQUISITE NUMBER IN THE DEVELOPMENT ASSISTANCE AGREEMENT;
 15 (II) IF THE RECIPIENT DISCONTINUES OPERATIONS AT THE SPECIFIC PROJECT
 16 SITE DURING THE FIRST FIVE YEARS OF THE TERM OF THE DEVELOPMENT ASSIST-
 17 ANCE AGREEMENT, THE RECIPIENT SHALL FORFEIT ALL CREDITS TAKEN BY THE
 18 RECIPIENT DURING SUCH FIVE YEAR PERIOD; AND (III) IN THE EVENT OF A
 19 REVOCATION OR SUSPENSION OF THE CREDIT, THE DEPARTMENT SHALL INITIATE
 20 PROCEEDINGS AGAINST THE RECIPIENT TO RECOVER WRONGFULLY EXEMPTED STATE
 21 INCOME TAXES AND THE RECIPIENT SHALL PROMPTLY REPAY TO THE DEPARTMENT
 22 ANY WRONGFULLY EXEMPTED STATE INCOME TAXES. THE FORFEITED AMOUNT OF
 23 CREDITS SHALL BE DEEMED ASSESSED ON THE DATE THE DEPARTMENT INITIATES
 24 PROCEEDINGS AGAINST SUCH RECIPIENT AND THE RECIPIENT SHALL PROMPTLY
 25 REPAY TO THE DEPARTMENT ANY WRONGFULLY EXEMPTED STATE INCOME TAXES.

26 (B) THE COMMISSIONER OF TAXATION AND FINANCE MAY ELECT TO WAIVE
 27 ENFORCEMENT OF ANY CONTRACTUAL PROVISION ARISING OUT OF THE DEVELOPMENT
 28 ASSISTANCE AGREEMENT REQUIRED BY THIS ARTICLE BASED ON A FINDING THAT
 29 THE WAIVER IS NECESSARY TO AVERT AN IMMINENT AND DEMONSTRABLE HARDSHIP
 30 TO THE RECIPIENT THAT MAY RESULT IN SUCH RECIPIENT'S INSOLVENCY OR
 31 DISCHARGE OF WORKERS. IF A WAIVER IS GRANTED, THE RECIPIENT SHALL AGREE
 32 TO A CONTRACTUAL MODIFICATION, INCLUDING RECAPTURE PROVISIONS, TO THE
 33 DEVELOPMENT ASSISTANCE AGREEMENT. THE EXISTENCE OF ANY WAIVER GRANTED
 34 PURSUANT TO PARAGRAPH (C) OF THIS SECTION, THE DATE OF THE GRANTING OF
 35 SUCH WAIVER, AND A BRIEF SUMMARY OF THE REASONS SUPPORTING THE GRANTING
 36 OF SUCH WAIVER SHALL BE DISCLOSED CONSISTENT WITH THE PROVISIONS OF THIS
 37 SECTION.

38 (C) BEGINNING JUNE FIRST, TWO THOUSAND TWELVE, THE DEPARTMENT SHALL
 39 ANNUALLY COMPILER A REPORT ON THE OUTCOMES AND EFFECTIVENESS OF RECAPTURE
 40 PROVISIONS BY PROGRAM, INCLUDING BUT NOT LIMITED TO: (I) THE TOTAL
 41 NUMBER OF COMPANIES THAT RECEIVE DEVELOPMENT ASSISTANCE AS DEFINED IN
 42 THIS ARTICLE; (II) THE TOTAL NUMBER OF RECIPIENTS IN VIOLATION OF DEVEL-
 43 OPMENT AGREEMENTS WITH THE DEPARTMENT; (III) THE TOTAL NUMBER OF
 44 COMPLETED RECAPTURE EFFORTS; (IV) THE TOTAL NUMBER OF RECAPTURE EFFORTS
 45 INITIATED; AND (V) THE NUMBER OF WAIVERS GRANTED. SUCH REPORT SHALL BE
 46 DISCLOSED CONSISTENT WITH THE PROVISIONS OF SECTION FOURTEEN HUNDRED
 47 FOUR OF THIS ARTICLE.

48 S 3. The public authorities law is amended by adding a new article
 49 10-E to read as follows:

50 ARTICLE 10-E
 51 CORPORATE ACCOUNTABILITY FOR TAX EXPENDITURES
 52 SECTION 3980. DEFINITIONS.
 53 3981. UNIFIED ECONOMIC DEVELOPMENT BUDGET.
 54 3982. STANDARDIZED APPLICATIONS FOR STATE DEVELOPMENT ASSIST-
 55 ANCE.
 56 3983. STATE DEVELOPMENT ASSISTANCE DISCLOSURE.

A. 5920

7

1 3984. RECAPTURE.
2 S 3980. DEFINITIONS. AS USED IN THIS ARTICLE:
3 1. "BASE YEARS" MEANS THE FIRST TWO COMPLETE CALENDAR YEARS FOLLOWING
4 THE EFFECTIVE DATE OF A RECIPIENT RECEIVING DEVELOPMENT ASSISTANCE.
5 2. "DATE OF ASSISTANCE" MEANS THE COMMENCEMENT DATE OF THE ASSISTANCE
6 AGREEMENT, WHICH DATE TRIGGERS THE PERIOD DURING WHICH THE RECIPIENT IS
7 OBLIGATED TO CREATE OR RETAIN JOBS AND CONTINUE OPERATIONS AT THE
8 SPECIFIC PROJECT SITE.
9 3. "DEFAULT" MEANS THAT A RECIPIENT HAS NOT ACHIEVED ITS JOB CREATION,
10 JOB RETENTION, OR WAGE OR BENEFIT GOALS, AS APPLICABLE, DURING THE
11 PRESCRIBED PERIOD THEREFOR.
12 4. "DEPARTMENT" MEANS, UNLESS OTHERWISE NOTED, THE DEPARTMENT OF TAXA-
13 TION AND FINANCE OR ANY SUCCESSOR AGENCY.
14 5. "DEVELOPMENT ASSISTANCE" MEANS (A) TAX CREDITS AND TAX EXEMPTIONS
15 (OTHER THAN GIVEN UNDER TAX INCREMENT FINANCING) GIVEN AS AN INCENTIVE
16 TO A RECIPIENT PUBLIC AUTHORITY PURSUANT TO AN INITIAL CERTIFICATION OR
17 AN INITIAL DESIGNATION MADE BY THE DEPARTMENT UNDER ARTICLES EIGHTEEN-A
18 OR EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW;
19 (B) ALL SUCCESSOR AND SUBSEQUENT PROGRAMS AND TAX CREDITS DESIGNED TO
20 PROMOTE LARGE BUSINESS RELOCATIONS AND EXPANSIONS. "DEVELOPMENT ASSIST-
21 ANCE" DOES NOT INCLUDE TAX INCREMENT FINANCING, ASSISTANCE PROVIDED
22 UNDER ARTICLE EIGHTEEN-A OR EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW
23 PURSUANT TO LOCAL ORDINANCE, PARTICIPATION LOANS, OR FINANCIAL TRANS-
24 ACTIONS THROUGH STATUTORILY AUTHORIZED FINANCIAL INTERMEDIARIES IN
25 SUPPORT OF SMALL BUSINESS LOANS AND INVESTMENTS OR GIVEN IN CONNECTION
26 WITH THE DEVELOPMENT OF AFFORDABLE HOUSING.
27 6. "DEVELOPMENT ASSISTANCE AGREEMENT" MEANS ANY AGREEMENT EXECUTED BY
28 THE STATE GRANTING BODY AND THE RECIPIENT SETTING FORTH THE TERMS AND
29 CONDITIONS OF DEVELOPMENT ASSISTANCE TO BE PROVIDED TO THE RECIPIENT
30 CONSISTENT WITH THE FINAL APPLICATION FOR DEVELOPMENT ASSISTANCE,
31 INCLUDING BUT NOT LIMITED TO THE DATE OF ASSISTANCE, SUBMITTED TO AND
32 APPROVED BY THE STATE GRANTING BODY.
33 7. "FULL-TIME, PERMANENT JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE
34 WORKS FOR THE RECIPIENT AT A RATE OF AT LEAST THIRTY-FIVE HOURS PER
35 WEEK.
36 8. "NEW EMPLOYEE" MEANS A FULL-TIME, PERMANENT EMPLOYEE WHO REPRESENTS
37 A NET INCREASE IN THE NUMBER OF THE RECIPIENT'S EMPLOYEES STATE-
38 WIDE. "NEW EMPLOYEE" INCLUDES AN EMPLOYEE WHO PREVIOUSLY FILLED A NEW
39 EMPLOYEE POSITION WITH THE RECIPIENT WHO WAS REHIRED OR CALLED BACK FROM
40 A LAYOFF THAT OCCURS DURING OR FOLLOWING THE BASE YEARS.
41 THE TERM "NEW EMPLOYEE" DOES NOT INCLUDE ANY OF THE FOLLOWING:
42 (A) AN EMPLOYEE OF THE RECIPIENT WHO PERFORMS A JOB THAT WAS PREVIOUS-
43 LY PERFORMED BY ANOTHER EMPLOYEE IN THIS STATE, IF THAT JOB EXISTED IN
44 THIS STATE FOR AT LEAST SIX MONTHS BEFORE HIRING THE EMPLOYEE.
45 (B) A CHILD, GRANDCHILD, PARENT, OR SPOUSE, OTHER THAN A SPOUSE WHO IS
46 LEGALLY SEPARATED FROM THE INDIVIDUAL, OF ANY INDIVIDUAL WHO HAS A
47 DIRECT OR INDIRECT OWNERSHIP INTEREST OF AT LEAST FIVE PERCENT IN THE
48 PROFITS, CAPITAL, OR VALUE OF ANY MEMBER OF THE RECIPIENT.
49 9. "PART-TIME JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE WORKS FOR THE
50 RECIPIENT AT A RATE OF LESS THAN THIRTY-FIVE HOURS PER WEEK.
51 10. "RECIPIENT" MEANS ANY PUBLIC AUTHORITY CREATED PURSUANT TO THIS
52 CHAPTER THAT RECEIVES ECONOMIC DEVELOPMENT ASSISTANCE OR OTHER LEGALLY
53 RECOGNIZED ENTITY OF SUCH A PUBLIC AUTHORITY.
54 11. "RETAINED EMPLOYEE" MEANS ANY EMPLOYEE DEFINED AS HAVING A
55 FULL-TIME OR FULL-TIME EQUIVALENT JOB PRESERVED AT A SPECIFIC FACILITY
56 OR SITE, THE CONTINUANCE OF WHICH IS THREATENED BY A SPECIFIC AND DEMON-

A. 5920

8

1 STRABLE THREAT, WHICH SHALL BE SPECIFIED IN THE APPLICATION FOR DEVELOP-
2 MENT ASSISTANCE.

3 12. "SPECIFIC PROJECT SITE" MEANS THAT DISTINCT OPERATIONAL UNIT TO
4 WHICH ANY DEVELOPMENT ASSISTANCE IS APPLIED.

5 13. "STATE GRANTING BODY" MEANS THE DEPARTMENT, ANY OTHER STATE
6 DEPARTMENT OR STATE AGENCY THAT PROVIDES DEVELOPMENT ASSISTANCE THAT HAS
7 REPORTING REQUIREMENTS UNDER THIS ARTICLE, AND ANY SUCCESSOR AGENCIES TO
8 ANY OF THE PRECEDING.

9 14. "TEMPORARY JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE IS HIRED FOR
10 A SPECIFIC DURATION OF TIME OR SEASON.

11 15. "VALUE OF ASSISTANCE" MEANS THE FACE VALUE OF ANY FORM OF DEVELOP-
12 MENT ASSISTANCE.

13 S 3981. UNIFIED ECONOMIC DEVELOPMENT BUDGET. 1. FOR EACH STATE FISCAL
14 YEAR ENDING ON OR AFTER JUNE THIRTIETH, TWO THOUSAND TWELVE, THE DEPART-
15 MENT SHALL SUBMIT AN ANNUAL UNIFIED ECONOMIC DEVELOPMENT BUDGET TO THE
16 GOVERNOR, SENATE AND ASSEMBLY. THE UNIFIED ECONOMIC DEVELOPMENT BUDGET
17 SHALL BE DUE WITHIN THREE MONTHS AFTER THE END OF THE FISCAL YEAR, AND
18 SHALL PRESENT ALL TYPES OF DEVELOPMENT ASSISTANCE GRANTED DURING THE
19 PRIOR FISCAL YEAR, INCLUDING:

20 (A) THE AGGREGATE AMOUNT OF UNCOLLECTED OR DIVERTED STATE TAX REVENUES
21 RESULTING FROM EACH TYPE OF DEVELOPMENT ASSISTANCE PROVIDED PURSUANT TO
22 LAW, AS REPORTED TO THE DEPARTMENT ON TAX RETURNS FILED DURING THE
23 FISCAL YEAR.

24 (B) ALL STATE DEVELOPMENT ASSISTANCE.

25 2. ALL DATA CONTAINED IN THE UNIFIED ECONOMIC DEVELOPMENT BUDGET
26 PRESENTED TO THE GOVERNOR, SENATE AND ASSEMBLY SHALL BE FULLY SUBJECT TO
27 THE FREEDOM OF INFORMATION ACT.

28 3. THE DEPARTMENT SHALL SUBMIT A REPORT OF THE AMOUNTS IN PARAGRAPH
29 (A) OF SUBDIVISION ONE OF THIS SECTION TO THE DEPARTMENT, WHICH MAY
30 APPEND SUCH REPORT TO THE UNIFIED ECONOMIC DEVELOPMENT BUDGET RATHER
31 THAN SEPARATELY REPORTING SUCH AMOUNTS.

32 S 3982. STANDARDIZED APPLICATIONS FOR STATE DEVELOPMENT ASSISTANCE.
33 1. ALL FINAL APPLICATIONS SUBMITTED TO THE DEPARTMENT OR ANY OTHER STATE
34 GRANTING BODY REQUESTING DEVELOPMENT ASSISTANCE SHALL CONTAIN, AT A
35 MINIMUM:

36 (A) AN APPLICATION TRACKING NUMBER THAT IS SPECIFIC TO BOTH THE STATE
37 GRANTING AGENCY AND TO EACH APPLICATION.

38 (B) THE OFFICE MAILING ADDRESS, OFFICE TELEPHONE NUMBER, AND CHIEF
39 OFFICER OF THE GRANTING BODY.

40 (C) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
41 CHIEF OFFICER OF THE APPLICANT OR AUTHORIZED DESIGNEE FOR THE SPECIFIC
42 PROJECT SITE FOR WHICH DEVELOPMENT ASSISTANCE IS REQUESTED.

43 (D) THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC PROJECT
44 SITE ON THE DATE THAT THE APPLICATION IS SUBMITTED TO THE STATE GRANTING
45 BODY, INCLUDING THE NUMBER OF FULL-TIME, PERMANENT JOBS, THE NUMBER OF
46 PART-TIME JOBS, AND THE NUMBER OF TEMPORARY JOBS.

47 (E) THE TYPE OF DEVELOPMENT ASSISTANCE AND VALUE OF ASSISTANCE BEING
48 REQUESTED.

49 (F) THE NUMBER OF JOBS TO BE CREATED AND RETAINED OR BOTH CREATED AND
50 RETAINED BY THE APPLICANT AS A RESULT OF THE DEVELOPMENT ASSISTANCE,
51 INCLUDING THE NUMBER OF FULL-TIME, PERMANENT JOBS, THE NUMBER OF
52 PART-TIME JOBS, AND THE NUMBER OF TEMPORARY JOBS.

53 (G) A DETAILED LIST OF THE OCCUPATION OR JOB CLASSIFICATIONS AND
54 NUMBER OF NEW EMPLOYEES OR RETAINED EMPLOYEES TO BE HIRED IN FULL-TIME,
55 PERMANENT JOBS, A SCHEDULE OF ANTICIPATED STARTING DATES OF THE NEW
56 HIRES AND THE ANTICIPATED AVERAGE WAGE BY OCCUPATION OR JOB CLASSIFICA-

A. 5920

9

1 TION AND TOTAL PAYROLL TO BE CREATED AS A RESULT OF THE DEVELOPMENT
2 ASSISTANCE.

3 (H) A LIST OF ALL OTHER FORMS OF DEVELOPMENT ASSISTANCE THAT THE
4 APPLICANT IS REQUESTING FOR THE SPECIFIC PROJECT SITE AND THE NAME OF
5 EACH STATE GRANTING BODY FROM WHICH THAT DEVELOPMENT ASSISTANCE IS BEING
6 REQUESTED.

7 (I) A NARRATIVE, IF NECESSARY, DESCRIBING WHY THE DEVELOPMENT ASSIST-
8 ANCE IS NEEDED AND HOW THE APPLICANT'S USE OF THE DEVELOPMENT ASSISTANCE
9 MAY REDUCE EMPLOYMENT AT ANY SITE IN NEW YORK.

10 (J) A CERTIFICATION BY THE CHIEF OFFICER OF THE APPLICANT OR HIS OR
11 HER AUTHORIZED DESIGNEE THAT THE INFORMATION CONTAINED IN THE APPLICA-
12 TION SUBMITTED TO THE GRANTING BODY CONTAINS NO KNOWING MISREPRESENTEN-
13 TATION OF MATERIAL FACTS UPON WHICH ELIGIBILITY FOR DEVELOPMENT ASSIST-
14 ANCE IS BASED.

15 2. EVERY STATE GRANTING BODY EITHER SHALL COMPLETE, OR SHALL REQUIRE
16 THE APPLICANT TO COMPLETE, AN APPLICATION FORM THAT MEETS THE MINIMUM
17 REQUIREMENTS AS PRESCRIBED IN THIS SECTION EACH TIME AN APPLICANT
18 APPLIES FOR DEVELOPMENT ASSISTANCE COVERED BY THIS ARTICLE.

19 3. THE DEPARTMENT SHALL HAVE THE DISCRETION TO MODIFY ANY STANDARDIZED
20 APPLICATION FOR STATE DEVELOPMENT ASSISTANCE REQUIRED UNDER SUBDIVISION
21 ONE OF THIS SECTION FOR ANY GRANTS THAT ARE NOT GIVEN AS AN INCENTIVE TO
22 A RECIPIENT PUBLIC AUTHORITY.

23 S 3983. STATE DEVELOPMENT ASSISTANCE DISCLOSURE. 1. BEGINNING FEBRU-
24 ARY FIRST, TWO THOUSAND THIRTEEN AND EACH YEAR THEREAFTER, EVERY STATE
25 GRANTING BODY SHALL SUBMIT TO THE DEPARTMENT COPIES OF ALL DEVELOPMENT
26 ASSISTANCE AGREEMENTS THAT IT APPROVED IN THE PRIOR CALENDAR YEAR.

27 2. FOR EACH DEVELOPMENT ASSISTANCE AGREEMENT FOR WHICH THE DATE OF
28 ASSISTANCE HAS OCCURRED IN THE PRIOR CALENDAR YEAR, EACH RECIPIENT SHALL
29 SUBMIT TO THE DEPARTMENT A PROGRESS REPORT THAT SHALL INCLUDE, BUT NOT
30 BE LIMITED TO, THE FOLLOWING:

31 (A) THE APPLICATION TRACKING NUMBER.

32 (B) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
33 CHIEF OFFICER OF THE GRANTING BODY.

34 (C) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
35 CHIEF OFFICER OF THE APPLICANT OR AUTHORIZED DESIGNEE FOR THE SPECIFIC
36 PROJECT SITE FOR WHICH THE DEVELOPMENT ASSISTANCE WAS APPROVED BY THE
37 STATE GRANTING BODY.

38 (D) THE TYPE OF DEVELOPMENT ASSISTANCE PROGRAM AND VALUE OF ASSISTANCE
39 THAT WAS APPROVED BY THE STATE GRANTING BODY.

40 (E) THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC PROJECT
41 SITE ON THE DATE THAT THE APPLICATION WAS SUBMITTED TO THE STATE GRANT-
42 ING BODY AND THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC
43 PROJECT SITE ON THE DATE OF THE REPORT, INCLUDING THE NUMBER OF
44 FULL-TIME, PERMANENT JOBS, THE NUMBER OF PART-TIME JOBS, AND THE NUMBER
45 OF TEMPORARY JOBS, AND A COMPUTATION OF THE GAIN OR LOSS OF JOBS IN EACH
46 CATEGORY.

47 (F) THE NUMBER OF NEW EMPLOYEES AND RETAINED EMPLOYEES THE APPLICANT
48 STATED IN ITS DEVELOPMENT ASSISTANCE AGREEMENT, IF ANY, IF NOT, THEN IN
49 ITS APPLICATION, WOULD BE CREATED BY THE DEVELOPMENT ASSISTANCE BROKEN
50 DOWN BY FULL-TIME, PERMANENT, PART-TIME, AND TEMPORARY.

51 (G) A SWORN DECLARATION OF WHETHER THE RECIPIENT IS IN COMPLIANCE WITH
52 THE DEVELOPMENT ASSISTANCE AGREEMENT.

53 (H) A DETAILED LIST OF THE OCCUPATION OR JOB CLASSIFICATIONS AND
54 NUMBER OF NEW EMPLOYEES OR RETAINED EMPLOYEES TO BE HIRED IN FULL-TIME,
55 PERMANENT JOBS, A SCHEDULE OF ANTICIPATED STARTING DATES OF THE NEW
56 HIRES AND THE ACTUAL AVERAGE WAGE BY OCCUPATION OR JOB CLASSIFICATION

A. 5920

10

1 AND TOTAL PAYROLL TO BE CREATED AS A RESULT OF THE DEVELOPMENT ASSIST-
2 ANCE.

3 (I) A NARRATIVE, IF NECESSARY, DESCRIBING HOW THE RECIPIENT'S USE OF
4 THE DEVELOPMENT ASSISTANCE DURING THE REPORTING YEAR HAS REDUCED EMPLOY-
5 MENT AT ANY SITE IN NEW YORK.

6 (J) A CERTIFICATION BY THE CHIEF OFFICER OF THE APPLICANT OR HIS OR
7 HER AUTHORIZED DESIGNEE THAT THE INFORMATION IN THE PROGRESS REPORT
8 CONTAINS NO KNOWING MISREPRESENTATION OF MATERIAL FACTS UPON WHICH
9 ELIGIBILITY FOR DEVELOPMENT ASSISTANCE IS BASED.

10 3. THE STATE GRANTING BODY, OR A SUCCESSOR AGENCY, SHALL HAVE FULL
11 AUTHORITY TO VERIFY INFORMATION CONTAINED IN THE RECIPIENT'S PROGRESS
12 REPORT, INCLUDING THE AUTHORITY TO INSPECT THE SPECIFIC PROJECT SITE AND
13 INSPECT THE RECORDS OF THE RECIPIENT THAT ARE SUBJECT TO THE DEVELOPMENT
14 ASSISTANCE AGREEMENT.

15 4. BY JUNE FIRST, TWO THOUSAND THIRTEEN AND BY JUNE FIRST OF EACH YEAR
16 THEREAFTER, THE DEPARTMENT SHALL COMPILE AND PUBLISH ALL DATA IN ALL OF
17 THE PROGRESS REPORTS IN BOTH WRITTEN AND ELECTRONIC FORM.

18 5. IF A RECIPIENT OF DEVELOPMENT ASSISTANCE FAILS TO COMPLY WITH
19 SUBDIVISION TWO OF THIS SECTION, THE DEPARTMENT SHALL, WITHIN TWENTY
20 WORKING DAYS AFTER THE REPORTING SUBMITTAL DEADLINES SET FORTH IN SUCH
21 SUBDIVISION TWO, SUSPEND WITHIN THIRTY-THREE WORKING DAYS ANY CURRENT
22 DEVELOPMENT ASSISTANCE TO SUCH RECIPIENT UNDER ITS CONTROL, AND SHALL BE
23 PROHIBITED FROM COMPLETING ANY CURRENT OR PROVIDING ANY FUTURE DEVELOP-
24 MENT ASSISTANCE UNTIL IT RECEIVES PROOF THAT SUCH RECIPIENT HAS COME
25 INTO COMPLIANCE WITH THE REQUIREMENTS OF SUBDIVISION TWO OF THIS
26 SECTION.

27 6. THE DEPARTMENT SHALL HAVE THE DISCRETION TO MODIFY THE INFORMATION
28 REQUIRED IN THE PROGRESS REPORT REQUIRED UNDER SUBDIVISION TWO OF THIS
29 SECTION CONSISTENT WITH THE DISCLOSURE PURPOSE OF THIS SECTION FOR ANY
30 GRANTS THAT ARE NOT GIVEN AS AN INCENTIVE TO A RECIPIENT PUBLIC AUTHORI-
31 TY.

32 S 3984. RECAPTURE. 1. ALL DEVELOPMENT ASSISTANCE AGREEMENTS SHALL
33 CONTAIN, AT A MINIMUM, THE FOLLOWING RECAPTURE PROVISIONS:

34 (A) THE RECIPIENT MUST (I) MAKE THE LEVEL OF CAPITAL INVESTMENT IN THE
35 ECONOMIC DEVELOPMENT PROJECT SPECIFIED IN THE DEVELOPMENT ASSISTANCE
36 AGREEMENT; (II) CREATE OR RETAIN, OR BOTH, THE REQUISITE NUMBER OF JOBS,
37 PAYING NOT LESS THAN SPECIFIED WAGES FOR THE CREATED AND RETAINED JOBS,
38 WITHIN AND FOR THE DURATION OF THE TIME PERIOD SPECIFIED IN THE DEVELOP-
39 MENT ASSISTANCE PROGRAMS AND THE DEVELOPMENT ASSISTANCE AGREEMENT.

40 (B) IF THE RECIPIENT FAILS TO CREATE OR RETAIN THE REQUISITE NUMBER OF
41 JOBS WITHIN AND FOR THE TIME PERIOD SPECIFIED, IN THE DEVELOPMENT
42 ASSISTANCE PROGRAMS AND THE DEVELOPMENT ASSISTANCE AGREEMENT, THE RECI-
43 PIENT SHALL BE DEEMED TO NO LONGER QUALIFY FOR THE STATE ECONOMIC ASSIST-
44 ANCE AND THE APPLICABLE RECAPTURE PROVISIONS SHALL TAKE EFFECT.

45 (C) IF THE RECIPIENT RECEIVES STATE ECONOMIC ASSISTANCE IN THE FORM OF
46 AN EMPIRE ZONE DESIGNATION PURSUANT TO ARTICLE EIGHTEEN-B OF THE GENERAL
47 MUNICIPAL LAW OR AN INDUSTRIAL DEVELOPMENT ZONE DESIGNATION PURSUANT TO
48 ARTICLE EIGHTEEN-A OF THE GENERAL MUNICIPAL LAW AND THE RECIPIENT FAILS
49 TO CREATE OR RETAIN THE REQUISITE NUMBER OF JOBS, AS DETERMINED BY THE
50 DEVELOPMENT ASSISTANCE AGREEMENT WITHIN THE REQUISITE PERIOD OF TIME,
51 THE RECIPIENT SHALL BE REQUIRED TO PAY TO THE STATE THE FULL AMOUNT OF
52 THE STATE TAX EXEMPTION THAT IT RECEIVED AS A RESULT OF SUCH DESIG-
53 NATION.

54 (D) IF THE RECIPIENT RECEIVES A GRANT OR LOAN PURSUANT TO AN EMPIRE
55 ZONE DESIGNATION PURSUANT TO ARTICLE EIGHTEEN-B OF THE GENERAL MUNICIPAL
56 LAW OR AN INDUSTRIAL DEVELOPMENT ZONE DESIGNATION PURSUANT TO ARTICLE

A. 5920

11

1 EIGHTEEN-A OF THE GENERAL MUNICIPAL LAW AND THE RECIPIENT FAILS TO
2 CREATE OR RETAIN THE REQUISITE NUMBER OF JOBS FOR THE REQUISITE TIME
3 PERIOD, AS PROVIDED IN THE DEVELOPMENT ASSISTANCE AGREEMENT, THE RECIPI-
4 ENT SHALL BE REQUIRED TO REPAY TO THE STATE A PRO RATA AMOUNT OF THE
5 GRANT; THAT AMOUNT SHALL REFLECT THE PERCENTAGE OF THE DEFICIENCY
6 BETWEEN THE REQUISITE NUMBER OF JOBS TO BE CREATED OR RETAINED BY THE
7 RECIPIENT AND THE ACTUAL NUMBER OF SUCH JOBS IN EXISTENCE AS OF THE DATE
8 THE DEPARTMENT DETERMINES THE RECIPIENT IS IN BREACH OF THE JOB CREATION
9 OR RETENTION COVENANTS CONTAINED IN THE DEVELOPMENT ASSISTANCE AGREE-
10 MENT. IF THE RECIPIENT OF DEVELOPMENT ASSISTANCE UNDER SUCH DESIGNATIONS
11 CEASES OPERATIONS AT THE SPECIFIC PROJECT SITE DURING A FIVE YEAR PERIOD
12 COMMENCING ON THE DATE OF ASSISTANCE, THE RECIPIENT SHALL BE REQUIRED TO
13 REPAY THE ENTIRE AMOUNT OF THE GRANT OR TO ACCELERATE REPAYMENT OF THE
14 LOAN BACK TO THE STATE.

15 (E) IF THE RECIPIENT RECEIVES A TAX CREDIT UNDER ARTICLE EIGHTEEN-A OR
16 EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW, THE DEVELOPMENT ASSISTANCE
17 AGREEMENT SHALL PROVIDE THAT (I) IF THE NUMBER OF NEW OR RETAINED
18 EMPLOYEES FALLS BELOW THE REQUISITE NUMBER SET FORTH IN THE DEVELOPMENT
19 ASSISTANCE AGREEMENT, THE ALLOWANCE OF THE CREDIT SHALL BE AUTOMATICALLY
20 SUSPENDED UNTIL THE NUMBER OF NEW AND RETAINED EMPLOYEES EQUALS OR
21 EXCEEDS THE REQUISITE NUMBER IN THE DEVELOPMENT ASSISTANCE AGREEMENT;
22 (II) IF THE RECIPIENT DISCONTINUES OPERATIONS AT THE SPECIFIC PROJECT
23 SITE DURING THE FIRST FIVE YEARS OF THE TERM OF THE DEVELOPMENT ASSIST-
24 ANCE AGREEMENT, THE RECIPIENT SHALL FORFEIT ALL CREDITS TAKEN BY THE
25 RECIPIENT DURING SUCH FIVE YEAR PERIOD; AND (III) IN THE EVENT OF A
26 REVOCATION OR SUSPENSION OF THE CREDIT, THE DEPARTMENT SHALL INITIATE
27 PROCEEDINGS AGAINST THE RECIPIENT TO RECOVER WRONGFULLY EXEMPTED STATE
28 INCOME TAXES AND THE RECIPIENT SHALL PROMPTLY REPAY TO THE DEPARTMENT
29 ANY WRONGFULLY EXEMPTED STATE INCOME TAXES. THE FORFEITED AMOUNT OF
30 CREDITS SHALL BE DEEMED ASSESSED ON THE DATE THE DEPARTMENT INITIATES
31 PROCEEDINGS AGAINST SUCH RECIPIENT AND THE RECIPIENT SHALL PROMPTLY
32 REPAY TO THE DEPARTMENT ANY WRONGFULLY EXEMPTED STATE INCOME TAXES.

33 2. THE COMMISSIONER OF TAXATION AND FINANCE MAY ELECT TO WAIVE
34 ENFORCEMENT OF ANY CONTRACTUAL PROVISION ARISING OUT OF THE DEVELOPMENT
35 ASSISTANCE AGREEMENT REQUIRED BY THIS ARTICLE BASED ON A FINDING THAT
36 THE WAIVER IS NECESSARY TO AVERT AN IMMINENT AND DEMONSTRABLE HARDSHIP
37 TO THE RECIPIENT THAT MAY RESULT IN SUCH RECIPIENT'S INSOLVENCY OR
38 DISCHARGE OF WORKERS. IF A WAIVER IS GRANTED, THE RECIPIENT SHALL AGREE
39 TO A CONTRACTUAL MODIFICATION, INCLUDING RECAPTURE PROVISIONS, TO THE
40 DEVELOPMENT ASSISTANCE AGREEMENT. THE EXISTENCE OF ANY WAIVER GRANTED
41 PURSUANT TO SUBDIVISION THREE OF THIS SECTION, THE DATE OF THE GRANTING
42 OF SUCH WAIVER, AND A BRIEF SUMMARY OF THE REASONS SUPPORTING THE GRANT-
43 ING OF SUCH WAIVER SHALL BE DISCLOSED CONSISTENT WITH THE PROVISIONS OF
44 THIS SECTION.

45 3. BEGINNING JUNE FIRST, TWO THOUSAND TWELVE, THE DEPARTMENT SHALL
46 ANNUALLY COMPILER A REPORT ON THE OUTCOMES AND EFFECTIVENESS OF RECAPTURE
47 PROVISIONS BY PROGRAM, INCLUDING BUT NOT LIMITED TO: (A) THE TOTAL
48 NUMBER OF AUTHORITIES THAT RECEIVE DEVELOPMENT ASSISTANCE AS DEFINED IN
49 THIS ARTICLE; (B) THE TOTAL NUMBER OF RECIPIENTS IN VIOLATION OF DEVEL-
50 OPMENT AGREEMENTS WITH THE DEPARTMENT; (C) THE TOTAL NUMBER OF COMPLETED
51 RECAPTURE EFFORTS; (D) THE TOTAL NUMBER OF RECAPTURE EFFORTS INITIATED;
52 AND (E) THE NUMBER OF WAIVERS GRANTED. SUCH REPORT SHALL BE DISCLOSED
53 CONSISTENT WITH THE PROVISIONS OF SECTION THIRTY-NINE HUNDRED
54 EIGHTY-THREE OF THIS ARTICLE.

55 S 4. This act shall take effect on the one hundred twentieth day after
56 it shall have become a law and shall apply to contracts and agreements

A. 5920

12

1 entered into on or after such effective date. Effective immediately,
2 the addition, amendment and/or repeal of any rule or regulation neces-
3 sary for the implementation of this act on its effective date is author-
4 ized to be made on or before such effective date.

IDA - Sandy Alison Barbara co-sponsoring...

From: Joel Tyner [joeltyner@earthlink.net]

Sent: Monday, July 18, 2011 8:52 AM

To: Hohmann, Patricia; Morris, Carolyn; Wager, Leigh

Subject: Patty/Carolyn/Leigh-- I sent this in Fri. before 5 pm; Sandy, Alison, Barbara co-sponsoring...

WHEREAS, New York State Comptroller Thomas DiNapoli issued a report this June stating that reporting requirements for New York's industrial-development agencies are lacking, and there there is no apparent connection between higher tax exemptions and job growth, and

WHEREAS, DiNapoli's fourth annual report compares the aggregate net tax exemptions given by the 115 Industrial Development Agencies (IDAs) that were operating in 2009 to the aggregate property tax levy and total job gains or losses by county; IDAs are independent public authorities that attract and keep businesses by providing them with exemptions in property, sales and mortgage-recording taxes and low-interest bonds, and

WHEREAS, New York State spends more than \$8 billion dollars a year on corporate subsidies, but these investments too often fail to create the good jobs and community benefits New Yorkers need; far too often, subsidies are given to businesses that create poverty-wage jobs, no jobs at all, or actually cut jobs, and

WHEREAS, with persistent unemployment, wages down and communities struggling, it's time we get our money's worth from economic development efforts; in this time of economic crisis, we need to reform New York's economic development entities so they revitalize our local, regional, and statewide economies, and

WHEREAS, legislation has been introduced in our state legislature, the Corporate Accountability and Tax Expenditures Act (S.446/A.5920), that would standardize applications for state development assistance for empire zone assistance and industrial development agency assistance and require recipients of certain development assistance to submit progress reports which include certain information and disclosures, and therefore be it

RESOLVED, that the Dutchess County Legislature strongly urges that the New York State Legislature pass and our Governor sign into law the Corporate Accountability and Tax Expenditures Act of 2011 (S.446/A.5920), and be it further

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

Hohmann, Patricia

From: Joel Tyner [joeltyner@earthlink.net]
Sent: Friday, July 15, 2011 4:26 PM
To: Hohmann, Patricia; Morris, Carolyn; Wager, Leigh
Subject: Patty/Carolyn/Leigh-- Sandy and Alison are co-sponsoring this one with me re: IDA accountability....

WHEREAS, New York State Comptroller Thomas DiNapoli issued a report this June stating that reporting requirements for New York's industrial-development agencies are lacking, and there there is no apparent connection between higher tax exemptions and job growth, and

WHEREAS, DiNapoli's fourth annual report compares the aggregate net tax exemptions given by the 115 Industrial Development Agencies (IDAs) that were operating in 2009 to the aggregate property tax levy and total job gains or losses by county; IDAs are independent public authorities that attract and keep businesses by providing them with exemptions in property, sales and mortgage-recording taxes and low-interest bonds, and

WHEREAS, New York State spends more than \$8 billion dollars a year on corporate subsidies, but these investments too often fail to create the good jobs and community benefits New Yorkers need; far too often, subsidies are given to businesses that create poverty-wage jobs, no jobs at all, or actually cut jobs, and New York's complex and balkanized economic development system, which consists of hundreds of state agencies and programs, quasi-private public authorities like Industrial Development Agencies, and Local Development Corporations, does not operate with the accountability and transparency that taxpayers deserve, and

WHEREAS, with persistent unemployment, wages down and communities struggling, it's time we get our money's worth from economic development efforts; in this time of economic crisis, we need to reform New York's economic development entities so they revitalize our local, regional, and statewide economies, make smart investments in industries that build the middle class, allow local communities directly impacted by development a voice in decision-making, and ensure that publicly-funded projects are actually benefiting the public, and

WHEREAS, legislation has been introduced in our state legislature, The Corporate Accountability and Tax Expenditures Act (S.446/A.5920). that would standardize applications for state development assistance for empire zone assistance and industrial development agency assistance, require submission of certain development assistance agreements to the department of taxation and finance, require recipients of certain development assistance to submit progress reports which include certain information and disclosures, and make certain recapture provisions; and define relevant terms, and

RESOLVED, that the Dutchess County Legislature strongly urges that the New York State Legislature pass and our Governor sign into law the Corporate Accountability and Tax Expenditures Act of 2011 (S.446/A.5920), and be it further

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

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		✓
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		✓
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		✓
District 3 - Town of LaGrange	Borchert (C)		✓
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 18 - City of Beacon	Forman		✓
District 22 - Town of Beekman	Hutchings		✓
District 24 - Towns of Dover and Union Vale	Surman		✓
Present:	<u>11</u>	Resolution: X	Total: <u>4</u> <u>7</u>
Absent:	<u>1</u>	Motion: <u> </u>	Yes No
Vacant:	<u>0</u>		Abstentions: <u>0</u>

2011216 Urging Passage of Corporate Accountability and Tax Expenditure Act of 2011 S.446/A.5920

Date: 9/8/11

Resolution No. 2011216 was defeated in Budget, Finance, and Personnel Committee on September 8, 2011.

RESOLUTION NO. 2011217

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF AMENIA
ASSESSED UNDER THE NAME OF VOORHEES DOLORES
GRID: 132000-7165-00-725673-0000

Legislators BORCHERT and KELSEY offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Amenia assessed to Voorhees Dolores for the levy year 2008 and described as Grid No. 132000-7165-00-725673-0000 amounting to \$2,930.81 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$10,070.45 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 Dolores Voorhees, 233 S Amenia Road, Wassaic, NY 12592 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.

APPROVED

CA-115-11
PB:CM:deb/ca/R-0324
8/17/11
Fiscal Impact: None

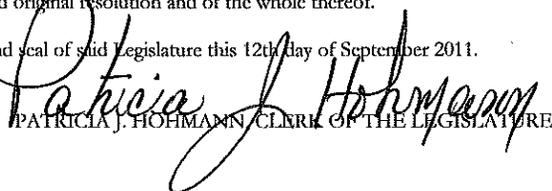

WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011217 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011218

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF EAST FISHKILL
ASSESSED UNDER THE NAME OF KOHLMAIER NORBERT
KOHLMAIER NORBERT (RM)
GRID: 132800-6358-04-965056-0000

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

WHEREAS, unpaid tax on property in the Town of East Fishkill assessed to
Kohlmaier Norbert Kohlmaier Norbert (RM) for the levy year 2008 and described as Grid
No. 132800-6358-04-965056-0000 amounting to \$4,067.19 was placed on a List of
Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the
tax lien year of 2009, and

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

WHEREAS, the sum of \$9,970.20 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 Norbert
Kohlmaier and Norbert Kohlmaier (RM), 695 Route 376, Hopewell Junction, NY 12533 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-125-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

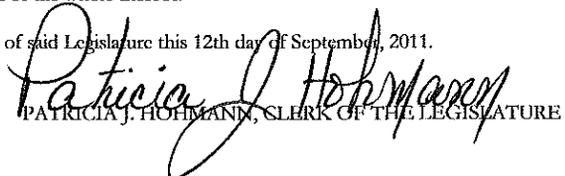
STATE OF NEW YORK

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 12th day of September 2011,
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 12th day of September, 2011.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2011218 Quitclaim Deeds Properties in the Town of:
 East Fishkill

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011218 Quitclaim Deeds Properties in the Town of:
 East Fishkill

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011218 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011219

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF EAST FISHKILL
ASSESSED UNDER THE NAME OF EAST FISHKILL PROPERTIES INC
GRID: 132800-6554-00-110901-0000

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

WHEREAS, unpaid tax on property in the Town of East Fishkill assessed to
East Fishkill Properties Inc for the levy year 2008 and described as Grid No. 132800-6554-
00-110901-0000 amounting to \$7,354.68 was placed on a List of Delinquent Taxes filed in
the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$25,941.07 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 East
Fishkill Properties Inc, c/o Joseph Schleimer, 7 Old Phillips Hill Road, New City, NY 10956
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-119-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None

APPROVED

WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

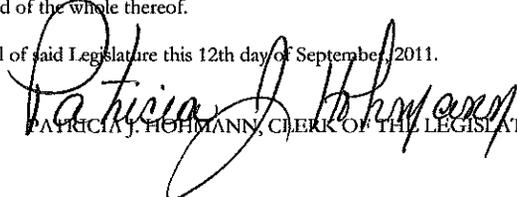
STATE OF NEW YORK

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 12th day of September 2011,
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 12th day of September, 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011219 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011220

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF FISHKILL
ASSESSED UNDER THE NAME OF PENTZ KAREN A SEE ALAN
GRID: 133089-6356-01-224617-0000

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

WHEREAS, unpaid tax on property in the Town of Fishkill assessed to
Pentz Karen A See Alan for the levy year 2008 and described as Grid No. 133089-6356-
01-224617-0000 amounting to \$1,831.74 was placed on a List of Delinquent Taxes filed
in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009,
and

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

WHEREAS, the sum of \$13,905.80 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 Karen A Pentz and Alan See, 75 Mountain View Road, Fishkill, NY 12524 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-127-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

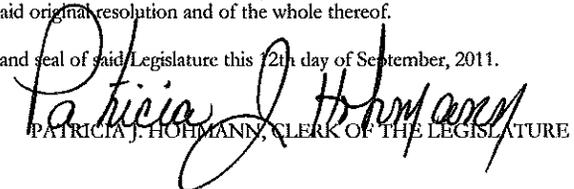
STATE OF NEW YORK

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 12th day of
September 2011, 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 12th day of September, 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011220 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011221

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF HYDE PARK
ASSESSED UNDER THE NAME OF JANUM MANAGEMENT LLC
GRID: 133200-6263-03-093317-0000

Legislators BORCHERT and KUFFNER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Hyde Park assessed to Janum Management LLC for the levy year 2008 and described as Grid No. 133200-6263-03-093317-0000 amounting to \$1,817.18 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$2,554.49 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 Janum Management LLC, 132 Montfort Drive, Belle Mead, ~~NEW YORK~~ and all interest which the County of Dutchess may have acquired in and to the said parcel by reason of the above deed.



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

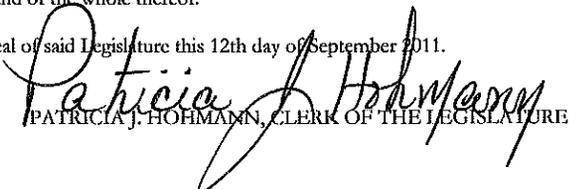
CA-124-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None
STATE OF NEW YORK

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Fiesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

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

2011221 Quitclaim Deeds Properties in the Town of:
Hyde Park

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011221 Quitclaim Deeds Properties in the Town of:
Hyde Park

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011221 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011222

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF HYDE PARK
ASSESSED UNDER THE NAME OF ALLT WILLIAM S JR
GRID: 133200-6265-01-400704-0000

Legislators BORCHERT and KUFFNER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Hyde Park assessed to Allt William S Jr for the levy year 2008 and described as Grid No. 133200-6265-01-400704-0000 amounting to \$3,846.60 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$8,935.63 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 William S Allt Jr, 207 Cardinal Rd, Hyde Park, NY 12538 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-116-11 PB:CM:deb/ca/R-0324
8/17/2011

Fiscal Impact: None
STATE OF NEW YORK

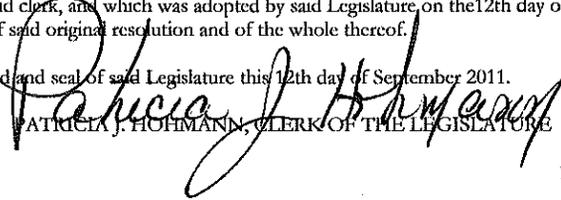
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

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

2011222 Quitclaim Deeds Properties in the Town of:
Hyde Park

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011222 Quitclaim Deeds Properties in the Town of:
Hyde Park

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011222 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011223

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF PLASS JOHN
GRID: 134689-6163-03-375046-0000

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

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Plass John for the levy year 2008 and described as Grid No. 134689-6163-03-375046-0000 amounting to \$7,109.04 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$17,535.17 was tendered to the Dutchess County Commissioner of Finance in payment of all right, title and interest which the County may have acquired in and to the above property by reason of the above deed, and in payment of all unpaid taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and they are hereby authorized, empowered and directed to make, execute and deliver in the name of the County of Dutchess and of the Legislature of said County, a quitclaim deed to John Plass, 3 Mahar Drive, Poughkeepsie, NY 12601 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

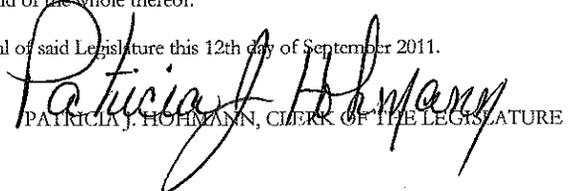
CA-128-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None
STATE OF NEW YORK

ss:
COUNTY OF DUTCHESS

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011223 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011223 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011224

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF BROOKE SAMUEL P MORA
FRANK GEMMATI JT
GRID: 134689-6161-12-994727-0000

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

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Brooke Samuel P Mora Frank Gemmati JT for the levy year 2008 and described as Grid No. 134689-6161-12-994727-0000 amounting to \$8,053.21 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$28,644.23 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 Samuel P Brooke, Frank Mora, JT Gemmati, 30 Manchester Road, Poughkeepsie, NY 12603 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.

APPROVED


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

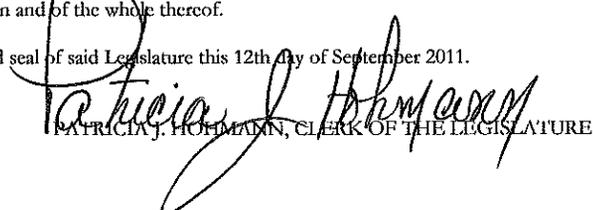
CA-117-11 PB:CM:deb/ca/R-0324
8/17/2011 Fiscal Impact: None
STATE OF NEW YORK

COUNTY OF DUTCHESS

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

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

2011224 Quitclaim Deeds Properties in the Town of:
Town of Poughkeepsie

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011224 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011224 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011225

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF PASCOE GLENN
GRID: 134689-6261-01-037860-0000

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

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Pascoe Glenn for the levy year 2008 and described as Grid No. 134689-6261-01-037860-0000 amounting to \$9,800.44 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$25,532.82 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 Glenn Pascoe dba Dutchess Towing, 11 Olympic Way, Poughkeepsie, NY 12601 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-126-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None
STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

APPROVED

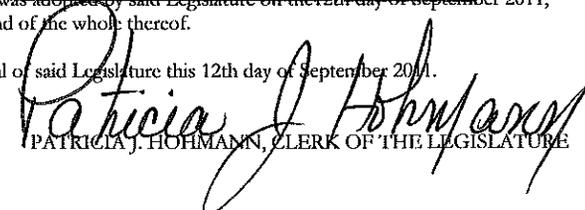


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011225 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011226

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF HASELKAMP DAVID
GRID: 134689-6057-07-600889-0000

Legislators BORCHERT and INCORONATO offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Haselkamp David for the levy year 2008 and described as Grid No. 134689-6057-07-600889-0000 amounting to \$3,817.58 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$8,794.74 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 David Haselkamp, 19 Conklin Street, New Hamburg, NY 12590 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.

APPROVED

CA-122-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

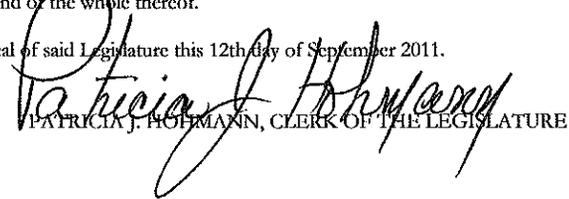
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011226 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011227

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF GWG PROPERTY MANAGEMENT INC
GRID: 134689-6161-12-881659-0000

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

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to GWG Property Management Inc for the levy year 2008 and described as Grid No. 134689-6161-12-881659-0000 amounting to \$24,017.82 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$58,021.77 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 GWG Property Management Inc, 30 Manchester Rd, Poughkeepsie, NY 12603-2412 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-121-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None

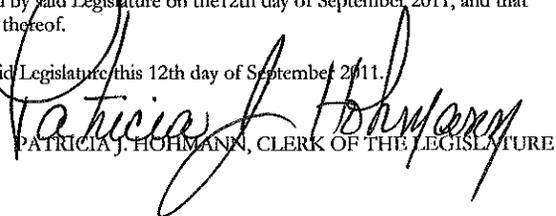
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011227 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011227 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011228

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF COUCH DONALD EDWARD
GRID: 134689-6160-03-247465-0000

Legislators BORCHERT and ROMAN offer the following and move its
adoption,

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to
Couch Donald Edward for the levy year 2008 and described as Grid No. 134689-6160-03-
247465-0000 amounting to \$7,329.09 was placed on a List of Delinquent Taxes filed in the
Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$17,044.17 was tendered to the Dutchess County
Commissioner of Finance in payment of all right, title and interest which the County may
have acquired in and to the above property by reason of the above deed, and in payment of
all unpaid taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and
they are hereby authorized, empowered and directed to make, execute and deliver in the
name of the County of Dutchess and of the Legislature of said County, a quitclaim deed to
Donald Edward Couch, 52 Spackenkill Road, Poughkeepsie, NY 12603 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-118-11 PB:CM:deb/ca/R-0324
8/18//2011 Fiscal Impact: None

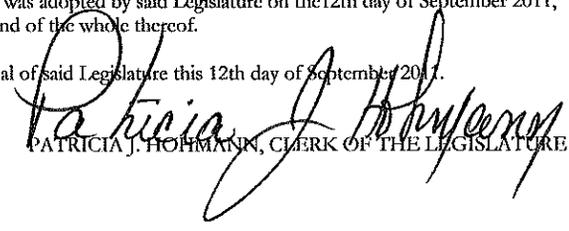
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011,
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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011228 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011228 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011229

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
ASSESSED UNDER THE NAME OF FONTANELLI, HUMBERT C
FONTANELLI BARBARA
GRID: 135200-6567-15-672261-0000

Legislators BORCHERT and COOPER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Stanford assessed to Fontanelli, Humbert C (now deceased) Fontanelli Barbara for the levy year 2008 and described as Grid No. 135200-6567-15-672261-0000 amounting to \$1,031.63 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$7,961.13 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 Estate of Humbert C Fontanelli and Barbara Fontanelli, 32 Court Street Suite 1700, Brooklyn, NY 11201 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.

APPROVED

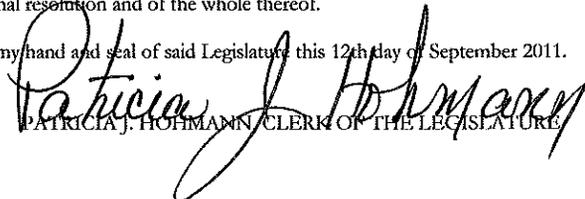
CA-120-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None
STATE OF NEW YORK
COUNTY OF DUTCHESS


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

September 20, 2011

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 ^{Date} was adopted by said Legislature on the 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, 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 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

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

2011229 Quitclaim Deeds Properties in the Town of:
Town of Poughkeepsie

Date: 9/8/11

Roll call vote on the foregoing Resolution No. 2011229 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011230

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF UNION VALE
ASSESSED UNDER THE NAME OF RAYFORD DEVERNE & SONS INC
GRID: 135400-6660-00-716588-0000

Legislators BORCHERT and BOLNER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Union Vale assessed to Rayford Deverne & Sons Inc for the levy year 2008 and described as Grid No. 135400-6660-00-716588-0000 amounting to \$12,176.26 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$30,011.27 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 Rayford Deverne & Sons Inc, 1A Summerland Lane, Briarcliff Manor, NY 10510 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

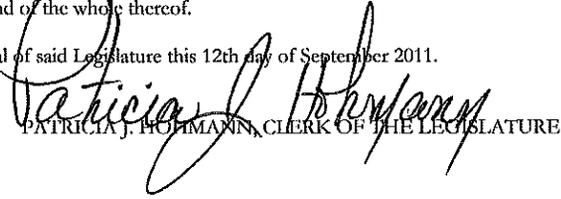
CA-129-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011230 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011231

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF WAPPINGER
ASSESSED UNDER THE NAME OF HENSHAW DAVID P
GRID: 135689-6359-02-749655-0000

Legislators BORCHERT and BOLNER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Wappinger assessed to Henshaw David P for the levy year 2008 and described as Grid No. 135689-6359-02-749655-0000 amounting to \$116.14 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$275.41 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 David P Henshaw, 186 Diddell Road, Wappingers Falls, NY 12590 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-123-11 PB:CM:deb/ca/R-0324
8/18//2011 Fiscal Impact: None

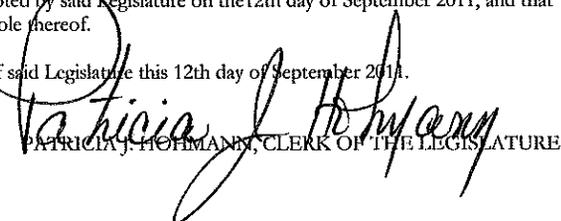
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011231 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011232

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF STEPHENS PAUL A YONG CHA
GRID: 134689-6059-04-981495-0000

Legislators BORCHERT and ROMAN offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Stephens Paul A Yong Cha for the levy year 2008 and described as Grid No. 134689-6059-04-981495-0000 amounting to \$6,721.67 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$15,613.20 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 Paul A Stephens and Cha Yong, 83 Camelot Road, Poughkeepsie, NY 12601 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-130-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None

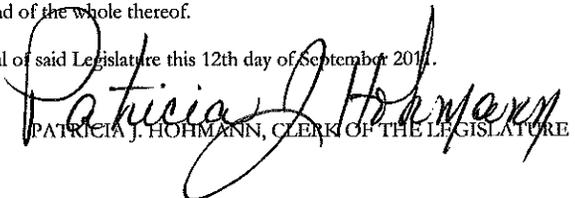
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011232 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011233

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

Legislators HORN, COOPER, and HORTON offers the following and moves its adoption:

WHEREAS, the United States Congress enacted the Trade Adjustment Assistance (TAA) Program and the Workforce Investment Act of 1998 (WIA) to provide the framework for a unique workforce preparation and employment system designed to meet both the needs of businesses and the needs of job seekers and those who want to further their careers, and

WHEREAS, the New York State Department of Labor has provided allocations to Dutchess County for the operation of FY 2009 TAA funding for the period 10/1/08 through 9/30/11, FY 2010 TAA funding for the period 10/1/09 through 9/30/12, and for the operation of PY 2011 Title 1B Administration Funds for the period 4/1/11 through 6/30/13, for the operation of PY 2011 Title 1B Adult Funds for the period 7/1/11 through 6/30/13, for the operation of PY 2011 Title 1B Dislocated Worker Funds for the period 7/1/11 through 6/30/13, and for the operation of PY 2010 Title 1B –SWA Adult Supplemental for the period 7/1/11 through 10/31/11 now, therefore, be it

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

APPROPRIATIONS
Increase (Decrease)

FY 2009			
CD6292.2009.4813	TAA Participant Funding	\$	2,938
FY 2010			
CD6292.2010.4813	TAA Participant Funding		9,487
PY2011			
CD6292.2011.4804	T-1B Administration		18,576
PY2011			
CD6292.2011.4801	T-1B Adult		36,946
PY2011			
CD6292.2011.4802	T-1B Dislocated Worker		130,240
PY2010			
CD6292.2010.4815	T-1B SWA-Adult Supplemental		35,079
			<u>\$ 233,266</u>

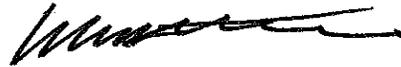
REVENUES
Increase (Decrease)

FY 2009			
CD6292.2009.47910.22	TAA Participant Funding	\$	2,938
FY 2010			
CD6292.2010.47910.22	TAA Participant Funding		9,487

PY2011		
CD6292.2011.47910.04	T-1B Administration	18,576
PY2011		
CD6292.2011.47910.01	T-1B Adult	36,946
PY2011		
CD6292.2011.47910.03	T-1B Dislocated Worker	130,240
PY2010		
CD6292.2010.47910.19	T-1B SWA-Adult Supplemental	<u>35,079</u>
		<u>\$ 233,266</u>

CA-112-11
LK/ca/G-1263
8/15/11
Fiscal Impact: See attached statement

APPROVED



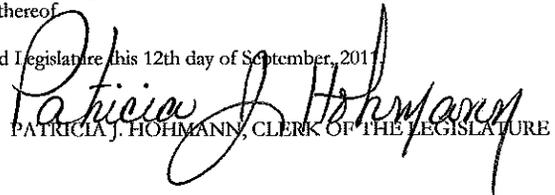
WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September, 2011



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 233,266

Total Current Year Revenue \$ 233,266
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 - Interim Executive Director Dutchess County workforce Investment Board



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

July 18, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

The Local Workforce Investment Board of Dutchess County has submitted requests for funds to support the individual training plans under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Department of Labor (NYSDOL) Technical Advisory (TA) #04-6 dated May 18, 2004.

The NYSDOL Division of Employment and Workforce Solutions has been reviewing the requests for funding submitted and as a result, is issuing a change to the LWIA's Notice of Obligational Authority (NOA) for the attached list of new individual training plan funds approved and any changes to previously approved awarded individual training plan funds.

The attached NOA(s) along with a complete list of approved individual funding requests by petition number supports these changes. As a reminder, the funds awarded to the LWIA under this training program may be expended only for the training costs identified in the approved training plans for the individuals listed and must be reported to NYSDOL by the LWIA on a monthly basis. In the event training does not occur or the final costs are less than requested, the funds remaining unexpended will be deobligated and are not available for the LWIA's use.

Questions concerning the TAA program can be e-mailed to the NYSDOL at WDTDTAA@labor.state.ny.us. Questions concerning the NOA or reporting of the expenditures should be directed to Sharie FitzGibbon via phone at (518) 457-9060 or via e-mail at Sharie.FitzGibbon@labor.state.ny.us.

Sincerely,

Karen A. Coleman
Director, Division of Employment
and Workforce Solutions

Attachment(s)

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

Phone: (518) 457-0380 Fax: (518) 457-9526
W. Averell Harriman State Office Campus
Building 12, Room 450, Albany, NY 12240
www.labor.ny.gov



NYS Department of Labor

Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

GRANTEE: LWIA: Dutchess

GRANTOR: The Governor of New York through the
New York State Department of Labor

This NOA authorizes:

Program Year 2009 funding for the period (10/01/08 through 09/30/11).

Program Year 2010 funding for the period (10/01/09 through 09/30/12).

CFDA# 17.245

<u>TAA GRANT</u>	<u>PRIOR LEVEL</u>	<u>CHANGE THIS NOA</u>	<u>NEW LEVEL</u>
<u>FY09</u>			
Training	\$ 756,749.46	\$ 2,055.00	\$ 758,804.46
Job Search	\$ 438.06	\$ 0.00	\$ 438.06
<u>FY10</u>			
Training	\$ 684,610.94	\$ 0.00	\$ 684,610.94
Job Search	\$ 211.00	\$ 0.00	\$ 211.00
Relocation	\$ 7,833.85	\$ 0.00	\$ 7,833.85

Approved By:

Karen A. Coleman

Director

Division of Employment and Workforce Solutions

Dated: 7/18/2011



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

July 29, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

The Local Workforce Investment Board of Dutchess County has submitted requests for funds to support the individual training plans under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Department of Labor (NYSDOL) Technical Advisory (TA) #04-6 dated May 18, 2004.

The NYSDOL Division of Employment and Workforce Solutions has been reviewing the requests for funding submitted and as a result, is issuing a change to the LWIA's Notice of Obligational Authority (NOA) for the attached list of new individual training plan funds approved and any changes to previously approved awarded individual training plan funds.

The attached NOA(s) along with a complete list of approved individual funding requests by petition number supports these changes. As a reminder, the funds awarded to the LWIA under this training program may be expended only for the training costs identified in the approved training plans for the individuals listed and must be reported to NYSDOL by the LWIA on a monthly basis. In the event training does not occur or the final costs are less than requested, the funds remaining unexpended will be deobligated and are not available for the LWIA's use.

Questions concerning the TAA program can be e-mailed to the NYSDOL at WDTDTAA@labor.state.ny.us. Questions concerning the NOA or reporting of the expenditures should be directed to Sharie FitzGibbon via phone at (518) 457-9060 or via e-mail at Sharie.FitzGibbon@labor.state.ny.us.

Sincerely,

Karen A. Coleman
Director, Division of Employment
and Workforce Solutions

Attachment(s)

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein



NYS Department of Labor

Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

GRANTEE: LWIA: Dutchess

GRANTOR: The Governor of New York through the
New York State Department of Labor

This NOA authorizes:

Program Year 2009 funding for the period (10/01/08 through 09/30/11).

Program Year 2010 funding for the period (10/01/09 through 09/30/12).

CFDA# 17.245

TAA GRANT

PRIOR LEVEL

CHANGE THIS NOA

NEW LEVEL

FY09

Training	\$ 758,804.46	\$ 883.32	\$ 759,687.78
Job Search	\$ 438.06	\$ 0.00	\$ 438.06

FY10

Training	\$ 684,610.94	\$ 0.00	\$ 684,610.94
Job Search	\$ 211.00	\$ 0.00	\$ 211.00
Relocation	\$ 7,833.85	\$ 0.00	\$ 7,833.85

Approved By:

Karen A. Coleman

Director

Division of Employment and Workforce Solutions

Dated: 7/29/2011



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

August 12, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

The Local Workforce Investment Board of Dutchess County has submitted requests for funds to support the individual training plans under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Department of Labor (NYSDOL) Technical Advisory (TA) #04-6 dated May 18, 2004.

The NYSDOL Division of Employment and Workforce Solutions has been reviewing the requests for funding submitted and as a result, is issuing a change to the LWIA's Notice of Obligational Authority (NOA) for the attached list of new individual training plan funds approved and any changes to previously approved awarded individual training plan funds.

The attached NOA(s) along with a complete list of approved individual funding requests by petition number supports these changes. As a reminder, the funds awarded to the LWIA under this training program may be expended only for the training costs identified in the approved training plans for the individuals listed and must be reported to NYSDOL by the LWIA on a monthly basis. In the event training does not occur or the final costs are less than requested, the funds remaining unexpended will be deobligated and are not available for the LWIA's use.

Questions concerning the TAA program can be e-mailed to the NYSDOL at WDTDTAA@labor.state.ny.us. Questions concerning the NOA or reporting of the expenditures should be directed to Sharie FitzGibbon via phone at (518) 457-9060 or via e-mail at Sharie.FitzGibbon@labor.state.ny.us.

Sincerely,

Karen A. Coleman
Acting Deputy Commissioner
for Workforce Development

Attachment(s)

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

Phone: (518) 457-4317
W. Averell Harriman State Office Campus
Building 12, Room 590, Albany, NY 12240



NYS Department of Labor

Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

GRANTEE: LWIA: Dutchess

GRANTOR: The Governor of New York through the New York State Department of Labor.

This NOA authorizes:

Program Year 2009 funding for the period (10/01/08 through 09/30/11).

Program Year 2010 funding for the period (10/01/09 through 09/30/12).

CFDA# 17.246

<u>TAA GRANT</u>	<u>PRIOR LEVEL</u>	<u>CHANGE THIS NOA</u>	<u>NEW LEVEL</u>
FY09			
Training	\$ 759,687.78	\$ 0.00	\$ 759,687.78
Job Search	\$ 438.06	\$ 0.00	\$ 438.06
FY10			
Training	\$ 684,610.94	\$ 9,486.75	\$ 694,097.69
Job Search	\$ 211.00	\$ 0.00	\$ 211.00
Relocation	\$ 7,833.85	\$ 0.00	\$ 7,833.85

Approved By:



Karen A. Coleman

Acting Deputy Commissioner for Workforce Development

Dated: 8/12/2011



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

August 10, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

Attached is Notice of Obligational Authority (NOA) #PY11-02 for LWIA -- Dutchess County.

NOA PY11-02 represents the initial allocation of funding for the Program Year 2011 WIA Title IB Adult and Dislocated Worker programs. The obligational authority for the balance of these funds will be made available after October 1, 2011. These funds are available for use for the period July 1, 2011 - June 30, 2013.

Questions concerning this information should be directed to your State Representative.

Sincerely,

A handwritten signature in cursive script that reads "Karen A. Coleman".

Karen A. Coleman
Acting Deputy Commissioner
for Workforce Development

Attachment

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

NOA #PY11- 2

LWIA: Dutchess County
 Grantee: William R. Steinhaus
 County Executive, Dutchess County

GRANTOR: The Governor of New York through
 the New York State Department
 of Labor

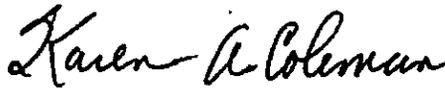
This NOA authorizes Program Year 2011 funding for the period (07/01/11 through 6/30/13), except Youth (04/01/11 through 6/30/13.)

NYS DOL Contact: Carrie Aubertine

TELEPHONE: (518) 457-0239

WIA GRANT	PRIOR LEVEL	CHANGE THIS NOA	NEW LEVEL
CFDA# 17.259 T-1B Youth	\$550,928.70	\$0.00	\$550,928.70
CFDA# 17.258,17.259,17.278 T-1B Admin	\$61,214.30	\$18,576.20	\$79,790.50
CFDA# 17.258 T-1B Adult	\$0.00	\$36,945.90	\$36,945.90
CFDA# 17.278 T-1B Dislocated Worker	\$0.00	\$130,239.90	\$130,239.90

Approved by:



Karen A. Coleman
 Acting Deputy Commissioner for Workforce Development

08/10/11



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

July 18, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

Attached is a PY10 Notice of Obligation Authority (NOA) for LWIA – Dutchess County.

This NOA represents a supplemental distribution of PY 2010 Adult statewide activity funds to the Local Workforce Investment Areas (LWIAs). These funds are being awarded in anticipation of your area meeting the requirements identified in Technical Advisory #11-4 dated June 8, 2011. If your area fails to meet the required expenditures as of June 30, 2011, these funds will be recaptured.

These funds will be available to supplement your LWIA's Adult formula funds for the first quarter of PY2011. Funds will be available for expenditure July 1, 2011 through October 31, 2011.

If you have any questions, concerning this distribution please contact your State Representative.

Sincerely,

A handwritten signature in cursive script that reads "Karen A. Coleman".

Karen A. Coleman
Director, Division of Employment
and Workforce Solutions

Attachment

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

NOA #PY10- 5

LWIA: Dutchess County
 Grantee: William R. Steinhaus
 County Executive, Dutchess County

GRANTOR: The Governor of New York through
 the New York State Department
 of Labor

This NOA authorizes Program Year 2010 funding for the period (07/01/10 through 6/30/12), except Youth (04/01/10 through 6/30/12.)
 Dislocated Worker Supplemental Funds (07/01/10 through 06/30/11).
 Adult Supplemental Funds (7/1/11-10/31/11)

NYS DOL Contact: Carrie Aubertine

TELEPHONE: (518) 457-0239

WIA GRANT	PRIOR LEVEL	CHANGE THIS NOA	NEW LEVEL
CFDA# 17.259 T-1B Youth	\$533,191.50	\$0.00	\$533,191.50
CFDA# 17.258,17.259,17.278 T-1B Admin	\$162,129.60	\$0.00	\$162,129.60
CFDA# 17.258 T-1B Adult	\$449,326.80	\$0.00	\$449,326.80
CFDA# 17.278 T-1B Dislocated Worker	\$476,648.10	\$0.00	\$476,648.10
CFDA# 17.278 T-1B Dislocated Worker Supplemental Funds	\$57,618.31	\$0.00	\$57,618.31
CFDA# 17.258,17.259,17.278 T-1B SWA-Adult Supplemental	\$0.00	\$35,079.00	\$35,079.00

Approved by:



Karen A. Coleman
 Director
 Division of Employment and Workforce Solutions

07/18/11

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (C)	✓	
District 9 - City of Poughkeepsie	White	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓	
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 (VC)	✓	
Present: <u>11</u>	Resolution: <u>X</u>	Total: <u>11</u>	<u>0</u>
Absent: <u>1</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2011233 Authorizing Acceptance of Funding Under the Workforce
Investment Act of 1998 and the Trade Adjustment
Assistance Act

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011233 Authorizing Acceptance of Funding Under the Workforce Investment Act of 1998 and the Trade Adjustment Assistance Act

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011233 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011234

RE: AUTHORIZING ACCEPTANCE OF DONATION AND AMENDING THE 2011 ADOPTED COUNTY BUDGET AS IT PERTAINS TO HEALTH DEPARTMENT (A.4010)

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

WHEREAS, the Commissioner of Health has advised that William S. Augerson, M.D. has offered a donation towards stipend and travel reimbursement for members of the Board of Health, and

WHEREAS, the Commissioner of Health requests authorization to accept said donation and to appropriate said funds for expenditure, and

WHEREAS, it is necessary to amend the 2011 Adopted County Budget to provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2011 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.4010.01.4421 Board of Health Fees \$460

REVENUE

Increase

A.4010.01.27050.00 Gifts & Donations \$460

CA-111-11
ca/G-153
9/13/2011
Fiscal Impact: See attached statement

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

STATE OF NEW YORK

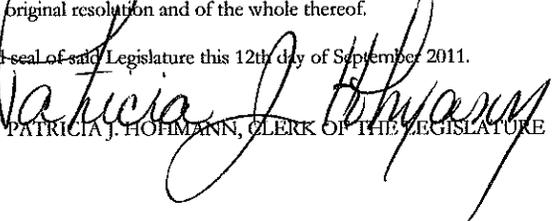
ss:

COUNTY OF DUTCHESS

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 460

Total Current Year Revenue \$ 460
and Source

William S. Augerson

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

Identify Line Items(s):

A.4010.01.4421
A.4010.01.27050 . 00

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Sabrina Marzouka, Assistant Commissioner for Administration

LTR Legis

11 April 2011

Dear Chairman Rolison,

Although this note is inspired by my service on the Board of Health, it is personal and may not reflect the views of the Board, who know nothing of this note.

In previous years the BOH has had about \$3000-4000 in our budget line with the Department of Health. We usually did not spend all of it. The money went for a \$25 stipend per member attending meetings, plus travel expenses of driving to meetings at the rate set by the County. About \$150 went to be members of the National Association of Boards of Health. (NALBOH)

This year, the total approved was \$100, of course not enough to cover stipends, nor NALBOH, nor much more than the travel involved to attend 1-or 2 of our 11 monthly meetings.. (current rate is around 50 cents per mile).

Of course, this lack of reimbursement is of little consequence to our 3 physician members, whose service is donated as a matter of professional concern. However, in the future, you may wish to consider that other members from the community , homemakers, retirees, may be happy to donate their time, but may find it difficult to contribute also at 50 cents per mile, to attend meetings. (Working on the BOH involves a lot more time than the 11 monthly meetings-and has never been reimbursed in my experience.)

I am enclosing a personal check, donating to the County \$460 dollars, which is about the stipend and travel reimbursement I would receive in the course of a year. I hope you will see fit to make the funds available to Department of Health and the Board- it will repay your \$100 appropriation from a hard-pressed budget, and hopefully can defer some to the travel expenses of members who have long drives e.g. from Beacon.(I understand other members are prepared to pay the NALBOH membership fee.)

Again, I thank you for the use of your chambers, and for the opportunity to serve the people of Dutchess County.

Sincerely,

William S. Augerson
William S. Augerson M.D.
P.O. Box 16
Millbrook NY, 12545

WILLIAM S. AUGERSON VIRGINIA B. AUGERSON P.O. BOX 16 MILLBROOK, NY 12545		50-797/219	6128
DATE <i>11 April 2011</i>			
PAY TO THE ORDER OF	<i>County of Dutchess (NY)</i>	\$ <i>460⁰⁰/₁₀₀</i>	
<i>Four hundred sixty and ^{no}/₁₀₀</i>		DOLLARS	<input type="checkbox"/> <small>Security Features Inquire at Bank</small>
BANK OF MILLBROOK <i>The Strength of Relationships</i> MILLBROOK NEW YORK 12545			
MEMO	<i>Donation - Dept Health - Board Health</i>		
⑆021907975⑆		062 672 911	6128

Family and Human Services Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (C)	✓	
District 9 - City of Poughkeepsie	White	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓	
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 (VC)	✓	

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

2011234 Authorizing Acceptance of Donation and Amending the 2011 Adopted County Budget as it pertains to Health Department (A.4010)

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011234 Authorizing Acceptance of Donation and Amending the 2011
 Adopted County Budget as it pertains to Health Department
 (A.4010)

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011234 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011235

RE: AUTHORIZING AMENDMENT TO GRANT AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS FOR THE PURCHASE OF A CONSERVATION EASEMENT FOR BOS HAVEN FARM

Legislators MICCIO, ROLISON, FELSLAND, BOLNER, HORTON, COOPER, HUTCHINGS, KELSEY, TRAUDT, WEISS, SURMAN and KUFFNER offer the following and move its adoption:

WHEREAS, by Resolution No. 208221, this Legislature authorized the execution of a grant agreement with the New York State Department of Agriculture and Markets for the purchase of an agricultural conservation easement on the Bos Haven Farm located in the Towns of Washington and Union Vale with a termination date of March 31, 2009, and

WHEREAS, by Resolution No. 209187 this Legislature authorized an extension to the Grant Agreement through December 31, 2009, and

WHEREAS, by Resolution No. 2010105 this Legislature authorized an additional extension to the Grant Agreement through April 30, 2011, and

WHEREAS, a contract extension is necessary to provide sufficient time to complete the State review process prior to presentation to the Legislature; and

WHEREAS, the New York State Department of Agriculture and Markets has forwarded an amendment extending the grant agreement through December 31, 2012, and

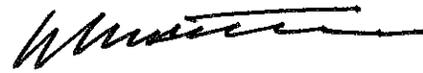
WHEREAS, a copy of the amendment extending that agreement is attached, now therefore, be it

RESOLVED, that the County Executive is hereby authorized and empowered to execute the amendment to the grant agreement (NYS Contract Number C800632) between the County of Dutchess and the New York State Department of Agriculture and Markets in substantially the same form as attached hereto.

CA-113-11 ADR:kvh/R-0837 9/13/2011 Fiscal Impact: See attached statement. APPROVED

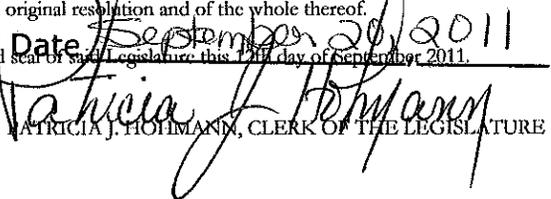
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess, have executed 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 12th day of September 2011, 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 12th day of September 2011.

Date: September 20, 2011

PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ _____

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:

NYSDAM Agriculture and Farmland Protection Implementation Grant (FPIG) Contract C800632 previously approved by Dutchess County Legislature Resolution No. 208221, authorizing execution of grant agreement for the purchase of an agricultural conservation easement on the Bos Haven Farm with a term expiring March 31, 2009. Dutchess County Legislature Resolution No. 209187 approved extension of FPIG Contract C800632 to December 31, 2009; Resolution No. 2010105 approved extension of FPIG Contract C800632 through April 30, 2011. Requested amendment extends FPIG contract to December 31, 2012. The FPIG contract awards the County up to \$1,221,250 toward the acquisition.

Prepared by: Noela Hooper, Department of Planning and Development

AGREEMENT

**New York State
Department of Agriculture and Markets
10B Airline Drive
Albany, NY 12235-0001
Agency Code 06000**

**AGRICULTURAL AND FARMLAND PROTECTION
IMPLEMENTATION GRANT**

**STATUTORY AUTHORITY: Agriculture and Markets Law
Article 25-AAA**

Contract Number: **C800632**
Amount of Agreement: **\$1,221,250**
Contract Period: **10/20/06 to 12/31/12**
Municipal Code: **1301-0000-0000**

Contractor Name/Project Sponsor: **County of Dutchess**

Street: **22 Market Street** City: **Poughkeepsie** State: **NY** Zip: **12601**

Billing Address (if different from above): **c/o Noela Hooper, Dutchess Co. Dept. of Planning & Development**
Street: **27 High Street** City: **Poughkeepsie** State: **NY** Zip: **12601**

Title/Description of Project: **Agricultural & Farmland Protection Implementation Grant**

THIS AGREEMENT INCLUDES THE FOLLOWING:	FOR AMENDMENTS CHECK THOSE THAT APPLY:	
<input checked="" type="checkbox"/> This Coversheet <input type="checkbox"/> Appendix A (Standard Clauses for all New York State Contracts) <input type="checkbox"/> Appendix B (Project Budget) <input type="checkbox"/> Appendix C (Award letter(s) & a portion of Applicant's proposal) <input type="checkbox"/> Appendix D (The Department's General Conditions) <input type="checkbox"/> Appendix E (Final Report Documentation Checklist) <input type="checkbox"/> Appendix F (Amendments)	<input type="checkbox"/> Additional Work <input checked="" type="checkbox"/> Extension of Time From 5/1/11 to 12/31/12 <input type="checkbox"/> Increase Amount <input type="checkbox"/> Decrease Amount <input type="checkbox"/> Revised Budget <input type="checkbox"/> Revised Scope of Work <input checked="" type="checkbox"/> Revised Appendix D	If Increase/Decrease in Amount: Previous Amount: \$ Increase/decrease New Total: \$

The **Contractor** and the **Department** agree to be bound by the terms and conditions contained in this Agreement.

CONTRACTOR

Signature of Contractor's Authorized Representative:

Date: _____

Typed or Printed Name of Above Representative:

Title of Authorized Representative:

Notary Public: On this ____ day of _____, 20__ before me personally appeared, _____ to me known, and known to me to be the same person who executed the above instrument and duly acknowledged the execution of the same.

**NEW YORK STATE
DEPARTMENT OF AGRICULTURE & MARKETS**

Signature of Authorized Official:

Date: _____

Typed or Printed Name of Above Official:

Title of Authorized Official

State Agency Certification: In addition to the acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this contract.

Attorney General:

Approved: Thomas P. DiNapoli, State Comptroller
By:
Date:

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
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 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	✓	
District 17 - Town and Village of Fishkill	Miccio (C)	✓	
District 20 - Town of Red Hook	Traudt (VC)	✓	
District 24 - Towns of Dover and Union Vale	Surman	✓	

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

2011235 Authorizing amendment to grant agreement with the New York State Department of Agriculture and Markets for the Purchase of a Conservation Easement for Bos Haven Farm

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011235 Authorizing amendment to grant agreement with the New York State Department of Agriculture and Markets for the Purchase of a Conservation Easement for Bos Haven Farm

Roll call vote on the foregoing Resolution No. 2011235 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011236

RE: Urging Statewide Ban on Fracking A.7218/S.4220

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

WHEREAS, a study by researchers at Duke University published this May in the Proceedings of the National Academy of Sciences, demonstrates unequivocally that fracking does, in fact, contaminate the water in the area where is used; the study examined groundwater obtained from 68 wells above the Marcellus and Utica shale formations throughout Pennsylvania and New York, and

WHEREAS, Duke University researchers found that the groundwater in the areas near active fracking wells contained, on average, methane concentrations 17 times higher than wells located where fracking was not taking place; moreover, some of these wells had methane concentrations well above the "immediate action" hazard level as defined by the U.S. Department of the Interior, and

WHEREAS, Dutchess County native Walter Hang, President of Toxics Targeting, has exposed the dangers of natural gas drilling-- how there have been 270 cases of fires, explosions, groundwater contamination, and other dangerous incidents from natural gas drilling here in NYS as it is already-- according to the NYS Department of Conservations's own files, and

WHEREAS, Walter Hang has also proven that fracking destroys property values and local economies beyond repair, and gas/oil leases are generally not accepted by lenders such as Wells, First Place Bank, Provident Funding, GMAC, FNCB, Fidelity, FHA, First Liberty or Bank of America-- it's "difficult, if not impossible, to the meet the "acceptable if commonly granted" rule, and

WHEREAS, recent Siena and Marist polls have found higher percentages of New Yorkers opposed to fracking than supporting it, and

WHEREAS, frackable Utica Shale is right here in Dutchess County, in Rhinebeck, Red Hook, Hyde Park, and Poughkeepsie, and earlier this year the Ulster County Legislature unanimously voted to ban hydrofracking on public lands there, and therefore be it

RESOLVED, that the Dutchess County Legislature strongly urges that the New York State Legislature pass and our Governor sign into law a statewide ban on fracking, A.7218/S.4220, and be it further

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

.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 12th day of September 2011, 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 12th day of September 2011.

4220
2011-2012 Regular Sessions
I N S E N A T E
March 23, 2011

Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation AN ACT to amend the environmental conservation law, in relation to prohibiting the use of hydraulic fracturing

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraph b of subdivision 1 of section 23-0501 of the
2 environmental conservation law is amended by adding a new subparagraph 4
3 to read as follows:

4 (4) "HYDRAULIC FRACTURING" SHALL MEAN FRACTURING OF ROCK BY MAN-MADE
5 FLUID-DRIVEN FRACTURING TECHNIQUES FOR THE PURPOSE OF STIMULATING
6 NATURAL GAS OR OIL WELL PRODUCTION.

7 S 2. Section 23-0305 of the environmental conservation law is amended
8 by adding a new subdivision 15 to read as follows:

9 15. THE DEPARTMENT SHALL NOT ISSUE A PERMIT FOR THE DRILLING OR OPERA-
10 TION OF ANY WELL PROPOSING TO USE HYDRAULIC FRACTURING OR HYDRAULIC
11 FRACTURING FLUIDS FOR THE EXTRACTION OF GAS AND/OR OIL.

12 S 3. Subdivision 3 of section 23-0501 of the environmental conserva-
13 tion law is renumbered subdivision 4 and a new subdivision 3 is added to
14 read as follows:

15 3.A. THE DEPARTMENT SHALL NOT ISSUE A PERMIT FOR THE DRILLING OR
16 OPERATION OF ANY WELL PROPOSING TO USE HYDRAULIC FRACTURING OR HYDRAULIC
17 FRACTURING FLUIDS FOR THE EXTRACTION OF GAS AND/OR OIL.

18 B. FOR PURPOSES OF THIS SECTION "HYDRAULIC FRACTURING" SHALL MEAN
19 FRACTURING OF ROCK BY MAN-MADE FLUID-DRIVEN FRACTURING TECHNIQUES FOR
20 THE PURPOSE OF STIMULATING NATURAL GAS OR OIL WELL PRODUCTION.

21 S 4. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD10073-01-1

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		✓
District 7 - Town of Hyde Park	Kuffner*		✓
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 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		✓
District 17 - Town and Village of Fishkill	Miccio (C)	✓	
District 20 - Town of Red Hook	Traudt (VC)		✓
District 24 - Towns of Dover and Union Vale	Surman	✓	
Present:	<u>11</u>	Resolution: <u>X</u>	Total: <u>4</u> <u>7</u>
Absent:	<u>1</u>	Motion: <u>—</u>	Yes No
Vacant:	<u>0</u>		Abstentions: <u>0</u>

2011 236

Cooper

Motion To Table

Defeated

9/8/11

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*		✓
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		✓
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
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 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	✓	
District 17 - Town and Village of Fishkill	Miccio (C)		✓
District 20 - Town of Red Hook	Traudt (VC)	✓	
District 24 - Towns of Dover and Union Vale	Surman		✓

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion: —

Total: 5 6
 Yes No

Abstentions: —

1 Defeated

2011236 Urging Statewide Ban on Fracking A.7218/S.4220

Date: 9/8/11

Resolution No. 2011236 was defeated in Environment Committee on September 8, 2011.

RESOLUTION NO. 2011237

RE: AMENDING THE 2011 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PROBATION AND COMMUNITY CORRECTIONS (A.3140)

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

WHEREAS, the Director of Probation and Community Corrections has advised that monies received through a Department of Social Services grant are available for overtime for curfew monitoring, a small portion for educational supplies for cognitive behavioral classes, for electronic monitoring equipment, for wrap-around funds and for on-site drug screen testing through the curfew monitoring program, and

WHEREAS, it is necessary to amend the 2011 Adopted County Budget to provide for receipt and expenditure of these funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2011 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3140.4412 Grant Projects Costs \$60,000

REVENUES

Increase

A.3140.15890.17 Other "Safety DSS Juvenile Pretrial" \$60,000

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-110-11
ca/G-0182-A
8/10/11

Fiscal Impact: See attached statement

Date September 20, 2011

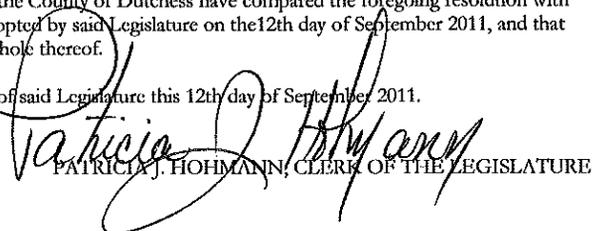
STATE OF NEW YORK

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 12th day of September 2011, 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 12th day of September 2011.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 60,000

Total Current Year Revenue \$ 60,000
and Source

Department of Social Services

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

Identify Line Items(s):

4412 Grant Project Costs

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

100% state grant

Prepared by: Peggy Milone / William A. Fluck

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	✓	
District 4 - Town of Hyde Park	Sadowski	✓	
District 5 - Town of Poughkeepsie	Roman (C)	✓	
District 9 - City of Poughkeepsie	White (VC)	✓	
District 20 - Town of Red Hook	Traudt	✓	
District 21 - Town of East Fishkill	Horton	✓	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	✓	

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

2011237 Amending the 2011 Adopted County Budget as it Pertains To the Department of Probation and Community Corrections

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011237 Amending the 2011 Adopted County Budget as it Pertains
 To the Department of Probation and Community Corrections

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011237 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011238

RE: AMENDING THE 2011 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Legislators ROMAN, FLESLAND, FORMAN, and MICCIO 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 \$21,826 be placed in various District Attorney Asset Forfeiture accounts to be used for law enforcement efforts, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized and directed to amend the 2011 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1165.05.4710	Office Equipment (Non Dep.)	\$ 7,950
A.1165.05.4442.0200	Municipalities - City of Beacon	4,600
A.1165.05.4160	Office Stationery & Supplies	5,876
A.1165.05.4650	Shipping/Freight	100
A.1165.05.4620.72	Employee Travel & Expense	1,850
A.1165.05.4631	Training, Seminars & Conf	1,450
		<u>\$ 21,826</u>

REVENUES

Increase

A.1165.06.26260.00	Forfeiture-State Current	<u>\$ 21,826</u>
--------------------	--------------------------	------------------

CA-107-11
LDF/ca/G-0135
8/3/11
Fiscal Impact: See attached statement

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

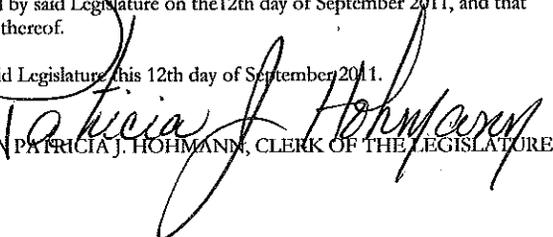
APPROVED


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 21,826

Total Current Year Revenue \$ 21,826
and Source

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

Identify Line Items(s):
See attached sheet

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

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

Prepared by: Gina Barry/Deb Patora

Asset Forfeiture Expenditures		
OFFICE EQUIPMENT (Non Dep.) - 4710		
Computerized Polygraph System	4,950.00	District Attorney's Office - CAC
2 laptops @ \$1,500 each	3,000.00	District Attorney's Office
TOTAL -	7,950.00	
4160-Office Stat & Supplies		
Miscellaneous Furniture and Office Supplies	5,000.00	District Attorney's Office
Credit Card Reader	500.00	Town of Fishkill Police
LVO TP Mini Doc Series 3 for Laptops at \$144 each	288.00	District Attorney's Office
2 Thinkpad Gusiness Toploads for Laptops at \$44 each	88.00	District Attorney's Office
TOTAL - 4160:	5,876.00	
SHIPPING/FREIGHT - 4650		
Shipping	100.00	Town of Fishkill Police
Total - 4119	100.00	
MUNICIPALITIES - CITY OF BEACON - 4442.0200		
Replacement DVR's for Recording Video Statements	4,600.00	City of Beacon
Total - 4442.0200:	4,600.00	
EMPLOYEE TRAVEL & EXPENSE - 4620.72		
Airfare, hotel and vehicle rental for Seminar	1,850.00	District Attorney's Office
TOTAL - 4620.72	1,850.00	
TRAINING, SEMINARS & CONFERENCES - 4631		
Conference fee for Advanced Inv. & Prosecution of Child Abuse and Exploitation	450.00	District Attorney's Office
High Risk Cases in Domestic Violence Training	1,000.00	District Attorney's Office
TOTAL - 4750:	1,450.00	
TOTALS BY PROGRAM		
District Attorney's Office	16,626.00	
Town of Fishkill Police Department	600.00	
City of Beacon Police	4,600.00	
TOTAL TO BE APPROPRIATED:	21,826.00	

Public Safety Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	✓	
District 4 - Town of Hyde Park	Sadowski	✓	
District 5 - Town of Poughkeepsie	Roman (C)	✓	
District 9 - City of Poughkeepsie	White (VC)	✓	
District 20 - Town of Red Hook	Traudt	✓	
District 21 - Town of East Fishkill	Horton	✓	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	✓	

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion: ---

Total: 11 0
 Abstentions: 0 Yes No

2011238 Amending the 2011 Adopted County Budget as it Pertains To the District Attorney (A.1165.05)

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011238 Amending the 2011 Adopted County Budget as it Pertains To the District Attorney (A.1165.05)

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011238 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

Wager, Leigh

From: White, Jessica
Sent: Tuesday, September 20, 2011 10:13 AM
To: Hohmann, Patricia; Avallone, Catherine; Barrack, Pamela; Cavaliere, Michele; Coughlan, James; Shemain, Cordelia; Stalteri, Peter; Thurston, Kathy
Cc: Wager, Leigh; Morris, Carolyn; Sommerville, Valerie; Wu, Corinna; Barry, Regina; Patora, Debra; Attaway, Spring
Subject: Technical change

Attachments: 2011238 Corrected.pdf

The attached resolution requires a technical change, A.1165.06.4620.71 should be A.1165.06.4620.72. This is a technical change only and does not change the intent of the resolution as presented in the backup information, which I have also attached for your convenience. Let me know if you have any questions.

Regards,
Jess

Jessica White
Senior Research Analyst
Dutchess County Budget Office
(845) 486-2010
www.dutchessny.gov
"Dutchess County Government Cares"

RESOLUTION NO. 2011238

RE: AMENDING THE 2011 ADOPTED COUNTY BUDGET AS
IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Legislators ROMAN, FLESLAND, FORMAN, and MICCIO 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 \$21,826 be placed in
various District Attorney Asset Forfeiture accounts to be used for law enforcement efforts, now therefore,
be it

RESOLVED, that the Commissioner of Finance is authorized and directed to amend the
2011 Adopted County Budget as follows:

APPROPRIATIONSIncrease

A.1165.05.4710	Office Equipment (Non Dep.)	\$ 7,950
A.1165.05.4442.0200	Municipalities - City of Beacon	4,600
A.1165.05.4160	Office Stationery & Supplies	5,876
A.1165.05.4650	Shipping/Freight	100
A.1165.05.4620.71 ⁷²	Employee Travel & Expense	1,850
A.1165.05.4631	Training, Seminars & Conf	1,450
		<u>\$ 21,826</u>

REVENUESIncrease

A.1165.06.26260.00	Forfeiture-State Current	<u>\$ 21,826</u>
--------------------	--------------------------	------------------

CA-107-11

LDF/ca/G-0135

8/3/11

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 12th day of September 2011, 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 12th day of September 2011.

PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Asset Forfeiture Expenditures		
OFFICE EQUIPMENT (Non Dep.) - 4710		
Computerized Polygraph System	4,950.00	District Attorney's Office - CAC
2 laptops @ \$1,500 each	3,000.00	District Attorney's Office
TOTAL -	7,950.00	
4160-Office Stat & Supplies		
Miscellaneous Furniture and Office Supplies	5,000.00	District Attorney's Office
Credit Card Reader	500.00	Town of Fishkill Police
LVO TP Mini Doc Series 3 for Laptops at \$144 each	288.00	District Attorney's Office
2 Thinkpad Gusbness Toploads for Laptops at \$44 each	88.00	District Attorney's Office
TOTAL - 4160:	5,876.00	
SHIPPING/FREIGHT - 4650		
Shipping	100.00	Town of Fishkill Police
Total - 4119	100.00	
MUNICIPALITIES - CITY OF BEACON - 4442.0200		
Replacement DVR's for Recording Video Statements	4,600.00	City of Beacon
Total - 4442.0200:	4,600.00	
EMPLOYEE TRAVEL & EXPENSE - 4620.72		
Airfare, hotel and vehicle rental for Seminar	1,850.00	District Attorney's Office
TOTAL - 4620.72	1,850.00	
TRAINING, SEMINARS & CONFERENCES - 4631		
Conference fee for Advanced Inv. & Prosecution of Child Abuse and Exploitation	450.00	District Attorney's Office
High Risk Cases in Domestic Violence Training	1,000.00	District Attorney's Office
TOTAL - 4750:	1,450.00	
TOTALS BY PROGRAM		
District Attorney's Office	16,626.00	
Town of Fishkill Police Department	600.00	
City of Beacon Police	4,600.00	
TOTAL TO BE APPROPRIATED:	21,826.00	

Commendation: Dutchess County SPCA

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

Whereas, the Dutchess County SPCA ("DC SPCA") is a charitable organization with an important mission to save the quality of life and the lives of many domestic animals. Every day, the volunteers and staff at the shelter give their time and talents to homeless animals who need their love and dedication, and

Whereas, the DC SPCA's mission, is to rescue and provide temporary humane shelter for abandoned, neglected and abused companion animals of the Dutchess County community. The DC SPCA secures caring, responsible, permanent homes for the adoptable animal in their care, and

Whereas, the first animal anticruelty law in the United States was passed on April 10, 1866. Five years later, on September 1, 1871, a group of prominent community leaders in Poughkeepsie held a public meeting to form the Poughkeepsie Branch of the A.S.P.C.A.; the name was changed in 1889 to the "Poughkeepsie Society for the Prevention of Cruelty to Animals", and

Whereas, in 1939, the Society changed its name to the "Dutchess County SPCA". At that time a parcel of land was purchased on Washington Street to make the shelter more accessible to the public; in 1941 the shelter was expanded to hold 30 dogs; by 1958 the Shelter on Washington Street was too small, a group of community women formed the SPCA Auxiliary to raise funds to purchase land and build a new facility. Through their efforts they were able to purchase 31 acres of land in 9G in Hyde Park where the shelter stands today, and

Whereas, in 1961 a new cement block building was dedicated. This building was made up of a small animal room for cats and puppies and an isolation ward for sick animals; by 1970 the Shelter was taking in animals from surrounding towns; in 1987 the building was again expanded with a puppy run and holding room and storage; in 1997 outdoor kennels were added on for large dogs; in 2002 the spay/neuter clinic was put into operation; 2003 more outdoor kennels were created to house the large dogs; in 2006 the free roaming cat room was added on, and

Whereas, in 1992 the DC SPCA adopted a "No Kill" policy, which remains in effect today, and

Whereas, the DC SPCA provides many services to the community such as Humane Law Enforcement for the residents of Dutchess County; emergency food services for pet owners facing financial hardships; in addition, it offers low cost spay/neuter and other medical care to pet owners; and promotes education and advances responsibility, humane companion animal guardianship, now, therefore be it

Resolved, that the Dutchess County Legislature recognizes the 140th anniversary of the Dutchess County SPCA and joins with its many supporters, staff, and volunteers in congratulating it on this milestone anniversary, and be it further

Resolved, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend, congratulate and thank, DC SPCA for 14 decades of service in our community, and, be it further

Resolved, that the Dutchess County Legislature recognizes that the DC SPCA's 140 years of compassion and caring for the animals equals 980 in "dog" years, and, be it further

Resolved, that the Dutchess County Legislature, does hereby extend to the DC SPCA its best wishes for continuing services in Dutchess County.

Resolution No. 2011240

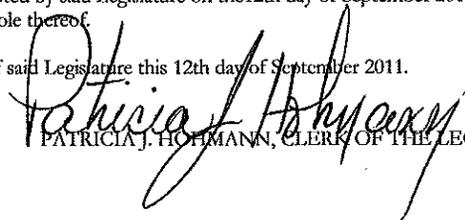
STATE OF NEW YORK

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

The foregoing Resolution No. 2011239 entitled, "Commendation: National Prisoner of War/Missing in Action Recognition Day" was unanimously carried.

**PROCLAMATION:
NATIONAL PRISONER OF WAR /MISSING IN ACTION RECOGNITION DAY**

Legislators MacAvery, Incornato, Kuffner and Weiss move the following and offer its adoption:

Whereas, throughout our Nation's history, American patriots have been called upon to defend our country and its principles of freedom and justice, often sacrificing their personal freedom while suffering unimaginable hardships as prisoners of war at the hands of ruthless enemy forces while members of our military, and

Whereas, those who served in our armed forces have willingly placed the causes of freedom and peace before their personal well-being, remaining steadfast in their dedication to America and the fundamental values upon which our democracy is founded, and

Whereas, with deep respect and solemn appreciation, we recognize those who paid the greatest consequences among them our prisoners of war and those still missing in action long after the fighting has ended; their courage and devotion to duty, honor and country -- often sustained in the face of brutal treatment by their captors -- is an inspiration to all Americans today, as we meet head-on unprecedented challenges to our cherished way of life, and

Whereas, National Prisoner of War/Missing in Action Recognition Day is observed across the nation on the third Friday of September each year, and

Whereas according to the Defense Prisoner of War/ Missing Prisoner Office, there are still 83,600 POW/MIA's listed from all wars, past and present. All military installations fly the National League of Families' POW/MIA flag, which symbolizes the nation's remembrance of those who were imprisoned while serving in conflicts and those who remain missing, and

Whereas, the families of those prisoners of war and missing in action have suffered immeasurably, enduring long periods of waiting and emotional trauma in the absence of their loved ones, and

Whereas, we have a duty as Americans to remember and recognize with honor those outstanding patriots who went to war and never returned home, and to reflect upon the pain and anguish that lingers with their families and friends; it is fitting to join in this annual tribute to honor all Americans who remain missing and unaccounted for as a result of their service in the armed forces now, therefore, be it

Resolved the Dutchess County Legislature does hereby proclaim September 16, 2011, National Prisoner of War/Missing in Action Recognition Day and request the National League of Families' POW/MIA flag be flown from all county buildings in remembrance of all Prisoners of War and those Missing in Action.

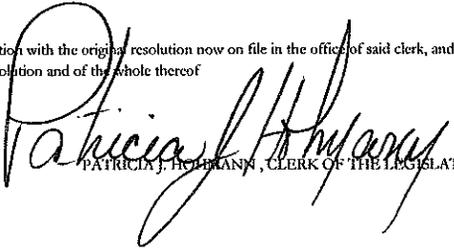
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS Resolution No. 2011239

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 12th day of September, 2011 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 12th day of September, 2011.


PATRICIA J. HOCHMANN, CLERK OF THE LEGISLATURE

The foregoing Resolution No. 2011240 entitled, Commendation: Dutchess County SPCA was unanimously carried.

The foregoing local law Resolution No. 2011241 was laid on the desk at this time.

Roll call vote on the foregoing Resolution No. 2011241 resulted as follows:

AYES:

NAYS:

ABSENT:

Resolution adopted.

The County Executive held a public hearing on the foregoing local law on _____ at _____ am and signed it into law on _____. The effective date was _____.

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

Constantine Kazolias, 47 Noxon Street, Poughkeepsie, New York, stated that United States military spending amounts to 2.1 million dollars a minute. He further stated that as far as September 11, 2011 was concerned the money should be followed.

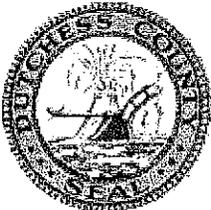
Steven, 75 South Hamilton Street, Poughkeepsie, New York spoke on the travesty of loosing the Human Rights Commission and he had not forgotten about this and he wanted Legislators to help him out and hopes that he does not have to wait to January 1st for a plan of action.

Alec Pandaleon, Chairman, Veterans Affairs Committee, spoke regarding the F.A.V.O.R. Card Program that the committee strongly supported, issued by the Dutchess County Clerk's office. He submitted a letter stating the information that the Committee would like to see listed on the backside of the card (attached and made a part of these minutes). He further added that he would like to thank the Legislature and staff for the work that went into Resolution No. 2011127 entitled, "Prohibiting Demonstration at Funeral Services in the County of Dutchess".

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

On motion by Legislator Cooper, duly seconded by Legislator Flesland and carried, the meeting was adjourned at 7:52 p.m. subject to the call of the Chair.

Received 9-12-11 at Bd Mtg. (PH)



Dutchess County Legislature Veterans Affairs Committee
22 Market Street
Poughkeepsie, New York 12601
Telephone: 845-486-2100
Fax: 845-486-2113

Hon. Robert G. Rolison
Chairman, Dutchess
County Legislature

MEMORANDUM

Alec A. Pandaleon, III,
Committee Chairman

Date: August 31, 2011

Committee Members
Thomas W. Adams,
Fishkill

To: Hon. Robert G. Rolison

Hon. Raymond C. Chase
Wappingers Falls

From: Dutchess County Legislature Veterans Affairs Committee

Peter C. Dunn
Pleasant Valley

Re: F.A.V.O.R. Card Program

Howard Krakower
Poughkeepsie

The Committee has had many discussions regarding the above program. We wish for the County Clerk to utilize the reverse side of the currently issued card in order to place certain information which will be of importance to all cardholders. That information is:

Hon. Joseph Incoronato, (L)
Wappingers Falls

Hon. Dan Kuffner, (L)
Hyde Park

1. Dutchess County Veterans Service Agency, 845-486-2060
2. Castle Point Veterans Hospital, 845-831-2000
3. NYS Division of Veterans Affairs 845-831-831-2000 ext. 5449
4. U.S. Department of Veterans Affairs: WWW.Va.gov
5. VA Suicide Hot-Line 24 Hours: 1-800-273-8255
6. American Legion: WWW.LEGION.org
7. V.F.W.: WWW.VFW.org

Hon. Alison E. McAvery, (L)
Fishkill

Mark C. Purcell
Fishkill

Hon. Robert A. Weiss, (L)
Hopewell Junction

John C. Wirth, Jr.
Rhinebeck

Attendance Sheets

District	Last Name	Present	Absent	Present/Late
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓		
District 3 - Town of LaGrange	Borchert	✓		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper	✓		
District 1 - Town of Poughkeepsie	Doxsey	✓		
District 6 - Town of Poughkeepsie	Flesland	✓		
District 18 - City of Beacon	Forman	✓		
District 14 - Town of Wappinger	Goldberg	✓		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn	✓		
District 21 - Town of East Fishkill	Horton		2	
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 7 - Town of Hyde Park	Kuffner	✓		
District 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	✓		
District 17 - Town and Village of Fishkill	Miccio	✓		
District 8 - City and Town of Poughkeepsie	Rolison	✓		
District 5 - Town of Poughkeepsie	Roman	✓		
District 4 - Town of Hyde Park	Sadowski, Jr.	✓		
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	✓		
Present: _____	Total:	24	1	
Absent: _____				
Vacant: _____				

Date: 9/12/11

Regular Meeting
of the
Dutchess County Legislature

Monday, September 12, 2011

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

Roll Call by the Clerk of the Legislature

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

ABSENT: 1 Horton.

PRESENT, LATE: 0

Quorum Present.

Pledge of Allegiance to the Flag; invocation to be given by Father Joseph Bida, Immaculate Conception, Bangall, New York; and a moment of silent meditation.

Presentations:

Commendation: National Prisoner of War/Missing in Action
Recognition Day

Commendation: Dutchess County SPCA

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

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

Chairman Rolison entertained a motion to approve the August 2011 minutes.

The August 2011 minutes were adopted.

COMMUNICATIONS RECEIVED FOR THE SEPTEMBER 12, BOARD MEETING

RECEIVED: From Dutchess County Criminal Justice Council Response to Legislature – Resolution No. 2011060.

RECEIVED: From Darrel J. Aubertine, New York State Commissioner of Agriculture and Markets, certifying that the inclusion of predominantly viable agricultural land as proposed is feasible and shall serve the public interest by assisting in maintaining a viable agricultural industry within the Districts.

RECEIVED: from Real Property Tax, list of certified 2011 State Equalization Rates.

RECEIVED: from Robert Pennacchia, Acting Director, Vital Records, copy of Order of Consolidation for the Town of Poughkeepsie District 1363 and the Hudson River Psychiatric Center District 1395 into a single primary registration district.

RECEIVED: Received from Eric Axelsen, Director of Real Property Tax Services, monthly counts of ownership transfers and subdivisions for June and July 2011.

RECEIVED: Memo received July 25, 2011 from Susan J. Miller, Town Clerk, Town of Poughkeepsie notice of public hearing on August 24, 2011 at 7pm at the Town Hall, Town of Poughkeepsie, to consider amendment to Chapter 210-79 of the Zoning Law in regard to security requirements for the land contour change permits.

RECEIVED: Memo received August 5, 2011 from Susan J. Miller, Town Clerk, Town of Poughkeepsie notice of public hearing on September 7, 2011 at 7pm at the Town Hall, Town of Poughkeepsie, regarding amendments to Chapter 210 of the Town Code entitled "Zoning" concerning definitions, height regulations, exempt signs, veterinary offices in the Shopping Center Business District, and the time limit to appeal.

RECEIVED: from Felicia Salvatore, Deputy Town Clerk, Town of Poughkeepsie cancellation notice of public hearing on August 24, 2011 at 7pm at the Town Hall, Town of Poughkeepsie, regarding the following resolution in regard to an amendment to the Town Code, chapter 210, entitled "Zoning" specifically 210-74, entitled "Home Occupations".

Resolution No. 2011211 entitled, "Local Law No. Of 2011, A Local Law Mandating Private Well Testing to be performed on Properties in Dutchess County" was tabled in Government Services and Administration Committee on September 8, 2011.

RESOLUTION NO. 2011212

RE: AUTHORIZING SETTLEMENT IN THE MATTER OF ESTREMERA V. COUNTY OF DUTCHESS AND ACQUISITION OF PARCEL NO. 132800-6557-01-417835-0000

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

WHEREAS, the County of Dutchess owns and must maintain County Bridge No. E7 (New York State Bridge 3343100) which carries Stormville Road traffic over Fishkill Creek in the Town of Fishkill , and

WHEREAS, the New York State Department of Transportation is responsible for inspecting the structural integrity of the bridge, and

WHEREAS, the New York State Department of Transportation has identified critical structural defects in County Bridge No. E7, and

WHEREAS, the most economical means to correct the deficiencies would be to remove and replace the bridge at a cost of \$750,000.00, and

WHEREAS, the New York State Department of Transportation closed access to the Taconic State Parkway from Stormville Road leaving only one (1) parcel of land (Parcel No. 132800-6557-01-417835-0000) owned by Jeffrey and Sophia Estremera to be accessed by County Bridge E7, and

WHEREAS, on March 19, 2009 the Dutchess County Department of Public Works closed County Bridge E7 to vehicular traffic in light of the structural problems identified by the New York State Department of Transportation, and

WHEREAS, Jeffrey and Sophia Estremera commenced an action against the County of Dutchess for inverse condemnation seeking the value of property lost as a result of the decision not to replace the bridge, and

WHEREAS, all parties desire to amicably resolve the matter, now therefore, be it

RESOLVED, that the County of Dutchess is authorized to settle the matter of Estremera v. County of Dutchess for the sum of \$70,000, and be it further

RESOLVED, that the County of Dutchess is hereby authorized to acquire parcel 132800-6557-01-417835-0000.

APPROVED



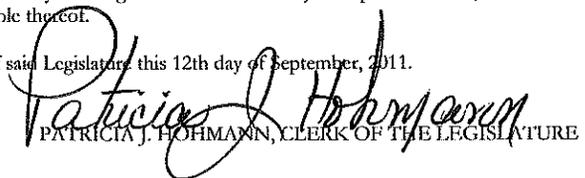
WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-132-11 KPB:kh/L-4922 8/25/11 Fiscal Impact Worksheet Attached
STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

September 20, 2011

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 12th day of September 2011, 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 12th day of September, 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 70,000

Total Current Year Revenue \$ 0
and Source

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

Identify Line Items(s):

New request.

2011 H0431 DPW Highway & Bridge Capital Bond Resolution #2011133

Related Expenses: Amount \$ 0

Nature/Reason:

n/a

Anticipated Savings to County: \$750,000

Net County Cost (this year): \$70,000

Over Five Years: \$70,000

Additional Comments/Explanation:

Request to authorize funding for the purchase of an 8 acre property (Tax Parcel No. 132800-6557-01-417835) in the Town of East Fishkill. The property purchase will negate the need to remove and replace County Bridge No. E-7 (Stormville Road over the Fishkill Creek.) The bridge project is estimated at \$750,000, while the property purchase cost is \$70,000. The property purchase is settlement of law suit brought against Dutchess County by property owner (Estremera.)

Prepared by: Robert H. Balkind

Public Works and Capital Projects Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	Absent	
District 3 - Town of LaGrange	Borchert	✓	
District 4 - Town of Hyde Park	Sadowski (VC)	✓	
District 5 - Town of Poughkeepsie	Roman	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	✓	
District 22 - Town of Beekman	Hutchings (C)	✓	
Present:	<u>10</u>	Resolution: <u>X</u>	Total: <u>10</u> <u>0</u>
Absent:	<u>2</u>	Motion: <u>—</u>	Yes <u>0</u> No <u>0</u>
Vacant:	<u>0</u>		Abstentions: <u>0</u>

2011212 Authorizing Settlement in the Matter of Estremera V. County of Dutchess and Acquisition of Parcel No. 132800-6557-01-417835-0000

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011212 Authorizing Settlement in the Matter of Estremera V. County
 of Dutchess and Acquisition of Parcel No. 132800-6557-01-
 417835-0000

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011212 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

Public Works & Capital Projects

RESOLUTION NO. 2011213, 2011

AMENDATORY BOND RESOLUTION DATED SEPTEMBER 12, 2011.

A RESOLUTION AMENDING THE JULY 11, 2011 BOND RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,503,292 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY PART OF THE COST OF HIGHWAY AND BRIDGE IMPROVEMENTS IN AND FOR SAID COUNTY TO INCLUDE LAND ACQUISITION.

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

WHEREAS, on July 11, 2011 this County Legislature did duly adopt a bond resolution authorizing the issuance of \$1,503,292 serial bonds of said County to pay part of the cost of highway and bridge improvements in and for said County; and

WHEREAS, it is now desired to authorize the financing of such capital project to include the acquisition of land in connection therewith; NOW, THEREFORE

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

A. The bond resolution dated and duly adopted July 11, 2011 as hereinabove described is hereby amended to read as follows:

* * * *

Section 1. Highway and bridge improvements in and for the County of Dutchess, New York, including acquisition of land and incidental improvements and expenses in connection therewith, are hereby authorized at a maximum estimated cost of \$4,091,050.

Section 2. It is hereby determined that the plan for the financing thereof is as follows:

- (a) by the issuance of the \$1,503,292 serial bonds hereby authorized to be issued pursuant to the provisions of the Local Finance Law; and
- (b) by the expenditure of \$2,587,758 CHIP monies to be received from the State of New York, which monies are hereby appropriated therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is 15 years, pursuant to subdivision 91 of paragraph a of Section 11.00 of the Local Finance Law, based upon subdivisions 10, 20(c) and 21 thereof.

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

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

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

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

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

and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

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

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

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

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

* * * *

B. This resolution, which takes effect immediately, amending the July 11, 2011 bond resolution as presented above, shall be published in summary form in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

2011 HIGHWAY AND BRIDGE IMPROVEMENTS (INCLUDING LAND)

\$1,503,292 15 years at 3.75%

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	\$1,503,292	\$100,226	\$56,373	\$156,600
2	1,403,066	\$100,219	52,615	152,834
3	1,302,847	\$100,219	48,857	149,076
4	1,202,628	\$100,219	45,099	145,318
5	1,102,409	\$100,219	41,340	141,559
6	1,002,190	\$100,219	37,582	137,801
7	901,971	\$100,219	33,824	134,043
8	801,752	\$100,219	30,066	130,285
9	701,533	\$100,219	26,307	126,526
10	601,314	\$100,219	22,549	122,768
11	501,095	\$100,219	18,791	119,010
12	400,876	\$100,219	15,033	115,252
13	300,657	\$100,219	11,275	111,494
14	200,438	\$100,219	7,516	107,735
15	<u>100,219</u>	\$100,219	<u>3,758</u>	<u>103,977</u>
TOTAL		<u>\$1,503,292</u>	<u>\$450,986</u>	<u>\$1,954,278</u>
AVG. PER YEAR		\$100,219	\$30,066	\$130,285

FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	\$1,503,292	
ANTICIPATED INTEREST RATE		3.75%
TERM	15 YEARS.	TOTAL ANTICIPATED FEES \$14,885
ANTICIPATED ANNUAL COST (PRIN + INT):		\$130,285
TOTAL PAYBACK (ANNUAL COST x TERMS):		\$1,954,278

PREPARED BY PAMELA BARRACK

CERTIFICATION FORM

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

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

That I have compared the annexed extract of the minutes of the meeting of the County Legislature of said County, including the resolution contained therein, held on September 12, 2011, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that said County Legislature consists of 25 members; that the vote on the foregoing resolution was 24 ayes and 0 noes, with 1 member being absent or abstaining from voting.

I FURTHER CERTIFY that the foregoing resolution as adopted by said County Legislature was duly approved by the County Executive of said County on September 20, 2011, in accordance with the provisions of Section 3.02 of the Dutchess County Charter.

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

Newspaper and/or other news media

Date given

Southern Dutchess News
Poughkeepsie Journal

September 8, 2011
September 8, 2011

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

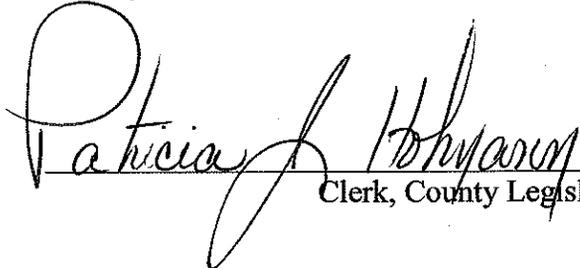
Designated Location(s)
of posted notice

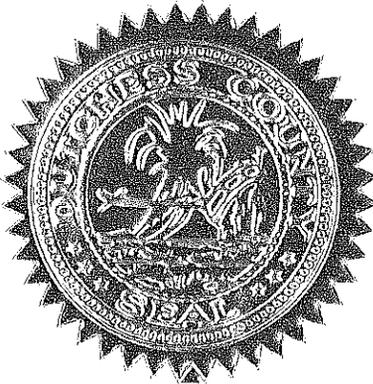
Date of Posting

22 Market Street, 6th Floor, County Office Building,
Poughkeepsie, New York

September 8, 2011

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Legislature this 13th day of September, 2011.


Clerk, County Legislature



APPROVED


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 29, 2011

Public Works and Capital Projects Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	Absent	
District 3 - Town of LaGrange	Borchert	✓	
District 4 - Town of Hyde Park	Sadowski (VC)	✓	
District 5 - Town of Poughkeepsie	Roman	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	✓	
District 22 - Town of Beekman	Hutchings (C)	✓	

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

2011213 A Resolution Amending the July 11, 2011 Bond Resolution Authorizing the Issuance of \$1,503,292 Serial Bonds of the County of Dutchess, New York, to Pay Part of the Cost of Highway and Bridge Improvements in and for Said County to Include Land Acquisition

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011213 A Resolution Amending the July 11, 2011 Bond Resolution
 Authorizing the Issuance of \$1,503,292 Serial Bonds of the
 County of Dutchess, New York, to Pay Part of the Cost of
 Highway and Bridge Improvements in and for Said County to
 Include Land Acquisition

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011213 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011214

RE: AUTHORIZING MODIFICATION OF EASEMENT AT 51 FULTON ST.,
TOWN OF POUGHKEEPSIE (MATERIALS RECOVERY FACILITY)

LEGISLATORS HUTCHINGS and DOXSEY offers the following and moves its adoption:

WHEREAS, the County acquired the Materials Recovery Facility (MRF) from the Tosal Land Company (Tosal) on September 26, 1990, and

WHEREAS, the deed to the County from Tosal contained a thirty (30) foot easement reserved by Tosal for ingress and egress from Fulton St. to its property which is located to the rear of the MRF, and

WHEREAS, this Legislature, by Resolution No. 170 of 1991 authorized the acquisition, by condemnation, of additional lands owned by Tosal, for \$7,000.00, so that the rear property line would conform to the existing parking lot and fence line and to accommodate efficient operations of the MRF, and

WHEREAS, Resolution No. 70 of 1991 did not authorize an extension of the easement for ingress and egress over the subject parcel, and

WHEREAS, the County and R. Freedman & Son, Inc., (Freedman) the current owner of the property formerly owned by Tosal, wish to finalize the acquisition by inclusion of the necessary easement for ingress and egress to the Freedman property, and

WHEREAS, the County and Freedman wish to modify the description of the thirty (30) foot easement so that it accurately reflects the traveled way, and

WHEREAS, the modification of the easement will entail the exchange of a minimal amount of property between the County and Freedman to accomplish the result described above, and

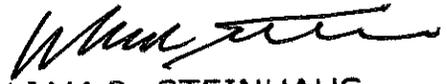
WHEREAS, there will be no expenditure of County funds for the extension and modification of the thirty (30) foot easement, now therefore, be it

RESOLVED, that this Legislature authorizes the conveyances of the properties described in the above so that the thirty (30) foot easement can be extended and modified to reflect the traveled way, and it is further

RESOLVED, that the County Executive and the Clerk of the Legislature are authorized to execute all of the necessary documents in connection with this real property.

APPROVED

CA-108-11
CAB/ca/R-0853
8/10/11
Fiscal Impact: See attached statement

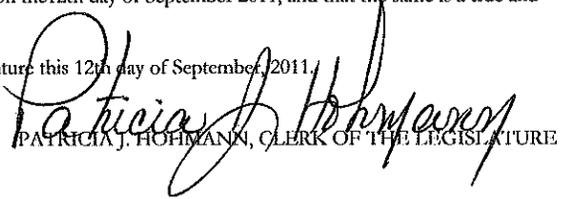

WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

STATE OF NEW YORK
COUNTY OF DUTCHESS

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September, 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Prepared by: Carol A. Bogle

Public Works and Capital Projects Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Fiesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	Absent	
District 3 - Town of LaGrange	Borchert	✓	
District 4 - Town of Hyde Park	Sadowski (VC)	✓	
District 5 - Town of Poughkeepsie	Roman	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 15 - Towns of Poughkeepsie and Wappinger	Incoronato	✓	
District 22 - Town of Beekman	Hutchings (C)	✓	

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

2011214 Authorizing Modification of Easement at 51 Fulton St.,
 Town of Poughkeepsie (Materials Recovery Facility)

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011214 Authorizing Modification of Easement at 51 Fulton St.,
 Town of Poughkeepsie (Materials Recovery Facility)

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011214 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011215

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

Legislators BORCHERT, HUTCHINGS, and MICCIO 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 5, 2011, 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 In Rem fee authorized by Resolution No. 72 of 1991 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-109-11
KPB/ca/R-0324
8/10/11

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

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

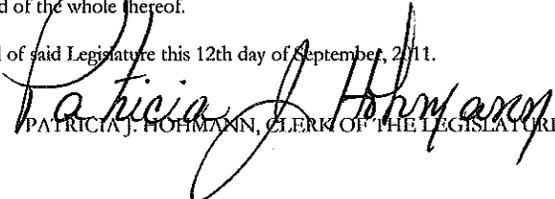
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September, 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

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

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Pamela Barrack, Commissioner of Finance

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 4 2011, 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 2011-2012 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 9, 2011. **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.** The successful bid shall be considered an offer to purchase subject to the acceptance of the County (a) If the high bid on a 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; and the bidder fully complies with the terms and conditions of sale, the bid shall be accepted and the contract of sale forwarded to the purchaser. (b) If the high bid fails to meet this standard, it shall be rejected, in which case written notice shall be given to bidder by the Dutchess County Commissioner of Finance. **All balances are due on or before November 9, 2011.**

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 5, 2011

Bidder's Signature

C-5186 8/5/11

**2011 Dutchess County Auction
Parcel List as of 9/1/2011**

Auction #	Grid Number	Current Owner
1	132000-7064-00-647030-0000	County Conduit Corp.
2	132000-7067-16-888296-0000	Mel-Yun Chen
3	132000-7167-13-216456-0000	John Jakaj
4	132000-7264-00-269468-0000	Dolores Voorhees
5	132200-6559-00-943015-0000	Frank Felice & Edith Felice
6	132200-6658-00-317662-0000	Josephine Di Simone & Diane Di Simone
7	132200-6658-00-498395-0000	David M. Snow & Donnalynn Snow
8	132200-6658-00-535342-0000	David M. Snow & Donnalynn Snow
9	132200-6757-00-452130-0000	Paul E. Johnson & Samuel M. Slinskey III
10	132200-6758-02-747708-0000	Alice Corey & Frank Corey
11	132200-6758-02-749764-0000	Frank M. Corey
12	132200-6758-02-843689-0000	Julla Woodin
13	132200-6859-00-236439-0000	Phillip A. Toombs & Elizabeth Toombs
14	132200-6859-03-157470-0000	John A. Mennella
15	132200-6959-13-205282-0000	Roxy Realty & Development Corp.
17	132600-7059-00-910442-0000	Eric C. Staats
18	132600-7059-02-847552-0000	Eric Odom
19	132600-7061-00-855613-0000	Pamela Rooney
20	132600-7063-11-669582-0000	Ardis Johnson
21	132600-7159-00-175259-0000	Clarence Sutton
22	132600-7160-03-342328-0000	Delores J. Voorhees
24	132600-7259-00-180133-0000	Alberta Gerschel
25	132800-6354-00-134816-0000	Pera G. Gorson
26	132800-6455-02-688624-0000	Vincent G. Kraus
27	132800-6456-08-779791-0000	Ethel W. Paxton
28	132800-6458-07-729971-0000	Glenn Di Pietro, Frances Rizzi & Frank Rizzi
29	132800-6459-20-848099-0000	Mel-Yun Chen
30	132800-6556-00-785580-0000	Dorothy F. Lee & Everett J. Lee
31	132800-6556-00-713166-0000	Hans Schlumberger
32	132800-6755-01-345578-0000	Heritage Commercial Management LLC
33	132800-6755-04-504458-0000	Mary Ellen Samuelson
34	132800-6755-04-818226-0000	Lawrence Barrett
35	132800-6755-04-844237-0000	Lawrence Barrett
36	132800-6756-00-031125-0000	Lucille Skene Godsen
37	133001-6255-01-209872-0000	Faruk Bhuiyan
38	133089-6054-08-928930-0000	Melvin Glick
29	133089-6054-08-968911-0000	David Welsh & Jodi Welsh
40	133089-6054-08-974903-0000	David Welsh & Jodi Welsh
41	133089-6054-08-978854-0000	Magdalena Hegendorfer & William Hegendorfer
42	133089-6054-08-986914-0000	Marcos Tricoukes & Nicole T. Tricoukes
43	133089-6054-08-990917-0000	Marcos Tricoukes & Nicole T. Tricoukes
44	133089-6055-01-145612-0000	Michael Riley & Lisa J. Riley
45	133089-6055-02-872817-0000	R J A Holding Inc.
46	133089-6154-00-423430-0000	Unknown
47	133089-6155-01-461583-0000	County Conduit Corp.
48	133089-6155-01-487580-0000	Marialuis C. Pilapil
49	133089-6155-03-008477-0000	John F. Powell
50	133089-6155-17-056064-0000	James M. Moloney & Theresa B. Moloney
51	133089-6155-17-087022-0000	Glenn Di Pietro, Frances Rizzi & Frank Rizzi
52	133200-6065-04-995394-0000	Van Wagners Bard Builders Inc.
53	133200-6065-19-689193-0000	Marc Spero

**2011 Dutchess County Auction
Parcel List as of 9/1/2011**

Auction #	Grid Number	Current Owner
54	133200-6065-20-838076-0000	Adam C. Simpson
55	133200-6163-03-130440-0000	Christopher J. Leahy
56	133200-6164-01-430955-0000	Crumwold Acres Development Corp.
57	133200-6165-02-522977-0000	Matthew W. Ryan & Ursula M. Ryan
58	133200-6167-04-616304-0000	Anne T. Slinsky
59	133400-6260-04-622379-0000	Shawn L. Auchmoody
60	133400-6359-02-556725-0000	Ernest F. Elliott
61	133400-6359-02-641799-0000	Ernest F. Elliott
62	133400-6360-01-139884-0000	James Cardillo & Ana Marie Cordeiro
63	133400-6360-02-505805-0000	Patricia M. Poluzzi & Robert T. Polluzzi
64	133400-6360-02-581685-0000	Paul Tedesco
65	133400-6360-02-674638-0000	Patricia M. Poluzzi & Robert T. Polluzzi
66	133400-6360-02-693639-0000	Patricia M. Poluzzi & Robert T. Polluzzi
67	133400-6360-02-710654-0000	Patricia M. Poluzzi & Robert T. Polluzzi
68	133400-6361-04-883005-0000	William Spiak
69	133400-6362-02-767771-0000	County Conduit Corp.
70	133400-6460-02-585905-0000	Juhi Inc.
71	133400-6462-02-638704-0000	Jacob Meddaugh
72	133400-6560-02-888704-0000	Angela M. Siegel & Ira S. Siegel
73	133400-6560-03-458092-0000	Rw Thew Trust
74	133400-6562-02-849573-0000	Philip De Simone
75	133400-6562-04-954189-0000	Moore's Mills Floral Apts. LLC
76	133600-6473-00-540223-0000	Mary Nichols
77	133600-6473-00-620226-0000	Mary Nichols
78	133600-6473-00-630185-0000	Mary Nichols
79	133600-6473-00-664329-0000	Joseph A. Grech
80	133889-7170-00-253322-0000	Christopher Hunt
81	134089-6855-00-486682-0000	James S. Bolan III & Patricia M. Bolan
82	134089-6957-03-221262-0000	Leonard J. Stanley
83	134089-7056-01-184625-0000	Amy J. Goodwin
84	134089-7259-00-178100-0000	Alberta Gerschel
85	134200-6872-10-270536-0000	Laura A. Rosborough & William G. Rosborough
86	134200-6971-00-024808-0000	Catherine Kasse
87	134400-6363-03-337091-0000	Jairo Gil
88	134400-6363-12-960591-0000	County Conduit Corp.
89	134400-6365-04-659103-0000	Michael J. Goodwin
90	134689-6058-20-865090-0000	Jaslyn Blasse & Nethelbert Blasse
91	134689-6063-04-978300-0000	Vincenzo J. Federici
92	134689-6159-01-153674-0000	George E. McNally & Lillian H. McNally
93	134689-6159-03-439053-0000	June M. Scalzo
94	134689-6160-04-915247-0000	Roseanne Maybaum
95	134689-6161-11-729748-0000	Ruben F. Perez-Lopez
96	134689-6162-05-093887-0000	Verona A. Ekwerekwu
97	134689-6162-05-098868-0000	Sidney Pines
98	134689-6162-05-236829-0000	Chas Barton & Wife Barton
99	134689-6162-10-325558-0000	Richard J. Marin
100	134689-6162-15-748453-0000	Javaid Sheikh Tahir
101	134689-6162-19-705069-0000	Jonathan D. Merritt
102	134689-6260-04-581317-0000	Lance D. White
103	134689-6262-02-893557-0000	John C. Lee
105	134689-6263-04-665066-0000	Barbara Jane Burdine & Henry W. Burdine

**2011 Dutchess County Auction
Parcel List as of 9/1/2011**

Auction #	Grid Number	Current Owner
106	134803-6174-02-643925-0000	Lance D. White
107	134803-6175-04-717123-0000	Ellslo Gollisano
108	134803-6175-04-758111-0000	Elisio Gollisano
109	134889-6272-17-114241-0000	Paul Tedesco
110	134889-6274-00-014179-0000	68 Burns New Holdings Inc.
111	135001-6170-14-375438-0000	F. Landon Sipperley
112	135001-6170-18-400237-0000	Dominick A. Sama, Anna Marie Sama & Francis Sama
113	135089-6268-00-008681-0000	Cipriano Brothers Contracting
114	135089-6270-00-903921-0000	John A. Wells
115	135089-6371-00-004099-0000	Luke G. Nelson
116	135601-6158-14-470346-0000	Arthur J. Walker & Helen F. Walker
117	135689-6056-02-707890-0000	Tony Khoury
118	135689-6157-03-157248-0000	G & S Dreamwork Homes LLC
119	135689-6258-02-681827-0000	Gertrude Minotti
120	135689-6258-02-787614-0000	Eugene Schuele
121	135689-6356-01-085825-0000	Dominico Di Geso
122	135689-6359-02-539693-0000	Peks Holding Corp.

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)	✓	
District 3 - Town of LaGrange	Borchert (C)	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner		✓
District 18 - City of Beacon	Forman	✓	
District 22 - Town of Beekman	Hutchings	✓	
District 24 - Towns of Dover and Union Vale	Surman	✓	

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion:

Total : 10 1
 Yes No
 Abstentions: 0

2011215 Public Auction of Properties Acquired by the County Through In Rem Procedure

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011215 Public Auction of Properties Acquired by the County
 Through In Rem Procedure

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011215 resulted as follows:

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

NAYS: 1 Tyner.

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011216

RE: Urging Passage of Corporate Accountability and Tax Expenditure Act of
2011 S.446/A.5920

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

WHEREAS, New York State Comptroller Thomas DiNapoli issued a report this
June stating that reporting requirements for New York's industrial-development agencies
are lacking, and there is no apparent connection between higher tax exemptions and job
growth, and

WHEREAS, DiNapoli's fourth annual report compares the aggregate net tax
exemptions given by the 115 Industrial Development Agencies (IDAs) that were
operating in 2009 to the aggregate property tax levy and total job gains or losses by
county; IDAs are independent public authorities that attract and keep businesses by
providing them with exemptions in property, sales and mortgage-recording taxes and
low-interest bonds, and

WHEREAS, New York State spends more than \$8 billion dollars a year on
corporate subsidies, but these investments too often fail to create the good jobs and
community benefits New Yorkers need; far too often, subsidies are given to businesses
that create poverty-wage jobs, no jobs at all, or actually cut jobs, and

WHEREAS, with persistent unemployment, wages down and communities
struggling, it's time we get our money's worth from economic development efforts; in
this time of economic crisis, we need to reform New York's economic development
entities so they revitalize our local, regional, and statewide economies, and

WHEREAS, legislation has been introduced in our state legislature, the Corporate
Accountability and Tax Expenditures Act (S.446/A.5920), that would standardize
applications for state development assistance for empire zone assistance and industrial
development agency assistance and require recipients of certain development assistance
to submit progress reports which include certain information and disclosures, and
therefore be it

RESOLVED, that the Dutchess County Legislature strongly urges that the New
York State Legislature pass and our Governor sign into law the Corporate Accountability
and Tax Expenditures Act of 2011 (S.446/A.5920), and be it further

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

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 12th day of
September 2011, 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 12th day of September, 2011.

5920
2011-2012 Regular Sessions
I N A S S E M B L Y
March 2, 2011

Introduced by M. of A. KAVANAGH -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the business corporation law and the public authorities law, in relation to enacting the "corporate accountability for tax expenditures act"

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Short title. This act shall be known and may be cited as
2 the "corporate accountability for tax expenditures act".

3 S 2. The business corporation law is amended by adding a new article
4 14 to read as follows:

ARTICLE 14

CORPORATE ACCOUNTABILITY FOR TAX EXPENDITURES

7 SECTION 1401. DEFINITIONS.

8 1402. UNIFIED ECONOMIC DEVELOPMENT BUDGET.

9 1403. STANDARDIZED APPLICATIONS FOR STATE DEVELOPMENT ASSIST-
10 ANCE.

11 1404. STATE DEVELOPMENT ASSISTANCE DISCLOSURE.

12 1405. RECAPTURE.

13 S 1401. DEFINITIONS.

14 AS USED IN THIS ARTICLE:

15 (A) "BASE YEARS" MEANS THE FIRST TWO COMPLETE CALENDAR YEARS FOLLOWING
16 THE EFFECTIVE DATE OF A RECIPIENT RECEIVING DEVELOPMENT ASSISTANCE.

17 (B) "DATE OF ASSISTANCE" MEANS THE COMMENCEMENT DATE OF THE ASSISTANCE
18 AGREEMENT, WHICH DATE TRIGGERS THE PERIOD DURING WHICH THE RECIPIENT IS
19 OBLIGATED TO CREATE OR RETAIN JOBS AND CONTINUE OPERATIONS AT THE
20 SPECIFIC PROJECT SITE.

21 (C) "DEFAULT" MEANS THAT A RECIPIENT HAS NOT ACHIEVED ITS JOB
22 CREATION, JOB RETENTION, OR WAGE OR BENEFIT GOALS, AS APPLICABLE, DURING
23 THE PRESCRIBED PERIOD THEREFOR.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD00989-01-1

A. 5920

2

- 1 (D) "DEPARTMENT" MEANS, UNLESS OTHERWISE NOTED, THE DEPARTMENT OF
2 TAXATION AND FINANCE OR ANY SUCCESSOR AGENCY.
- 3 (E) "DEVELOPMENT ASSISTANCE" MEANS (1) TAX CREDITS AND TAX EXEMPTIONS
4 (OTHER THAN GIVEN UNDER TAX INCREMENT FINANCING) GIVEN AS AN INCENTIVE
5 TO A RECIPIENT BUSINESS ORGANIZATION PURSUANT TO AN INITIAL CERTIF-
6 ICATION OR AN INITIAL DESIGNATION MADE BY THE DEPARTMENT UNDER ARTICLES
7 EIGHTEEN-A OR EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW;
- 8 (2) ALL SUCCESSOR AND SUBSEQUENT PROGRAMS AND TAX CREDITS DESIGNED TO
9 PROMOTE LARGE BUSINESS RELOCATIONS AND EXPANSIONS. "DEVELOPMENT ASSIST-
10 ANCE" DOES NOT INCLUDE TAX INCREMENT FINANCING, ASSISTANCE PROVIDED
11 UNDER ARTICLE EIGHTEEN-A OR EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW
12 PURSUANT TO LOCAL ORDINANCE, PARTICIPATION LOANS, OR FINANCIAL TRANS-
13 ACTIONS THROUGH STATUTORILY AUTHORIZED FINANCIAL INTERMEDIARIES IN
14 SUPPORT OF SMALL BUSINESS LOANS AND INVESTMENTS OR GIVEN IN CONNECTION
15 WITH THE DEVELOPMENT OF AFFORDABLE HOUSING.
- 16 (F) "DEVELOPMENT ASSISTANCE AGREEMENT" MEANS ANY AGREEMENT EXECUTED BY
17 THE STATE GRANTING BODY AND THE RECIPIENT SETTING FORTH THE TERMS AND
18 CONDITIONS OF DEVELOPMENT ASSISTANCE TO BE PROVIDED TO THE RECIPIENT
19 CONSISTENT WITH THE FINAL APPLICATION FOR DEVELOPMENT ASSISTANCE,
20 INCLUDING BUT NOT LIMITED TO THE DATE OF ASSISTANCE, SUBMITTED TO AND
21 APPROVED BY THE STATE GRANTING BODY.
- 22 (G) "FULL-TIME, PERMANENT JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE
23 WORKS FOR THE RECIPIENT AT A RATE OF AT LEAST THIRTY-FIVE HOURS PER
24 WEEK.
- 25 (H) "NEW EMPLOYEE" MEANS A FULL-TIME, PERMANENT EMPLOYEE WHO REPRES-
26 ENTS A NET INCREASE IN THE NUMBER OF THE RECIPIENT'S EMPLOYEES STATE-
27 WIDE. "NEW EMPLOYEE" INCLUDES AN EMPLOYEE WHO PREVIOUSLY FILLED A NEW
28 EMPLOYEE POSITION WITH THE RECIPIENT WHO WAS REHIRED OR CALLED BACK FROM
29 A LAYOFF THAT OCCURS DURING OR FOLLOWING THE BASE YEARS.
- 30 THE TERM "NEW EMPLOYEE" DOES NOT INCLUDE ANY OF THE FOLLOWING:
- 31 (1) AN EMPLOYEE OF THE RECIPIENT WHO PERFORMS A JOB THAT WAS PREVIOUS-
32 LY PERFORMED BY ANOTHER EMPLOYEE IN THIS STATE, IF THAT JOB EXISTED IN
33 THIS STATE FOR AT LEAST SIX MONTHS BEFORE HIRING THE EMPLOYEE.
- 34 (2) A CHILD, GRANDCHILD, PARENT, OR SPOUSE, OTHER THAN A SPOUSE WHO IS
35 LEGALLY SEPARATED FROM THE INDIVIDUAL, OF ANY INDIVIDUAL WHO HAS A
36 DIRECT OR INDIRECT OWNERSHIP INTEREST OF AT LEAST FIVE PERCENT IN THE
37 PROFITS, CAPITAL, OR VALUE OF ANY MEMBER OF THE RECIPIENT.
- 38 (I) "PART-TIME JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE WORKS FOR
39 THE RECIPIENT AT A RATE OF LESS THAN THIRTY-FIVE HOURS PER WEEK.
- 40 (J) "RECIPIENT" MEANS ANY BUSINESS THAT RECEIVES ECONOMIC DEVELOPMENT
41 ASSISTANCE. A BUSINESS IS ANY CORPORATION, LIMITED LIABILITY COMPANY,
42 PARTNERSHIP, JOINT VENTURE, ASSOCIATION, SOLE PROPRIETORSHIP, OR OTHER
43 LEGALLY RECOGNIZED ENTITY.
- 44 (K) "RETAINED EMPLOYEE" MEANS ANY EMPLOYEE DEFINED AS HAVING A
45 FULL-TIME OR FULL-TIME EQUIVALENT JOB PRESERVED AT A SPECIFIC FACILITY
46 OR SITE, THE CONTINUANCE OF WHICH IS THREATENED BY A SPECIFIC AND DEMON-
47 STRABLE THREAT, WHICH SHALL BE SPECIFIED IN THE APPLICATION FOR DEVELOP-
48 MENT ASSISTANCE.
- 49 (L) "SPECIFIC PROJECT SITE" MEANS THAT DISTINCT OPERATIONAL UNIT TO
50 WHICH ANY DEVELOPMENT ASSISTANCE IS APPLIED.
- 51 (M) "STATE GRANTING BODY" MEANS THE DEPARTMENT, ANY OTHER STATE
52 DEPARTMENT OR STATE AGENCY THAT PROVIDES DEVELOPMENT ASSISTANCE THAT HAS
53 REPORTING REQUIREMENTS UNDER THIS ARTICLE, AND ANY SUCCESSOR AGENCIES TO
54 ANY OF THE PRECEDING.
- 55 (N) "TEMPORARY JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE IS HIRED FOR
56 A SPECIFIC DURATION OF TIME OR SEASON.

A. 5920

3

1 (O) "VALUE OF ASSISTANCE" MEANS THE FACE VALUE OF ANY FORM OF DEVELOP-
2 MENT ASSISTANCE.

3 S 1402. UNIFIED ECONOMIC DEVELOPMENT BUDGET.

4 (A) FOR EACH STATE FISCAL YEAR ENDING ON OR AFTER JUNE THIRTIETH, TWO
5 THOUSAND TWELVE, THE DEPARTMENT SHALL SUBMIT AN ANNUAL UNIFIED ECONOMIC
6 DEVELOPMENT BUDGET TO THE GOVERNOR, SENATE AND ASSEMBLY. THE UNIFIED
7 ECONOMIC DEVELOPMENT BUDGET SHALL BE DUE WITHIN THREE MONTHS AFTER THE
8 END OF THE FISCAL YEAR, AND SHALL PRESENT ALL TYPES OF DEVELOPMENT
9 ASSISTANCE GRANTED DURING THE PRIOR FISCAL YEAR, INCLUDING:

10 (1) THE AGGREGATE AMOUNT OF UNCOLLECTED OR DIVERTED STATE TAX REVENUES
11 RESULTING FROM EACH TYPE OF DEVELOPMENT ASSISTANCE PROVIDED PURSUANT TO
12 LAW, AS REPORTED TO THE DEPARTMENT ON TAX RETURNS FILED DURING THE
13 FISCAL YEAR.

14 (2) ALL STATE DEVELOPMENT ASSISTANCE.

15 (B) ALL DATA CONTAINED IN THE UNIFIED ECONOMIC DEVELOPMENT BUDGET
16 PRESENTED TO THE GOVERNOR, SENATE AND ASSEMBLY SHALL BE FULLY SUBJECT TO
17 THE FREEDOM OF INFORMATION ACT.

18 (C) THE DEPARTMENT SHALL SUBMIT A REPORT OF THE AMOUNTS IN SUBPARA-
19 GRAPH ONE OF PARAGRAPH (A) OF THIS SECTION TO THE DEPARTMENT, WHICH MAY
20 APPEND SUCH REPORT TO THE UNIFIED ECONOMIC DEVELOPMENT BUDGET RATHER
21 THAN SEPARATELY REPORTING SUCH AMOUNTS.

22 S 1403. STANDARDIZED APPLICATIONS FOR STATE DEVELOPMENT ASSISTANCE.

23 (A) ALL FINAL APPLICATIONS SUBMITTED TO THE DEPARTMENT OR ANY OTHER
24 STATE GRANTING BODY REQUESTING DEVELOPMENT ASSISTANCE SHALL CONTAIN, AT
25 A MINIMUM:

26 (1) AN APPLICATION TRACKING NUMBER THAT IS SPECIFIC TO BOTH THE STATE
27 GRANTING AGENCY AND TO EACH APPLICATION.

28 (2) THE OFFICE MAILING ADDRESS, OFFICE TELEPHONE NUMBER, AND CHIEF
29 OFFICER OF THE GRANTING BODY.

30 (3) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
31 CHIEF OFFICER OF THE APPLICANT OR AUTHORIZED DESIGNEE FOR THE SPECIFIC
32 PROJECT SITE FOR WHICH DEVELOPMENT ASSISTANCE IS REQUESTED.

33 (4) THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC PROJECT
34 SITE ON THE DATE THAT THE APPLICATION IS SUBMITTED TO THE STATE GRANTING
35 BODY, INCLUDING THE NUMBER OF FULL-TIME, PERMANENT JOBS, THE NUMBER OF
36 PART-TIME JOBS, AND THE NUMBER OF TEMPORARY JOBS.

37 (5) THE TYPE OF DEVELOPMENT ASSISTANCE AND VALUE OF ASSISTANCE BEING
38 REQUESTED.

39 (6) THE NUMBER OF JOBS TO BE CREATED AND RETAINED OR BOTH CREATED AND
40 RETAINED BY THE APPLICANT AS A RESULT OF THE DEVELOPMENT ASSISTANCE,
41 INCLUDING THE NUMBER OF FULL-TIME, PERMANENT JOBS, THE NUMBER OF
42 PART-TIME JOBS, AND THE NUMBER OF TEMPORARY JOBS.

43 (7) A DETAILED LIST OF THE OCCUPATION OR JOB CLASSIFICATIONS AND
44 NUMBER OF NEW EMPLOYEES OR RETAINED EMPLOYEES TO BE HIRED IN FULL-TIME,
45 PERMANENT JOBS, A SCHEDULE OF ANTICIPATED STARTING DATES OF THE NEW
46 HIRES AND THE ANTICIPATED AVERAGE WAGE BY OCCUPATION OR JOB CLASSIFICA-
47 TION AND TOTAL PAYROLL TO BE CREATED AS A RESULT OF THE DEVELOPMENT
48 ASSISTANCE.

49 (8) A LIST OF ALL OTHER FORMS OF DEVELOPMENT ASSISTANCE THAT THE
50 APPLICANT IS REQUESTING FOR THE SPECIFIC PROJECT SITE AND THE NAME OF
51 EACH STATE GRANTING BODY FROM WHICH THAT DEVELOPMENT ASSISTANCE IS BEING
52 REQUESTED.

53 (9) A NARRATIVE, IF NECESSARY, DESCRIBING WHY THE DEVELOPMENT ASSIST-
54 ANCE IS NEEDED AND HOW THE APPLICANT'S USE OF THE DEVELOPMENT ASSISTANCE
55 MAY REDUCE EMPLOYMENT AT ANY SITE IN NEW YORK.

A. 5920

4

1 (10) A CERTIFICATION BY THE CHIEF OFFICER OF THE APPLICANT OR HIS OR
2 HER AUTHORIZED DESIGNEE THAT THE INFORMATION CONTAINED IN THE APPLICA-
3 TION SUBMITTED TO THE GRANTING BODY CONTAINS NO KNOWING MISREPRESENTA-
4 TION OF MATERIAL FACTS UPON WHICH ELIGIBILITY FOR DEVELOPMENT ASSIST-
5 ANCE IS BASED.

6 (B) EVERY STATE GRANTING BODY EITHER SHALL COMPLETE, OR SHALL REQUIRE
7 THE APPLICANT TO COMPLETE, AN APPLICATION FORM THAT MEETS THE MINIMUM
8 REQUIREMENTS AS PRESCRIBED IN THIS SECTION EACH TIME AN APPLICANT
9 APPLIES FOR DEVELOPMENT ASSISTANCE COVERED BY THIS ARTICLE.

10 (C) THE DEPARTMENT SHALL HAVE THE DISCRETION TO MODIFY ANY STANDARD-
11 IZED APPLICATION FOR STATE DEVELOPMENT ASSISTANCE REQUIRED UNDER PARA-
12 GRAPH (A) OF THIS SECTION FOR ANY GRANTS THAT ARE NOT GIVEN AS AN INCEN-
13 TIVE TO A RECIPIENT BUSINESS ORGANIZATION.

14 S 1404. STATE DEVELOPMENT ASSISTANCE DISCLOSURE.

15 (A) BEGINNING FEBRUARY FIRST, TWO THOUSAND THIRTEEN AND EACH YEAR
16 THEREAFTER, EVERY STATE GRANTING BODY SHALL SUBMIT TO THE DEPARTMENT
17 COPIES OF ALL DEVELOPMENT ASSISTANCE AGREEMENTS THAT IT APPROVED IN THE
18 PRIOR CALENDAR YEAR.

19 (B) FOR EACH DEVELOPMENT ASSISTANCE AGREEMENT FOR WHICH THE DATE OF
20 ASSISTANCE HAS OCCURRED IN THE PRIOR CALENDAR YEAR, EACH RECIPIENT SHALL
21 SUBMIT TO THE DEPARTMENT A PROGRESS REPORT THAT SHALL INCLUDE, BUT NOT
22 BE LIMITED TO, THE FOLLOWING:

23 (1) THE APPLICATION TRACKING NUMBER.

24 (2) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
25 CHIEF OFFICER OF THE GRANTING BODY.

26 (3) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
27 CHIEF OFFICER OF THE APPLICANT OR AUTHORIZED DESIGNEE FOR THE SPECIFIC
28 PROJECT SITE FOR WHICH THE DEVELOPMENT ASSISTANCE WAS APPROVED BY THE
29 STATE GRANTING BODY.

30 (4) THE TYPE OF DEVELOPMENT ASSISTANCE PROGRAM AND VALUE OF ASSISTANCE
31 THAT WAS APPROVED BY THE STATE GRANTING BODY.

32 (5) THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC PROJECT
33 SITE ON THE DATE THAT THE APPLICATION WAS SUBMITTED TO THE STATE GRANT-
34 ING BODY AND THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC
35 PROJECT SITE ON THE DATE OF THE REPORT, INCLUDING THE NUMBER OF
36 FULL-TIME, PERMANENT JOBS, THE NUMBER OF PART-TIME JOBS, AND THE NUMBER
37 OF TEMPORARY JOBS, AND A COMPUTATION OF THE GAIN OR LOSS OF JOBS IN EACH
38 CATEGORY.

39 (6) THE NUMBER OF NEW EMPLOYEES AND RETAINED EMPLOYEES THE APPLICANT
40 STATED IN ITS DEVELOPMENT ASSISTANCE AGREEMENT, IF ANY, IF NOT, THEN IN
41 ITS APPLICATION, WOULD BE CREATED BY THE DEVELOPMENT ASSISTANCE BROKEN
42 DOWN BY FULL-TIME, PERMANENT, PART-TIME, AND TEMPORARY.

43 (7) A SWORN DECLARATION OF WHETHER THE RECIPIENT IS IN COMPLIANCE WITH
44 THE DEVELOPMENT ASSISTANCE AGREEMENT.

45 (8) A DETAILED LIST OF THE OCCUPATION OR JOB CLASSIFICATIONS AND
46 NUMBER OF NEW EMPLOYEES OR RETAINED EMPLOYEES TO BE HIRED IN FULL-TIME,
47 PERMANENT JOBS, A SCHEDULE OF ANTICIPATED STARTING DATES OF THE NEW
48 HIRES AND THE ACTUAL AVERAGE WAGE BY OCCUPATION OR JOB CLASSIFICATION
49 AND TOTAL PAYROLL TO BE CREATED AS A RESULT OF THE DEVELOPMENT ASSIST-
50 ANCE.

51 (9) A NARRATIVE, IF NECESSARY, DESCRIBING HOW THE RECIPIENT'S USE OF
52 THE DEVELOPMENT ASSISTANCE DURING THE REPORTING YEAR HAS REDUCED EMPLOY-
53 MENT AT ANY SITE IN NEW YORK.

54 (10) A CERTIFICATION BY THE CHIEF OFFICER OF THE APPLICANT OR HIS OR
55 HER AUTHORIZED DESIGNEE THAT THE INFORMATION IN THE PROGRESS REPORT

A. 5920

5

1 CONTAINS NO KNOWING MISREPRESENTATION OF MATERIAL FACTS UPON WHICH
2 ELIGIBILITY FOR DEVELOPMENT ASSISTANCE IS BASED.

3 (C) THE STATE GRANTING BODY, OR A SUCCESSOR AGENCY, SHALL HAVE FULL
4 AUTHORITY TO VERIFY INFORMATION CONTAINED IN THE RECIPIENT'S PROGRESS
5 REPORT, INCLUDING THE AUTHORITY TO INSPECT THE SPECIFIC PROJECT SITE AND
6 INSPECT THE RECORDS OF THE RECIPIENT THAT ARE SUBJECT TO THE DEVELOPMENT
7 ASSISTANCE AGREEMENT.

8 (D) BY JUNE FIRST, TWO THOUSAND THIRTEEN AND BY JUNE FIRST OF EACH
9 YEAR THEREAFTER, THE DEPARTMENT SHALL COMPILE AND PUBLISH ALL DATA IN
10 ALL OF THE PROGRESS REPORTS IN BOTH WRITTEN AND ELECTRONIC FORM.

11 (E) IF A RECIPIENT OF DEVELOPMENT ASSISTANCE FAILS TO COMPLY WITH
12 PARAGRAPH (B) OF THIS SECTION, THE DEPARTMENT SHALL, WITHIN TWENTY WORK-
13 ING DAYS AFTER THE REPORTING SUBMITTAL DEADLINES SET FORTH IN SUCH PARA-
14 GRAPH (B), SUSPEND WITHIN THIRTY-THREE WORKING DAYS ANY CURRENT DEVELOP-
15 MENT ASSISTANCE TO SUCH RECIPIENT UNDER ITS CONTROL, AND SHALL BE
16 PROHIBITED FROM COMPLETING ANY CURRENT OR PROVIDING ANY FUTURE DEVELOP-
17 MENT ASSISTANCE UNTIL IT RECEIVES PROOF THAT SUCH RECIPIENT HAS COME
18 INTO COMPLIANCE WITH THE REQUIREMENTS OF PARAGRAPH (B) OF THIS SECTION.

19 (F) THE DEPARTMENT SHALL HAVE THE DISCRETION TO MODIFY THE INFORMATION
20 REQUIRED IN THE PROGRESS REPORT REQUIRED UNDER PARAGRAPH (B) OF THIS
21 SECTION CONSISTENT WITH THE DISCLOSURE PURPOSE OF THIS SECTION FOR ANY
22 GRANTS THAT ARE NOT GIVEN AS AN INCENTIVE TO A RECIPIENT BUSINESS ORGAN-
23 IZATION.

24 S 1405. RECAPTURE.

25 (A) ALL DEVELOPMENT ASSISTANCE AGREEMENTS SHALL CONTAIN, AT A MINIMUM,
26 THE FOLLOWING RECAPTURE PROVISIONS:

27 (1) THE RECIPIENT MUST (I) MAKE THE LEVEL OF CAPITAL INVESTMENT IN THE
28 ECONOMIC DEVELOPMENT PROJECT SPECIFIED IN THE DEVELOPMENT ASSISTANCE
29 AGREEMENT; (II) CREATE OR RETAIN, OR BOTH, THE REQUISITE NUMBER OF JOBS,
30 PAYING NOT LESS THAN SPECIFIED WAGES FOR THE CREATED AND RETAINED JOBS,
31 WITHIN AND FOR THE DURATION OF THE TIME PERIOD SPECIFIED IN THE DEVELOP-
32 MENT ASSISTANCE PROGRAMS AND THE DEVELOPMENT ASSISTANCE AGREEMENT.

33 (2) IF THE RECIPIENT FAILS TO CREATE OR RETAIN THE REQUISITE NUMBER OF
34 JOBS WITHIN AND FOR THE TIME PERIOD SPECIFIED, IN THE DEVELOPMENT
35 ASSISTANCE PROGRAMS AND THE DEVELOPMENT ASSISTANCE AGREEMENT, THE RECI-
36 PIENT SHALL BE DEEMED TO NO LONGER QUALIFY FOR THE STATE ECONOMIC ASSIST-
37 ANCE AND THE APPLICABLE RECAPTURE PROVISIONS SHALL TAKE EFFECT.

38 (3) IF THE RECIPIENT RECEIVES STATE ECONOMIC ASSISTANCE IN THE FORM OF
39 AN EMPIRE ZONE DESIGNATION PURSUANT TO ARTICLE EIGHTEEN-B OF THE GENERAL
40 MUNICIPAL LAW OR AN INDUSTRIAL DEVELOPMENT ZONE DESIGNATION PURSUANT TO
41 ARTICLE EIGHTEEN-A OF THE GENERAL MUNICIPAL LAW AND THE RECIPIENT FAILS
42 TO CREATE OR RETAIN THE REQUISITE NUMBER OF JOBS, AS DETERMINED BY THE
43 DEVELOPMENT ASSISTANCE AGREEMENT WITHIN THE REQUISITE PERIOD OF TIME,
44 THE RECIPIENT SHALL BE REQUIRED TO PAY TO THE STATE THE FULL AMOUNT OF
45 THE STATE TAX EXEMPTION THAT IT RECEIVED AS A RESULT OF SUCH DESIG-
46 NATION.

47 (4) IF THE RECIPIENT RECEIVES A GRANT OR LOAN PURSUANT TO AN EMPIRE
48 ZONE DESIGNATION PURSUANT TO ARTICLE EIGHTEEN-B OF THE GENERAL MUNICIPAL
49 LAW OR AN INDUSTRIAL DEVELOPMENT ZONE DESIGNATION PURSUANT TO ARTICLE
50 EIGHTEEN-A OF THE GENERAL MUNICIPAL LAW AND THE RECIPIENT FAILS TO
51 CREATE OR RETAIN THE REQUISITE NUMBER OF JOBS FOR THE REQUISITE TIME
52 PERIOD, AS PROVIDED IN THE DEVELOPMENT ASSISTANCE AGREEMENT, THE RECIPI-
53 ENT SHALL BE REQUIRED TO REPAY TO THE STATE A PRO RATA AMOUNT OF THE
54 GRANT; THAT AMOUNT SHALL REFLECT THE PERCENTAGE OF THE DEFICIENCY
55 BETWEEN THE REQUISITE NUMBER OF JOBS TO BE CREATED OR RETAINED BY THE
56 RECIPIENT AND THE ACTUAL NUMBER OF SUCH JOBS IN EXISTENCE AS OF THE DATE

A. 5920

6

1 THE DEPARTMENT DETERMINES THE RECIPIENT IS IN BREACH OF THE JOB CREATION
 2 OR RETENTION COVENANTS CONTAINED IN THE DEVELOPMENT ASSISTANCE AGREE-
 3 MENT. IF THE RECIPIENT OF DEVELOPMENT ASSISTANCE UNDER SUCH DESIGNATIONS
 4 CEASES OPERATIONS AT THE SPECIFIC PROJECT SITE DURING A FIVE YEAR PERIOD
 5 COMMENCING ON THE DATE OF ASSISTANCE, THE RECIPIENT SHALL BE REQUIRED TO
 6 REPAY THE ENTIRE AMOUNT OF THE GRANT OR TO ACCELERATE REPAYMENT OF THE
 7 LOAN BACK TO THE STATE.

8 (5) IF THE RECIPIENT RECEIVES A TAX CREDIT UNDER ARTICLE EIGHTEEN-A OR
 9 EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW, THE DEVELOPMENT ASSISTANCE
 10 AGREEMENT SHALL PROVIDE THAT (I) IF THE NUMBER OF NEW OR RETAINED
 11 EMPLOYEES FALLS BELOW THE REQUISITE NUMBER SET FORTH IN THE DEVELOPMENT
 12 ASSISTANCE AGREEMENT, THE ALLOWANCE OF THE CREDIT SHALL BE AUTOMATICALLY
 13 SUSPENDED UNTIL THE NUMBER OF NEW AND RETAINED EMPLOYEES EQUALS OR
 14 EXCEEDS THE REQUISITE NUMBER IN THE DEVELOPMENT ASSISTANCE AGREEMENT;
 15 (II) IF THE RECIPIENT DISCONTINUES OPERATIONS AT THE SPECIFIC PROJECT
 16 SITE DURING THE FIRST FIVE YEARS OF THE TERM OF THE DEVELOPMENT ASSIST-
 17 ANCE AGREEMENT, THE RECIPIENT SHALL FORFEIT ALL CREDITS TAKEN BY THE
 18 RECIPIENT DURING SUCH FIVE YEAR PERIOD; AND (III) IN THE EVENT OF A
 19 REVOCATION OR SUSPENSION OF THE CREDIT, THE DEPARTMENT SHALL INITIATE
 20 PROCEEDINGS AGAINST THE RECIPIENT TO RECOVER WRONGFULLY EXEMPTED STATE
 21 INCOME TAXES AND THE RECIPIENT SHALL PROMPTLY REPAY TO THE DEPARTMENT
 22 ANY WRONGFULLY EXEMPTED STATE INCOME TAXES. THE FORFEITED AMOUNT OF
 23 CREDITS SHALL BE DEEMED ASSESSED ON THE DATE THE DEPARTMENT INITIATES
 24 PROCEEDINGS AGAINST SUCH RECIPIENT AND THE RECIPIENT SHALL PROMPTLY
 25 REPAY TO THE DEPARTMENT ANY WRONGFULLY EXEMPTED STATE INCOME TAXES.

26 (B) THE COMMISSIONER OF TAXATION AND FINANCE MAY ELECT TO WAIVE
 27 ENFORCEMENT OF ANY CONTRACTUAL PROVISION ARISING OUT OF THE DEVELOPMENT
 28 ASSISTANCE AGREEMENT REQUIRED BY THIS ARTICLE BASED ON A FINDING THAT
 29 THE WAIVER IS NECESSARY TO AVERT AN IMMINENT AND DEMONSTRABLE HARDSHIP
 30 TO THE RECIPIENT THAT MAY RESULT IN SUCH RECIPIENT'S INSOLVENCY OR
 31 DISCHARGE OF WORKERS. IF A WAIVER IS GRANTED, THE RECIPIENT SHALL AGREE
 32 TO A CONTRACTUAL MODIFICATION, INCLUDING RECAPTURE PROVISIONS, TO THE
 33 DEVELOPMENT ASSISTANCE AGREEMENT. THE EXISTENCE OF ANY WAIVER GRANTED
 34 PURSUANT TO PARAGRAPH (C) OF THIS SECTION, THE DATE OF THE GRANTING OF
 35 SUCH WAIVER, AND A BRIEF SUMMARY OF THE REASONS SUPPORTING THE GRANTING
 36 OF SUCH WAIVER SHALL BE DISCLOSED CONSISTENT WITH THE PROVISIONS OF THIS
 37 SECTION.

38 (C) BEGINNING JUNE FIRST, TWO THOUSAND TWELVE, THE DEPARTMENT SHALL
 39 ANNUALLY COMPILER A REPORT ON THE OUTCOMES AND EFFECTIVENESS OF RECAPTURE
 40 PROVISIONS BY PROGRAM, INCLUDING BUT NOT LIMITED TO: (I) THE TOTAL
 41 NUMBER OF COMPANIES THAT RECEIVE DEVELOPMENT ASSISTANCE AS DEFINED IN
 42 THIS ARTICLE; (II) THE TOTAL NUMBER OF RECIPIENTS IN VIOLATION OF DEVEL-
 43 OPMENT AGREEMENTS WITH THE DEPARTMENT; (III) THE TOTAL NUMBER OF
 44 COMPLETED RECAPTURE EFFORTS; (IV) THE TOTAL NUMBER OF RECAPTURE EFFORTS
 45 INITIATED; AND (V) THE NUMBER OF WAIVERS GRANTED. SUCH REPORT SHALL BE
 46 DISCLOSED CONSISTENT WITH THE PROVISIONS OF SECTION FOURTEEN HUNDRED
 47 FOUR OF THIS ARTICLE.

48 S 3. The public authorities law is amended by adding a new article
 49 10-E to read as follows:

ARTICLE 10--E

CORPORATE ACCOUNTABILITY FOR TAX EXPENDITURES

SECTION 3980. DEFINITIONS.

3981. UNIFIED ECONOMIC DEVELOPMENT BUDGET.

3982. STANDARDIZED APPLICATIONS FOR STATE DEVELOPMENT ASSIST-
ANCE.

3983. STATE DEVELOPMENT ASSISTANCE DISCLOSURE.

A. 5920

7

1 3984. RECAPTURE.
2 S 3980. DEFINITIONS. AS USED IN THIS ARTICLE:
3 1. "BASE YEARS" MEANS THE FIRST TWO COMPLETE CALENDAR YEARS FOLLOWING
4 THE EFFECTIVE DATE OF A RECIPIENT RECEIVING DEVELOPMENT ASSISTANCE.
5 2. "DATE OF ASSISTANCE" MEANS THE COMMENCEMENT DATE OF THE ASSISTANCE
6 AGREEMENT, WHICH DATE TRIGGERS THE PERIOD DURING WHICH THE RECIPIENT IS
7 OBLIGATED TO CREATE OR RETAIN JOBS AND CONTINUE OPERATIONS AT THE
8 SPECIFIC PROJECT SITE.
9 3. "DEFAULT" MEANS THAT A RECIPIENT HAS NOT ACHIEVED ITS JOB CREATION,
10 JOB RETENTION, OR WAGE OR BENEFIT GOALS, AS APPLICABLE, DURING THE
11 PRESCRIBED PERIOD THEREFOR.
12 4. "DEPARTMENT" MEANS, UNLESS OTHERWISE NOTED, THE DEPARTMENT OF TAXA-
13 TION AND FINANCE OR ANY SUCCESSOR AGENCY.
14 5. "DEVELOPMENT ASSISTANCE" MEANS (A) TAX CREDITS AND TAX EXEMPTIONS
15 (OTHER THAN GIVEN UNDER TAX INCREMENT FINANCING) GIVEN AS AN INCENTIVE
16 TO A RECIPIENT PUBLIC AUTHORITY PURSUANT TO AN INITIAL CERTIFICATION OR
17 AN INITIAL DESIGNATION MADE BY THE DEPARTMENT UNDER ARTICLES EIGHTEEN-A
18 OR EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW;
19 (B) ALL SUCCESSOR AND SUBSEQUENT PROGRAMS AND TAX CREDITS DESIGNED TO
20 PROMOTE LARGE BUSINESS RELOCATIONS AND EXPANSIONS. "DEVELOPMENT ASSIST-
21 ANCE" DOES NOT INCLUDE TAX INCREMENT FINANCING, ASSISTANCE PROVIDED
22 UNDER ARTICLE EIGHTEEN-A OR EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW
23 PURSUANT TO LOCAL ORDINANCE, PARTICIPATION LOANS, OR FINANCIAL TRANS-
24 ACTIONS THROUGH STATUTORILY AUTHORIZED FINANCIAL INTERMEDIARIES IN
25 SUPPORT OF SMALL BUSINESS LOANS AND INVESTMENTS OR GIVEN IN CONNECTION
26 WITH THE DEVELOPMENT OF AFFORDABLE HOUSING.
27 6. "DEVELOPMENT ASSISTANCE AGREEMENT" MEANS ANY AGREEMENT EXECUTED BY
28 THE STATE GRANTING BODY AND THE RECIPIENT SETTING FORTH THE TERMS AND
29 CONDITIONS OF DEVELOPMENT ASSISTANCE TO BE PROVIDED TO THE RECIPIENT
30 CONSISTENT WITH THE FINAL APPLICATION FOR DEVELOPMENT ASSISTANCE,
31 INCLUDING BUT NOT LIMITED TO THE DATE OF ASSISTANCE, SUBMITTED TO AND
32 APPROVED BY THE STATE GRANTING BODY.
33 7. "FULL-TIME, PERMANENT JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE
34 WORKS FOR THE RECIPIENT AT A RATE OF AT LEAST THIRTY-FIVE HOURS PER
35 WEEK.
36 8. "NEW EMPLOYEE" MEANS A FULL-TIME, PERMANENT EMPLOYEE WHO REPRESENTS
37 A NET INCREASE IN THE NUMBER OF THE RECIPIENT'S EMPLOYEES STATE-
38 WIDE. "NEW EMPLOYEE" INCLUDES AN EMPLOYEE WHO PREVIOUSLY FILLED A NEW
39 EMPLOYEE POSITION WITH THE RECIPIENT WHO WAS REHIRED OR CALLED BACK FROM
40 A LAYOFF THAT OCCURS DURING OR FOLLOWING THE BASE YEARS.
41 THE TERM "NEW EMPLOYEE" DOES NOT INCLUDE ANY OF THE FOLLOWING:
42 (A) AN EMPLOYEE OF THE RECIPIENT WHO PERFORMS A JOB THAT WAS PREVIOUS-
43 LY PERFORMED BY ANOTHER EMPLOYEE IN THIS STATE, IF THAT JOB EXISTED IN
44 THIS STATE FOR AT LEAST SIX MONTHS BEFORE HIRING THE EMPLOYEE.
45 (B) A CHILD, GRANDCHILD, PARENT, OR SPOUSE, OTHER THAN A SPOUSE WHO IS
46 LEGALLY SEPARATED FROM THE INDIVIDUAL, OF ANY INDIVIDUAL WHO HAS A
47 DIRECT OR INDIRECT OWNERSHIP INTEREST OF AT LEAST FIVE PERCENT IN THE
48 PROFITS, CAPITAL, OR VALUE OF ANY MEMBER OF THE RECIPIENT.
49 9. "PART-TIME JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE WORKS FOR THE
50 RECIPIENT AT A RATE OF LESS THAN THIRTY-FIVE HOURS PER WEEK.
51 10. "RECIPIENT" MEANS ANY PUBLIC AUTHORITY CREATED PURSUANT TO THIS
52 CHAPTER THAT RECEIVES ECONOMIC DEVELOPMENT ASSISTANCE OR OTHER LEGALLY
53 RECOGNIZED ENTITY OF SUCH A PUBLIC AUTHORITY.
54 11. "RETAINED EMPLOYEE" MEANS ANY EMPLOYEE DEFINED AS HAVING A
55 FULL-TIME OR FULL-TIME EQUIVALENT JOB PRESERVED AT A SPECIFIC FACILITY
56 OR SITE, THE CONTINUANCE OF WHICH IS THREATENED BY A SPECIFIC AND DEMON-

A. 5920

8

1 STRABLE THREAT, WHICH SHALL BE SPECIFIED IN THE APPLICATION FOR DEVELOP-
2 MENT ASSISTANCE.

3 12. "SPECIFIC PROJECT SITE" MEANS THAT DISTINCT OPERATIONAL UNIT TO
4 WHICH ANY DEVELOPMENT ASSISTANCE IS APPLIED.

5 13. "STATE GRANTING BODY" MEANS THE DEPARTMENT, ANY OTHER STATE
6 DEPARTMENT OR STATE AGENCY THAT PROVIDES DEVELOPMENT ASSISTANCE THAT HAS
7 REPORTING REQUIREMENTS UNDER THIS ARTICLE, AND ANY SUCCESSOR AGENCIES TO
8 ANY OF THE PRECEDING.

9 14. "TEMPORARY JOB" MEANS A JOB IN WHICH THE NEW EMPLOYEE IS HIRED FOR
10 A SPECIFIC DURATION OF TIME OR SEASON.

11 15. "VALUE OF ASSISTANCE" MEANS THE FACE VALUE OF ANY FORM OF DEVELOP-
12 MENT ASSISTANCE.

13 S 3981. UNIFIED ECONOMIC DEVELOPMENT BUDGET. 1. FOR EACH STATE FISCAL
14 YEAR ENDING ON OR AFTER JUNE THIRTIETH, TWO THOUSAND TWELVE, THE DEPART-
15 MENT SHALL SUBMIT AN ANNUAL UNIFIED ECONOMIC DEVELOPMENT BUDGET TO THE
16 GOVERNOR, SENATE AND ASSEMBLY. THE UNIFIED ECONOMIC DEVELOPMENT BUDGET
17 SHALL BE DUE WITHIN THREE MONTHS AFTER THE END OF THE FISCAL YEAR, AND
18 SHALL PRESENT ALL TYPES OF DEVELOPMENT ASSISTANCE GRANTED DURING THE
19 PRIOR FISCAL YEAR, INCLUDING:

20 (A) THE AGGREGATE AMOUNT OF UNCOLLECTED OR DIVERTED STATE TAX REVENUES
21 RESULTING FROM EACH TYPE OF DEVELOPMENT ASSISTANCE PROVIDED PURSUANT TO
22 LAW, AS REPORTED TO THE DEPARTMENT ON TAX RETURNS FILED DURING THE
23 FISCAL YEAR.

24 (B) ALL STATE DEVELOPMENT ASSISTANCE.

25 2. ALL DATA CONTAINED IN THE UNIFIED ECONOMIC DEVELOPMENT BUDGET
26 PRESENTED TO THE GOVERNOR, SENATE AND ASSEMBLY SHALL BE FULLY SUBJECT TO
27 THE FREEDOM OF INFORMATION ACT.

28 3. THE DEPARTMENT SHALL SUBMIT A REPORT OF THE AMOUNTS IN PARAGRAPH
29 (A) OF SUBDIVISION ONE OF THIS SECTION TO THE DEPARTMENT, WHICH MAY
30 APPEND SUCH REPORT TO THE UNIFIED ECONOMIC DEVELOPMENT BUDGET RATHER
31 THAN SEPARATELY REPORTING SUCH AMOUNTS.

32 S 3982. STANDARDIZED APPLICATIONS FOR STATE DEVELOPMENT ASSISTANCE.
33 1. ALL FINAL APPLICATIONS SUBMITTED TO THE DEPARTMENT OR ANY OTHER STATE
34 GRANTING BODY REQUESTING DEVELOPMENT ASSISTANCE SHALL CONTAIN, AT A
35 MINIMUM:

36 (A) AN APPLICATION TRACKING NUMBER THAT IS SPECIFIC TO BOTH THE STATE
37 GRANTING AGENCY AND TO EACH APPLICATION.

38 (B) THE OFFICE MAILING ADDRESS, OFFICE TELEPHONE NUMBER, AND CHIEF
39 OFFICER OF THE GRANTING BODY.

40 (C) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
41 CHIEF OFFICER OF THE APPLICANT OR AUTHORIZED DESIGNEE FOR THE SPECIFIC
42 PROJECT SITE FOR WHICH DEVELOPMENT ASSISTANCE IS REQUESTED.

43 (D) THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC PROJECT
44 SITE ON THE DATE THAT THE APPLICATION IS SUBMITTED TO THE STATE GRANTING
45 BODY, INCLUDING THE NUMBER OF FULL-TIME, PERMANENT JOBS, THE NUMBER OF
46 PART-TIME JOBS, AND THE NUMBER OF TEMPORARY JOBS.

47 (E) THE TYPE OF DEVELOPMENT ASSISTANCE AND VALUE OF ASSISTANCE BEING
48 REQUESTED.

49 (F) THE NUMBER OF JOBS TO BE CREATED AND RETAINED OR BOTH CREATED AND
50 RETAINED BY THE APPLICANT AS A RESULT OF THE DEVELOPMENT ASSISTANCE,
51 INCLUDING THE NUMBER OF FULL-TIME, PERMANENT JOBS, THE NUMBER OF
52 PART-TIME JOBS, AND THE NUMBER OF TEMPORARY JOBS.

53 (G) A DETAILED LIST OF THE OCCUPATION OR JOB CLASSIFICATIONS AND
54 NUMBER OF NEW EMPLOYEES OR RETAINED EMPLOYEES TO BE HIRED IN FULL-TIME,
55 PERMANENT JOBS, A SCHEDULE OF ANTICIPATED STARTING DATES OF THE NEW
56 HIRES AND THE ANTICIPATED AVERAGE WAGE BY OCCUPATION OR JOB CLASSIFICA-

A. 5920

9

1 TION AND TOTAL PAYROLL TO BE CREATED AS A RESULT OF THE DEVELOPMENT
2 ASSISTANCE.

3 (H) A LIST OF ALL OTHER FORMS OF DEVELOPMENT ASSISTANCE THAT THE
4 APPLICANT IS REQUESTING FOR THE SPECIFIC PROJECT SITE AND THE NAME OF
5 EACH STATE GRANTING BODY FROM WHICH THAT DEVELOPMENT ASSISTANCE IS BEING
6 REQUESTED.

7 (I) A NARRATIVE, IF NECESSARY, DESCRIBING WHY THE DEVELOPMENT ASSIST-
8 ANCE IS NEEDED AND HOW THE APPLICANT'S USE OF THE DEVELOPMENT ASSISTANCE
9 MAY REDUCE EMPLOYMENT AT ANY SITE IN NEW YORK.

10 (J) A CERTIFICATION BY THE CHIEF OFFICER OF THE APPLICANT OR HIS OR
11 HER AUTHORIZED DESIGNEE THAT THE INFORMATION CONTAINED IN THE APPLICA-
12 TION SUBMITTED TO THE GRANTING BODY CONTAINS NO KNOWING MISREPRESENTA-
13 TION OF MATERIAL FACTS UPON WHICH ELIGIBILITY FOR DEVELOPMENT ASSIST-
14 ANCE IS BASED.

15 2. EVERY STATE GRANTING BODY EITHER SHALL COMPLETE, OR SHALL REQUIRE
16 THE APPLICANT TO COMPLETE, AN APPLICATION FORM THAT MEETS THE MINIMUM
17 REQUIREMENTS AS PRESCRIBED IN THIS SECTION EACH TIME AN APPLICANT
18 APPLIES FOR DEVELOPMENT ASSISTANCE COVERED BY THIS ARTICLE.

19 3. THE DEPARTMENT SHALL HAVE THE DISCRETION TO MODIFY ANY STANDARDIZED
20 APPLICATION FOR STATE DEVELOPMENT ASSISTANCE REQUIRED UNDER SUBDIVISION
21 ONE OF THIS SECTION FOR ANY GRANTS THAT ARE NOT GIVEN AS AN INCENTIVE TO
22 A RECIPIENT PUBLIC AUTHORITY.

23 S 3983. STATE DEVELOPMENT ASSISTANCE DISCLOSURE. 1. BEGINNING FEBRU-
24 ARY FIRST, TWO THOUSAND THIRTEEN AND EACH YEAR THEREAFTER, EVERY STATE
25 GRANTING BODY SHALL SUBMIT TO THE DEPARTMENT COPIES OF ALL DEVELOPMENT
26 ASSISTANCE AGREEMENTS THAT IT APPROVED IN THE PRIOR CALENDAR YEAR.

27 2. FOR EACH DEVELOPMENT ASSISTANCE AGREEMENT FOR WHICH THE DATE OF
28 ASSISTANCE HAS OCCURRED IN THE PRIOR CALENDAR YEAR, EACH RECIPIENT SHALL
29 SUBMIT TO THE DEPARTMENT A PROGRESS REPORT THAT SHALL INCLUDE, BUT NOT
30 BE LIMITED TO, THE FOLLOWING:

31 (A) THE APPLICATION TRACKING NUMBER.

32 (B) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
33 CHIEF OFFICER OF THE GRANTING BODY.

34 (C) THE OFFICE MAILING ADDRESS, TELEPHONE NUMBER, AND THE NAME OF THE
35 CHIEF OFFICER OF THE APPLICANT OR AUTHORIZED DESIGNEE FOR THE SPECIFIC
36 PROJECT SITE FOR WHICH THE DEVELOPMENT ASSISTANCE WAS APPROVED BY THE
37 STATE GRANTING BODY.

38 (D) THE TYPE OF DEVELOPMENT ASSISTANCE PROGRAM AND VALUE OF ASSISTANCE
39 THAT WAS APPROVED BY THE STATE GRANTING BODY.

40 (E) THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC PROJECT
41 SITE ON THE DATE THAT THE APPLICATION WAS SUBMITTED TO THE STATE GRANT-
42 ING BODY AND THE APPLICANT'S TOTAL NUMBER OF EMPLOYEES AT THE SPECIFIC
43 PROJECT SITE ON THE DATE OF THE REPORT, INCLUDING THE NUMBER OF
44 FULL-TIME, PERMANENT JOBS, THE NUMBER OF PART-TIME JOBS, AND THE NUMBER
45 OF TEMPORARY JOBS, AND A COMPUTATION OF THE GAIN OR LOSS OF JOBS IN EACH
46 CATEGORY.

47 (F) THE NUMBER OF NEW EMPLOYEES AND RETAINED EMPLOYEES THE APPLICANT
48 STATED IN ITS DEVELOPMENT ASSISTANCE AGREEMENT, IF ANY, IF NOT, THEN IN
49 ITS APPLICATION, WOULD BE CREATED BY THE DEVELOPMENT ASSISTANCE BROKEN
50 DOWN BY FULL-TIME, PERMANENT, PART-TIME, AND TEMPORARY.

51 (G) A SWORN DECLARATION OF WHETHER THE RECIPIENT IS IN COMPLIANCE WITH
52 THE DEVELOPMENT ASSISTANCE AGREEMENT.

53 (H) A DETAILED LIST OF THE OCCUPATION OR JOB CLASSIFICATIONS AND
54 NUMBER OF NEW EMPLOYEES OR RETAINED EMPLOYEES TO BE HIRED IN FULL-TIME,
55 PERMANENT JOBS, A SCHEDULE OF ANTICIPATED STARTING DATES OF THE NEW
56 HIRES AND THE ACTUAL AVERAGE WAGE BY OCCUPATION OR JOB CLASSIFICATION

A. 5920

10

1 AND TOTAL PAYROLL TO BE CREATED AS A RESULT OF THE DEVELOPMENT ASSIST-
2 ANCE.

3 (I) A NARRATIVE, IF NECESSARY, DESCRIBING HOW THE RECIPIENT'S USE OF
4 THE DEVELOPMENT ASSISTANCE DURING THE REPORTING YEAR HAS REDUCED EMPLOY-
5 MENT AT ANY SITE IN NEW YORK.

6 (J) A CERTIFICATION BY THE CHIEF OFFICER OF THE APPLICANT OR HIS OR
7 HER AUTHORIZED DESIGNEE THAT THE INFORMATION IN THE PROGRESS REPORT
8 CONTAINS NO KNOWING MISREPRESENTATION OF MATERIAL FACTS UPON WHICH
9 ELIGIBILITY FOR DEVELOPMENT ASSISTANCE IS BASED.

10 3. THE STATE GRANTING BODY, OR A SUCCESSOR AGENCY, SHALL HAVE FULL
11 AUTHORITY TO VERIFY INFORMATION CONTAINED IN THE RECIPIENT'S PROGRESS
12 REPORT, INCLUDING THE AUTHORITY TO INSPECT THE SPECIFIC PROJECT SITE AND
13 INSPECT THE RECORDS OF THE RECIPIENT THAT ARE SUBJECT TO THE DEVELOPMENT
14 ASSISTANCE AGREEMENT.

15 4. BY JUNE FIRST, TWO THOUSAND THIRTEEN AND BY JUNE FIRST OF EACH YEAR
16 THEREAFTER, THE DEPARTMENT SHALL COMPILE AND PUBLISH ALL DATA IN ALL OF
17 THE PROGRESS REPORTS IN BOTH WRITTEN AND ELECTRONIC FORM.

18 5. IF A RECIPIENT OF DEVELOPMENT ASSISTANCE FAILS TO COMPLY WITH
19 SUBDIVISION TWO OF THIS SECTION, THE DEPARTMENT SHALL, WITHIN TWENTY
20 WORKING DAYS AFTER THE REPORTING SUBMITTAL DEADLINES SET FORTH IN SUCH
21 SUBDIVISION TWO, SUSPEND WITHIN THIRTY-THREE WORKING DAYS ANY CURRENT
22 DEVELOPMENT ASSISTANCE TO SUCH RECIPIENT UNDER ITS CONTROL, AND SHALL BE
23 PROHIBITED FROM COMPLETING ANY CURRENT OR PROVIDING ANY FUTURE DEVELOP-
24 MENT ASSISTANCE UNTIL IT RECEIVES PROOF THAT SUCH RECIPIENT HAS COME
25 INTO COMPLIANCE WITH THE REQUIREMENTS OF SUBDIVISION TWO OF THIS
26 SECTION.

27 6. THE DEPARTMENT SHALL HAVE THE DISCRETION TO MODIFY THE INFORMATION
28 REQUIRED IN THE PROGRESS REPORT REQUIRED UNDER SUBDIVISION TWO OF THIS
29 SECTION CONSISTENT WITH THE DISCLOSURE PURPOSE OF THIS SECTION FOR ANY
30 GRANTS THAT ARE NOT GIVEN AS AN INCENTIVE TO A RECIPIENT PUBLIC AUTHORI-
31 TY.

32 S 3984. RECAPTURE. 1. ALL DEVELOPMENT ASSISTANCE AGREEMENTS SHALL
33 CONTAIN, AT A MINIMUM, THE FOLLOWING RECAPTURE PROVISIONS:

34 (A) THE RECIPIENT MUST (I) MAKE THE LEVEL OF CAPITAL INVESTMENT IN THE
35 ECONOMIC DEVELOPMENT PROJECT SPECIFIED IN THE DEVELOPMENT ASSISTANCE
36 AGREEMENT; (II) CREATE OR RETAIN, OR BOTH, THE REQUISITE NUMBER OF JOBS,
37 PAYING NOT LESS THAN SPECIFIED WAGES FOR THE CREATED AND RETAINED JOBS,
38 WITHIN AND FOR THE DURATION OF THE TIME PERIOD SPECIFIED IN THE DEVELOP-
39 MENT ASSISTANCE PROGRAMS AND THE DEVELOPMENT ASSISTANCE AGREEMENT.

40 (B) IF THE RECIPIENT FAILS TO CREATE OR RETAIN THE REQUISITE NUMBER OF
41 JOBS WITHIN AND FOR THE TIME PERIOD SPECIFIED, IN THE DEVELOPMENT
42 ASSISTANCE PROGRAMS AND THE DEVELOPMENT ASSISTANCE AGREEMENT, THE RECI-
43 PIENT SHALL BE DEEMED TO NO LONGER QUALIFY FOR THE STATE ECONOMIC ASSIST-
44 ANCE AND THE APPLICABLE RECAPTURE PROVISIONS SHALL TAKE EFFECT.

45 (C) IF THE RECIPIENT RECEIVES STATE ECONOMIC ASSISTANCE IN THE FORM OF
46 AN EMPIRE ZONE DESIGNATION PURSUANT TO ARTICLE EIGHTEEN-B OF THE GENERAL
47 MUNICIPAL LAW OR AN INDUSTRIAL DEVELOPMENT ZONE DESIGNATION PURSUANT TO
48 ARTICLE EIGHTEEN-A OF THE GENERAL MUNICIPAL LAW AND THE RECIPIENT FAILS
49 TO CREATE OR RETAIN THE REQUISITE NUMBER OF JOBS, AS DETERMINED BY THE
50 DEVELOPMENT ASSISTANCE AGREEMENT WITHIN THE REQUISITE PERIOD OF TIME,
51 THE RECIPIENT SHALL BE REQUIRED TO PAY TO THE STATE THE FULL AMOUNT OF
52 THE STATE TAX EXEMPTION THAT IT RECEIVED AS A RESULT OF SUCH DESIG-
53 NATION.

54 (D) IF THE RECIPIENT RECEIVES A GRANT OR LOAN PURSUANT TO AN EMPIRE
55 ZONE DESIGNATION PURSUANT TO ARTICLE EIGHTEEN-B OF THE GENERAL MUNICIPAL
56 LAW OR AN INDUSTRIAL DEVELOPMENT ZONE DESIGNATION PURSUANT TO ARTICLE

A. 5920

11

1 EIGHTEEN-A OF THE GENERAL MUNICIPAL LAW AND THE RECIPIENT FAILS TO
2 CREATE OR RETAIN THE REQUISITE NUMBER OF JOBS FOR THE REQUISITE TIME
3 PERIOD, AS PROVIDED IN THE DEVELOPMENT ASSISTANCE AGREEMENT, THE RECIPI-
4 ENT SHALL BE REQUIRED TO REPAY TO THE STATE A PRO RATA AMOUNT OF THE
5 GRANT; THAT AMOUNT SHALL REFLECT THE PERCENTAGE OF THE DEFICIENCY
6 BETWEEN THE REQUISITE NUMBER OF JOBS TO BE CREATED OR RETAINED BY THE
7 RECIPIENT AND THE ACTUAL NUMBER OF SUCH JOBS IN EXISTENCE AS OF THE DATE
8 THE DEPARTMENT DETERMINES THE RECIPIENT IS IN BREACH OF THE JOB CREATION
9 OR RETENTION COVENANTS CONTAINED IN THE DEVELOPMENT ASSISTANCE AGREE-
10 MENT. IF THE RECIPIENT OF DEVELOPMENT ASSISTANCE UNDER SUCH DESIGNATIONS
11 CEASES OPERATIONS AT THE SPECIFIC PROJECT SITE DURING A FIVE YEAR PERIOD
12 COMMENCING ON THE DATE OF ASSISTANCE, THE RECIPIENT SHALL BE REQUIRED TO
13 REPAY THE ENTIRE AMOUNT OF THE GRANT OR TO ACCELERATE REPAYMENT OF THE
14 LOAN BACK TO THE STATE.

15 (E) IF THE RECIPIENT RECEIVES A TAX CREDIT UNDER ARTICLE EIGHTEEN-A OR
16 EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW, THE DEVELOPMENT ASSISTANCE
17 AGREEMENT SHALL PROVIDE THAT (I) IF THE NUMBER OF NEW OR RETAINED
18 EMPLOYEES FALLS BELOW THE REQUISITE NUMBER SET FORTH IN THE DEVELOPMENT
19 ASSISTANCE AGREEMENT, THE ALLOWANCE OF THE CREDIT SHALL BE AUTOMATICALLY
20 SUSPENDED UNTIL THE NUMBER OF NEW AND RETAINED EMPLOYEES EQUALS OR
21 EXCEEDS THE REQUISITE NUMBER IN THE DEVELOPMENT ASSISTANCE AGREEMENT;
22 (II) IF THE RECIPIENT DISCONTINUES OPERATIONS AT THE SPECIFIC PROJECT
23 SITE DURING THE FIRST FIVE YEARS OF THE TERM OF THE DEVELOPMENT ASSIST-
24 ANCE AGREEMENT, THE RECIPIENT SHALL FORFEIT ALL CREDITS TAKEN BY THE
25 RECIPIENT DURING SUCH FIVE YEAR PERIOD; AND (III) IN THE EVENT OF A
26 REVOCATION OR SUSPENSION OF THE CREDIT, THE DEPARTMENT SHALL INITIATE
27 PROCEEDINGS AGAINST THE RECIPIENT TO RECOVER WRONGFULLY EXEMPTED STATE
28 INCOME TAXES AND THE RECIPIENT SHALL PROMPTLY REPAY TO THE DEPARTMENT
29 ANY WRONGFULLY EXEMPTED STATE INCOME TAXES. THE FORFEITED AMOUNT OF
30 CREDITS SHALL BE DEEMED ASSESSED ON THE DATE THE DEPARTMENT INITIATES
31 PROCEEDINGS AGAINST SUCH RECIPIENT AND THE RECIPIENT SHALL PROMPTLY
32 REPAY TO THE DEPARTMENT ANY WRONGFULLY EXEMPTED STATE INCOME TAXES.

33 2. THE COMMISSIONER OF TAXATION AND FINANCE MAY ELECT TO WAIVE
34 ENFORCEMENT OF ANY CONTRACTUAL PROVISION ARISING OUT OF THE DEVELOPMENT
35 ASSISTANCE AGREEMENT REQUIRED BY THIS ARTICLE BASED ON A FINDING THAT
36 THE WAIVER IS NECESSARY TO AVERT AN IMMINENT AND DEMONSTRABLE HARDSHIP
37 TO THE RECIPIENT THAT MAY RESULT IN SUCH RECIPIENT'S INSOLVENCY OR
38 DISCHARGE OF WORKERS. IF A WAIVER IS GRANTED, THE RECIPIENT SHALL AGREE
39 TO A CONTRACTUAL MODIFICATION, INCLUDING RECAPTURE PROVISIONS, TO THE
40 DEVELOPMENT ASSISTANCE AGREEMENT. THE EXISTENCE OF ANY WAIVER GRANTED
41 PURSUANT TO SUBDIVISION THREE OF THIS SECTION, THE DATE OF THE GRANTING
42 OF SUCH WAIVER, AND A BRIEF SUMMARY OF THE REASONS SUPPORTING THE GRANT-
43 ING OF SUCH WAIVER SHALL BE DISCLOSED CONSISTENT WITH THE PROVISIONS OF
44 THIS SECTION.

45 3. BEGINNING JUNE FIRST, TWO THOUSAND TWELVE, THE DEPARTMENT SHALL
46 ANNUALLY COMPILER A REPORT ON THE OUTCOMES AND EFFECTIVENESS OF RECAPTURE
47 PROVISIONS BY PROGRAM, INCLUDING BUT NOT LIMITED TO: (A) THE TOTAL
48 NUMBER OF AUTHORITIES THAT RECEIVE DEVELOPMENT ASSISTANCE AS DEFINED IN
49 THIS ARTICLE; (B) THE TOTAL NUMBER OF RECIPIENTS IN VIOLATION OF DEVEL-
50 OPMENT AGREEMENTS WITH THE DEPARTMENT; (C) THE TOTAL NUMBER OF COMPLETED
51 RECAPTURE EFFORTS; (D) THE TOTAL NUMBER OF RECAPTURE EFFORTS INITIATED;
52 AND (E) THE NUMBER OF WAIVERS GRANTED. SUCH REPORT SHALL BE DISCLOSED
53 CONSISTENT WITH THE PROVISIONS OF SECTION THIRTY-NINE HUNDRED
54 EIGHTY-THREE OF THIS ARTICLE.

55 S 4. This act shall take effect on the one hundred twentieth day after
56 it shall have become a law and shall apply to contracts and agreements

A. 5920

12

1 entered into on or after such effective date. Effective immediately,
2 the addition, amendment and/or repeal of any rule or regulation neces-
3 sary for the implementation of this act on its effective date is author-
4 ized to be made on or before such effective date.

IDA - Sandy Alison Barbara co-sponsoring...

From: Joel Tyner [joeltyner@earthlink.net]

Sent: Monday, July 18, 2011 8:52 AM

To: Hohmann, Patricia; Morris, Carolyn; Wager, Leigh

Subject: Patty/Carolyn/Leigh-- I sent this in Fri. before 5 pm; Sandy, Alison, Barbara co-sponsoring...

WHEREAS, New York State Comptroller Thomas DiNapoli issued a report this June stating that reporting requirements for New York's industrial-development agencies are lacking, and there there is no apparent connection between higher tax exemptions and job growth, and

WHEREAS, DiNapoli's fourth annual report compares the aggregate net tax exemptions given by the 115 Industrial Development Agencies (IDAs) that were operating in 2009 to the aggregate property tax levy and total job gains or losses by county; IDAs are independent public authorities that attract and keep businesses by providing them with exemptions in property, sales and mortgage-recording taxes and low-interest bonds, and

WHEREAS, New York State spends more than \$8 billion dollars a year on corporate subsidies, but these investments too often fail to create the good jobs and community benefits New Yorkers need; far too often, subsidies are given to businesses that create poverty-wage jobs, no jobs at all, or actually cut jobs, and

WHEREAS, with persistent unemployment, wages down and communities struggling, it's time we get our money's worth from economic development efforts; in this time of economic crisis, we need to reform New York's economic development entities so they revitalize our local, regional, and statewide economies, and

WHEREAS, legislation has been introduced in our state legislature, the Corporate Accountability and Tax Expenditures Act (S.446/A.5920), that would standardize applications for state development assistance for empire zone assistance and industrial development agency assistance and require recipients of certain development assistance to submit progress reports which include certain information and disclosures, and therefore be it

RESOLVED, that the Dutchess County Legislature strongly urges that the New York State Legislature pass and our Governor sign into law the Corporate Accountability and Tax Expenditures Act of 2011 (S.446/A.5920), and be it further

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

Hohmann, Patricia

From: Joel Tyner [joeltyner@earthlink.net]
Sent: Friday, July 15, 2011 4:26 PM
To: Hohmann, Patricia; Morris, Carolyn; Wager, Leigh
Subject: Patty/Carolyn/Leigh-- Sandy and Alison are co-sponsoring this one with me re: IDA accountability....

WHEREAS, New York State Comptroller Thomas DiNapoli issued a report this June stating that reporting requirements for New York's industrial-development agencies are lacking, and there there is no apparent connection between higher tax exemptions and job growth, and

WHEREAS, DiNapoli's fourth annual report compares the aggregate net tax exemptions given by the 115 Industrial Development Agencies (IDAs) that were operating in 2009 to the aggregate property tax levy and total job gains or losses by county; IDAs are independent public authorities that attract and keep businesses by providing them with exemptions in property, sales and mortgage-recording taxes and low-interest bonds, and

WHEREAS, New York State spends more than \$8 billion dollars a year on corporate subsidies, but these investments too often fail to create the good jobs and community benefits New Yorkers need; far too often, subsidies are given to businesses that create poverty-wage jobs, no jobs at all, or actually cut jobs, and New York's complex and balkanized economic development system, which consists of hundreds of state agencies and programs, quasi-private public authorities like Industrial Development Agencies, and Local Development Corporations, does not operate with the accountability and transparency that taxpayers deserve, and

WHEREAS, with persistent unemployment, wages down and communities struggling, it's time we get our money's worth from economic development efforts; in this time of economic crisis, we need to reform New York's economic development entities so they revitalize our local, regional, and statewide economies, make smart investments in industries that build the middle class, allow local communities directly impacted by development a voice in decision-making, and ensure that publicly-funded projects are actually benefiting the public, and

WHEREAS, legislation has been introduced in our state legislature, The Corporate Accountability and Tax Expenditures Act (S.446/A.5920). that would standardize applications for state development assistance for empire zone assistance and industrial development agency assistance, require submission of certain development assistance agreements to the department of taxation and finance, require recipients of certain development assistance to submit progress reports which include certain information and disclosures, and make certain recapture provisions; and define relevant terms, and

RESOLVED, that the Dutchess County Legislature strongly urges that the New York State Legislature pass and our Governor sign into law the Corporate Accountability and Tax Expenditures Act of 2011 (S.446/A.5920), and be it further

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

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		✓
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		✓
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		✓
District 3 - Town of LaGrange	Borchert (C)		✓
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓	
District 18 - City of Beacon	Forman		✓
District 22 - Town of Beekman	Hutchings		✓
District 24 - Towns of Dover and Union Vale	Surman		✓

Present:	<u>11</u>	Resolution:	<u>AK</u>	Total :	<u>4</u>	<u>7</u>
Absent:	<u>1</u>	Motion:	<u> </u>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2011216 Urging Passage of Corporate Accountability and Tax Expenditure Act of 2011 S.446/A.5920

Date: 9/8/11

Resolution No. 2011216 was defeated in Budget, Finance, and Personnel Committee on September 8, 2011.

RESOLUTION NO. 2011217

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF AMENIA
ASSESSED UNDER THE NAME OF VOORHEES DOLORES
GRID: 132000-7165-00-725673-0000

Legislators BORCHERT and KELSEY offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Amenia assessed to Voorhees Dolores for the levy year 2008 and described as Grid No. 132000-7165-00-725673-0000 amounting to \$2,930.81 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$10,070.45 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 Dolores Voorhees, 233 S Amenia Road, Wassaic, NY 12592 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-115-11
PB:CM:deb/ca/R-0324
8/17/11
Fiscal Impact: None

Date September 20, 2011

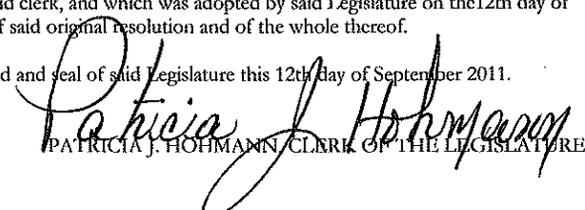
STATE OF NEW YORK

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011217 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011218

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF EAST FISHKILL
ASSESSED UNDER THE NAME OF KOHLMAIER NORBERT
KOHLMAIER NORBERT (RM)
GRID: 132800-6358-04-965056-0000

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

WHEREAS, unpaid tax on property in the Town of East Fishkill assessed to
Kohlmaier Norbert Kohlmaier Norbert (RM) for the levy year 2008 and described as Grid
No. 132800-6358-04-965056-0000 amounting to \$4,067.19 was placed on a List of
Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the
tax lien year of 2009, and

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

WHEREAS, the sum of \$9,970.20 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 Norbert
Kohlmaier and Norbert Kohlmaier (RM), 695 Route 376, Hopewell Junction, NY 12533 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-125-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

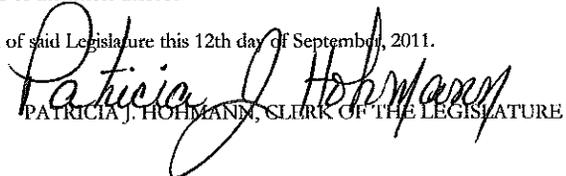
STATE OF NEW YORK

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 12th day of September 2011,
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 12th day of September, 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011218 Quitclaim Deeds Properties in the Town of:
 East Fishkill

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011218 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011219

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF EAST FISHKILL
ASSESSED UNDER THE NAME OF EAST FISHKILL PROPERTIES INC
GRID: 132800-6554-00-110901-0000

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

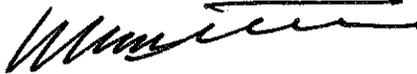
WHEREAS, unpaid tax on property in the Town of East Fishkill assessed to
East Fishkill Properties Inc for the levy year 2008 and described as Grid No. 132800-6554-
00-110901-0000 amounting to \$7,354.68 was placed on a List of Delinquent Taxes filed in
the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$25,941.07 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 East
Fishkill Properties Inc, c/o Joseph Schleimer, 7 Old Phillips Hill Road, New City, NY 10956
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-119-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None

APPROVED

WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

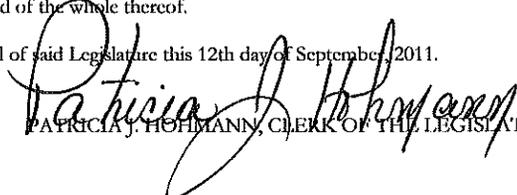
Date September 20, 2011

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 12th day of September 2011,
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 12th day of September, 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011219 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011220

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF FISHKILL
ASSESSED UNDER THE NAME OF PENTZ KAREN A SEE ALAN
GRID: 133089-6356-01-224617-0000

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

WHEREAS, unpaid tax on property in the Town of Fishkill assessed to
Pentz Karen A See Alan for the levy year 2008 and described as Grid No. 133089-6356-
01-224617-0000 amounting to \$1,831.74 was placed on a List of Delinquent Taxes filed
in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009,
and

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

WHEREAS, the sum of \$13,905.80 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 Karen A Pentz and Alan See, 75 Mountain View Road, Fishkill, NY 12524 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-127-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

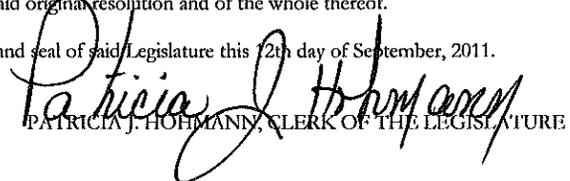
STATE OF NEW YORK

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 12th day of
September 2011, 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 12th day of September, 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

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

2011220 Quitclaim Deeds Properties in the Town of:
 Fishkill

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011220 **Quitclaim Deeds Properties in the Town of:
Fishkill**

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011220 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011221

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF HYDE PARK
ASSESSED UNDER THE NAME OF JANUM MANAGEMENT LLC
GRID: 133200-6263-03-093317-0000

Legislators BORCHERT and KUFFNER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Hyde Park assessed to Janum Management LLC for the levy year 2008 and described as Grid No. 133200-6263-03-093317-0000 amounting to \$1,817.18 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$2,554.49 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 Janum Management LLC, 132 Montfort Drive, Belle Mead, ~~NY~~ ^{APPASO, VA} and all interest which the County of Dutchess may have acquired in and to the said parcel by reason of the above deed.

CA-124-11
PB:CM:deb/ca/R-0324
8/18/2011

Fiscal Impact: None
STATE OF NEW YORK

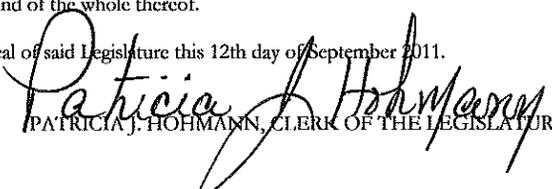

WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion:

Total: 11 0
 Yes No
 Abstentions: 0

2011221 Quitclaim Deeds Properties in the Town of:
 Hyde Park

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011221 Quitclaim Deeds Properties in the Town of:
Hyde Park

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011221 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011222

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF HYDE PARK
ASSESSED UNDER THE NAME OF ALLT WILLIAM S JR
GRID: 133200-6265-01-400704-0000

Legislators BORCHERT and KUFFNER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Hyde Park assessed to Allt William S Jr for the levy year 2008 and described as Grid No. 133200-6265-01-400704-0000 amounting to \$3,846.60 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$8,935.63 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 William S Allt Jr, 207 Cardinal Rd, Hyde Park, NY 12538 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-116-11 PB:CM:deb/ca/R-0324
8/17/2011

Fiscal Impact: None
STATE OF NEW YORK

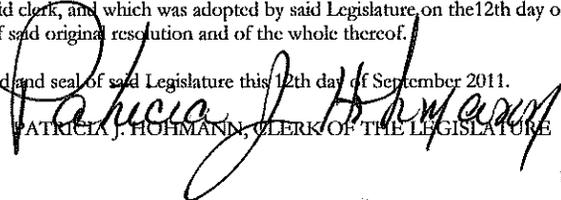
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

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

2011222 Quitclaim Deeds Properties in the Town of:
Hyde Park

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011222 Quitclaim Deeds Properties in the Town of:
 Hyde Park

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011222 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011223

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF PLASS JOHN
GRID: 134689-6163-03-375046-0000

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

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Plass John for the levy year 2008 and described as Grid No. 134689-6163-03-375046-0000 amounting to \$7,109.04 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$17,535.17 was tendered to the Dutchess County Commissioner of Finance in payment of all right, title and interest which the County may have acquired in and to the above property by reason of the above deed, and in payment of all unpaid taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and they are hereby authorized, empowered and directed to make, execute and deliver in the name of the County of Dutchess and of the Legislature of said County, a quitclaim deed to John Plass, 3 Mahar Drive, Poughkeepsie, NY 12601 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-128-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None
STATE OF NEW YORK

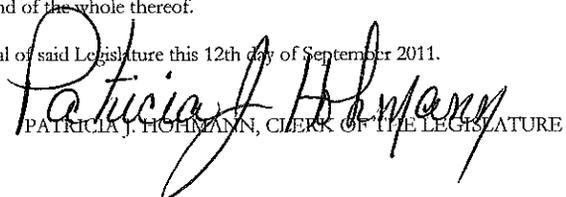
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011223 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011224

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF BROOKE SAMUEL P MORA
FRANK GEMMATI JT
GRID: 134689-6161-12-994727-0000

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

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Brooke Samuel P Mora Frank Gemmati JT for the levy year 2008 and described as Grid No. 134689-6161-12-994727-0000 amounting to \$8,053.21 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$28,644.23 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 Samuel P Brooke, Frank Mora, JT Gemmati, 30 Manchester Road, Poughkeepsie, NY 12603 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.

APPROVED


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

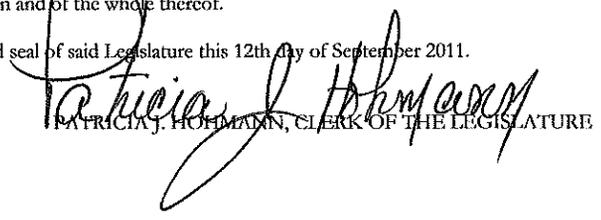
CA-117-11 PB:CM:deb/ca/R-0324
8/17/2011 Fiscal Impact: None
STATE OF NEW YORK

ss:
COUNTY OF DUTCHESS

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2011224 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011224 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011224 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011225

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF PASCOE GLENN
GRID: 134689-6261-01-037860-0000

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

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Pascoe Glenn for the levy year 2008 and described as Grid No. 134689-6261-01-037860-0000 amounting to \$9,800.44 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$25,532.82 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 Glenn Pascoe dba Dutchess Towing, 11 Olympic Way, Poughkeepsie, NY 12601 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-126-11
PB:CM:deb/ca/R-0324
8/18/2011
Fiscal Impact: None
STATE OF NEW YORK
COUNTY OF DUTCHESS

APPROVED

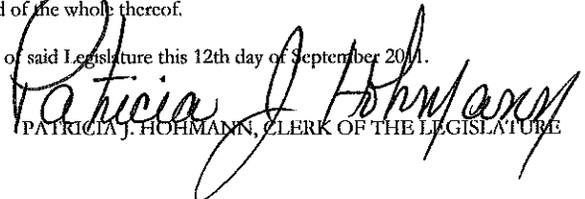


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011225 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011226

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF HASELKAMP DAVID
GRID: 134689-6057-07-600889-0000

Legislators BORCHERT and INCORONATO offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Haselkamp David for the levy year 2008 and described as Grid No. 134689-6057-07-600889-0000 amounting to \$3,817.58 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$8,794.74 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 David Haselkamp, 19 Conklin Street, New Hamburg, NY 12590 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-122-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None

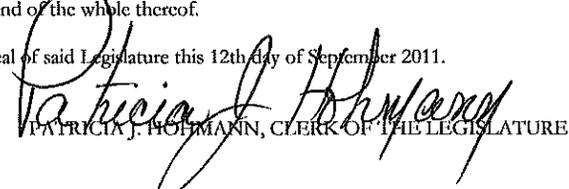
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion:

Total: 11 0
 Yes No
 Abstentions: 0

2011226 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	<i>Absent</i>	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011226 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011226 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011227

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF GWG PROPERTY MANAGEMENT INC
GRID: 134689-6161-12-881659-0000

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

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to GWG Property Management Inc for the levy year 2008 and described as Grid No. 134689-6161-12-881659-0000 amounting to \$24,017.82 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$58,021.77 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 GWG Property Management Inc, 30 Manchester Rd, Poughkeepsie, NY 12603-2412 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-121-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None

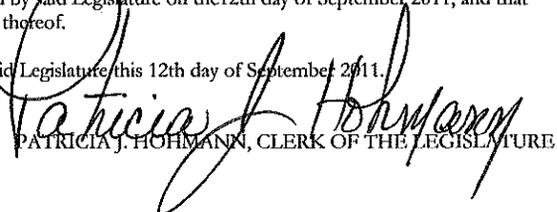
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion:

Total: 11 0
 Yes No
 Abstentions: 0

2011227 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011227 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011227 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011228

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF COUCH DONALD EDWARD
GRID: 134689-6160-03-247465-0000

Legislators BORCHERT and ROMAN offer the following and move its
adoption,

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to
Couch Donald Edward for the levy year 2008 and described as Grid No. 134689-6160-03-
247465-0000 amounting to \$7,329.09 was placed on a List of Delinquent Taxes filed in the
Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$17,044.17 was tendered to the Dutchess County
Commissioner of Finance in payment of all right, title and interest which the County may
have acquired in and to the above property by reason of the above deed, and in payment of
all unpaid taxes and all other charges due and owing, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and
they are hereby authorized, empowered and directed to make, execute and deliver in the
name of the County of Dutchess and of the Legislature of said County, a quitclaim deed to
Donald Edward Couch, 52 Spackenkill Road, Poughkeepsie, NY 12603 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-118-11 PB:CM:deb/ca/R-0324
8/18//2011 Fiscal Impact: None

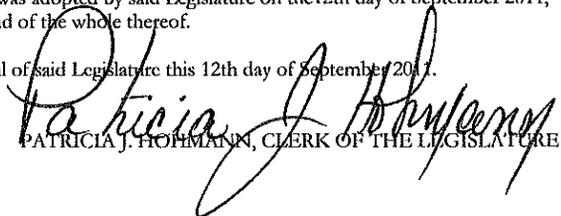
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

Date September 20, 2011

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 12th day of September 2011,
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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison*		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 18 - City of Beacon	Forman		
District 22 - Town of Beekman	Hutchings		
District 24 - Towns of Dover and Union Vale	Surman		

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

2011228 Quitclaim Deeds Properties in the Town of:
Town of Poughkeepsie

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011228 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011228 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011229

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF STANFORD
ASSESSED UNDER THE NAME OF FONTANELLI, HUMBERT C
FONTANELLI BARBARA
GRID: 135200-6567-15-672261-0000

Legislators BORCHERT and COOPER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Stanford assessed to Fontanelli, Humbert C (now deceased) Fontanelli Barbara for the levy year 2008 and described as Grid No. 135200-6567-15-672261-0000 amounting to \$1,031.63 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$7,961.13 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 Estate of Humbert C Fontanelli and Barbara Fontanelli, 32 Court Street Suite 1700, Brooklyn, NY 11201 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.

APPROVED

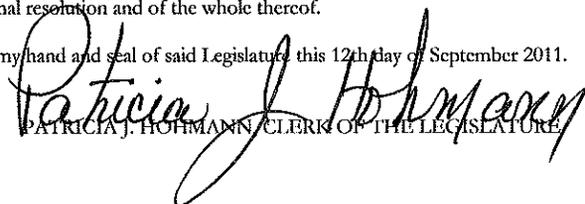
CA-120-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None
STATE OF NEW YORK
COUNTY OF DUTCHESS


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

September 20, 2011

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 where adopted by said Legislature on the 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011229 Quitclaim Deeds Properties in the Town of:
 Town of Poughkeepsie

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011229 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011230

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF UNION VALE
ASSESSED UNDER THE NAME OF RAYFORD DEVERNE & SONS INC
GRID: 135400-6660-00-716588-0000

Legislators BORCHERT and BOLNER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Union Vale assessed to Rayford Deverne & Sons Inc for the levy year 2008 and described as Grid No. 135400-6660-00-716588-0000 amounting to \$12,176.26 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$30,011.27 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 Rayford Deverne & Sons Inc, 1A Summerland Lane, Briarcliff Manor, NY 10510 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

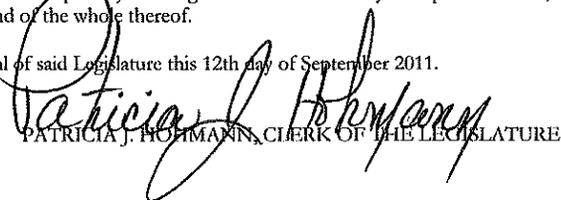
CA-129-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011230 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011231

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF WAPPINGER
ASSESSED UNDER THE NAME OF HENSHAW DAVID P
GRID: 135689-6359-02-749655-0000

Legislators BORCHERT and BOLNER offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Wappinger assessed to Henshaw David P for the levy year 2008 and described as Grid No. 135689-6359-02-749655-0000 amounting to \$116.14 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$275.41 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 David P Henshaw, 186 Diddell Road, Wappingers Falls, NY 12590 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.

APPROVED

CA-123-11 PB:CM:deb/ca/R-0324
8/18//2011 Fiscal Impact: None



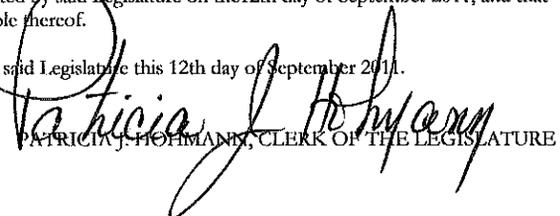
WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011231 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011232

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF POUGHKEEPSIE
ASSESSED UNDER THE NAME OF STEPHENS PAUL A YONG CHA
GRID: 134689-6059-04-981495-0000

Legislators BORCHERT and ROMAN offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Poughkeepsie assessed to Stephens Paul A Yong Cha for the levy year 2008 and described as Grid No. 134689-6059-04-981495-0000 amounting to \$6,721.67 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 2, 2009 for the tax lien year of 2009, and

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

WHEREAS, the sum of \$15,613.20 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 Paul A Stephens and Cha Yong, 83 Camelot Road, Poughkeepsie, NY 12601 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.

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-130-11 PB:CM:deb/ca/R-0324
8/18/2011 Fiscal Impact: None

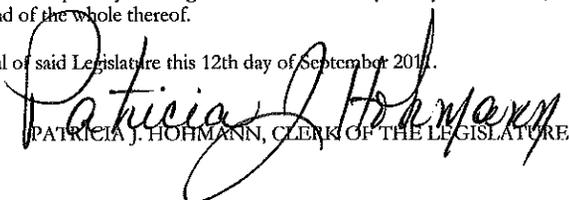
STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Roll call vote on the foregoing Resolution No. 2011232 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011233

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

Legislators HORN, COOPER, and HORTON offers the following and moves its adoption:

WHEREAS, the United States Congress enacted the Trade Adjustment Assistance (TAA) Program and the Workforce Investment Act of 1998 (WIA) to provide the framework for a unique workforce preparation and employment system designed to meet both the needs of businesses and the needs of job seekers and those who want to further their careers, and

WHEREAS, the New York State Department of Labor has provided allocations to Dutchess County for the operation of FY 2009 TAA funding for the period 10/1/08 through 9/30/11, FY 2010 TAA funding for the period 10/1/09 through 9/30/12, and for the operation of PY 2011 Title 1B Administration Funds for the period 4/1/11 through 6/30/13, for the operation of PY 2011 Title 1B Adult Funds for the period 7/1/11 through 6/30/13, for the operation of PY 2011 Title 1B Dislocated Worker Funds for the period 7/1/11 through 6/30/13, and for the operation of PY 2010 Title 1B –SWA Adult Supplemental for the period 7/1/11 through 10/31/11 now, therefore, be it

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

APPROPRIATIONS
Increase (Decrease)

FY 2009			
CD6292.2009.4813	TAA Participant Funding	\$	2,938
FY 2010			
CD6292.2010.4813	TAA Participant Funding		9,487
PY2011			
CD6292.2011.4804	T-1B Administration		18,576
PY2011			
CD6292.2011.4801	T-1B Adult		36,946
PY2011			
CD6292.2011.4802	T-1B Dislocated Worker		130,240
PY2010			
CD6292.2010.4815	T-1B SWA-Adult Supplemental		35,079
			<u>\$ 233,266</u>

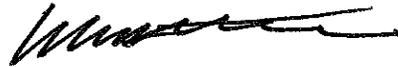
REVENUES
Increase (Decrease)

FY 2009			
CD6292.2009.47910.22	TAA Participant Funding	\$	2,938
FY 2010			
CD6292.2010.47910.22	TAA Participant Funding		9,487

PY2011		
CD6292.2011.47910.04	T-1B Administration	18,576
PY2011		
CD6292.2011.47910.01	T-1B Adult	36,946
PY2011		
CD6292.2011.47910.03	T-1B Dislocated Worker	130,240
PY2010		
CD6292.2010.47910.19	T-1B SWA-Adult Supplemental	35,079
		<u>\$ 233,266</u>

CA-112-11
LK/ca/G-1263
8/15/11
Fiscal Impact: See attached statement

APPROVED



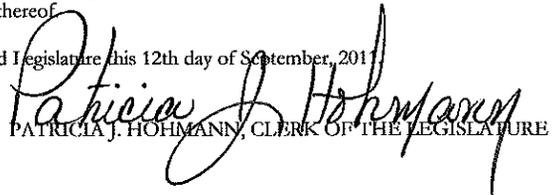
WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September, 2011



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 233,266

Total Current Year Revenue \$ 233,266
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 - Interim Executive Director Dutchess County workforce Investment Board



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

July 18, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

The Local Workforce Investment Board of Dutchess County has submitted requests for funds to support the individual training plans under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Department of Labor (NYSDOL) Technical Advisory (TA) #04-6 dated May 18, 2004.

The NYSDOL Division of Employment and Workforce Solutions has been reviewing the requests for funding submitted and as a result, is issuing a change to the LWIA's Notice of Obligational Authority (NOA) for the attached list of new individual training plan funds approved and any changes to previously approved awarded individual training plan funds.

The attached NOA(s) along with a complete list of approved individual funding requests by petition number supports these changes. As a reminder, the funds awarded to the LWIA under this training program may be expended only for the training costs identified in the approved training plans for the individuals listed and must be reported to NYSDOL by the LWIA on a monthly basis. In the event training does not occur or the final costs are less than requested, the funds remaining unexpended will be deobligated and are not available for the LWIA's use.

Questions concerning the TAA program can be e-mailed to the NYSDOL at WDTDTAA@labor.state.ny.us. Questions concerning the NOA or reporting of the expenditures should be directed to Sharie FitzGibbon via phone at (518) 457-9060 or via e-mail at Sharie.FitzGibbon@labor.state.ny.us.

Sincerely,

Karen A. Coleman
Director, Division of Employment
and Workforce Solutions

Attachment(s)

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

Phone: (518) 457-0380 Fax: (518) 457-9526
W. Averell Harriman State Office Campus
Building 12, Room 450, Albany, NY 12240
www.labor.ny.gov



NYS Department of Labor

Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

GRANTEE: LWIA: Dutchess

GRANTOR: The Governor of New York through the
New York State Department of Labor

This NOA authorizes:

Program Year 2009 funding for the period (10/01/08 through 09/30/11).

Program Year 2010 funding for the period (10/01/09 through 09/30/12).

CFDA# 17.245

<u>TAA GRANT</u>	<u>PRIOR LEVEL</u>	<u>CHANGE THIS NOA</u>	<u>NEW LEVEL</u>
FY09			
Training	\$ 756,749.46	\$ 2,055.00	\$ 758,804.46
Job Search	\$ 438.06	\$ 0.00	\$ 438.06
FY10			
Training	\$ 684,610.94	\$ 0.00	\$ 684,610.94
Job Search	\$ 211.00	\$ 0.00	\$ 211.00
Relocation	\$ 7,833.85	\$ 0.00	\$ 7,833.85

Approved By:

Karen A. Coleman

Director

Division of Employment and Workforce Solutions

Dated: 7/18/2011



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

July 29, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

The Local Workforce Investment Board of Dutchess County has submitted requests for funds to support the individual training plans under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Department of Labor (NYSDOL) Technical Advisory (TA) #04-6 dated May 18, 2004.

The NYSDOL Division of Employment and Workforce Solutions has been reviewing the requests for funding submitted and as a result, is issuing a change to the LWIA's Notice of Obligational Authority (NOA) for the attached list of new individual training plan funds approved and any changes to previously approved awarded individual training plan funds.

The attached NOA(s) along with a complete list of approved individual funding requests by petition number supports these changes. As a reminder, the funds awarded to the LWIA under this training program may be expended only for the training costs identified in the approved training plans for the individuals listed and must be reported to NYSDOL by the LWIA on a monthly basis. In the event training does not occur or the final costs are less than requested, the funds remaining unexpended will be deobligated and are not available for the LWIA's use.

Questions concerning the TAA program can be e-mailed to the NYSDOL at WDTDTAA@labor.state.ny.us. Questions concerning the NOA or reporting of the expenditures should be directed to Sharie FitzGibbon via phone at (518) 457-9060 or via e-mail at Sharie.FitzGibbon@labor.state.ny.us.

Sincerely,

Karen A. Coleman
Director, Division of Employment
and Workforce Solutions

Attachment(s)

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

Phone: (518) 457-0380 Fax: (518) 457-9526
W. Averell Harriman State Office Campus
Building 12, Room 450, Albany, NY 12240
www.labor.ny.gov



NYS Department of Labor

Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY:

LWIA# 60

GRANTEE: LWIA: Dutchess

GRANTOR: The Governor of New York through the New York State Department of Labor

This NOA authorizes:

Program Year 2009 funding for the period (10/01/08 through 09/30/11).

Program Year 2010 funding for the period (10/01/09 through 09/30/12).

CFDA# 17.245

TAA GRANT

PRIOR LEVEL

CHANGE THIS NOA

NEW LEVEL

FY09

Training	\$ 758,804.46	\$ 883.32	\$ 759,687.78
Job Search	\$ 438.06	\$ 0.00	\$ 438.06

FY10

Training	\$ 684,610.94	\$ 0.00	\$ 684,610.94
Job Search	\$ 211.00	\$ 0.00	\$ 211.00
Relocation	\$ 7,833.85	\$ 0.00	\$ 7,833.85

Approved By:

Karen A. Coleman

Director

Division of Employment and Workforce Solutions

Dated: 7/29/2011



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

August 12, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

The Local Workforce Investment Board of Dutchess County has submitted requests for funds to support the individual training plans under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Department of Labor (NYSDOL) Technical Advisory (TA) #04-6 dated May 18, 2004.

The NYSDOL Division of Employment and Workforce Solutions has been reviewing the requests for funding submitted and as a result, is issuing a change to the LWIA's Notice of Obligational Authority (NOA) for the attached list of new individual training plan funds approved and any changes to previously approved awarded individual training plan funds.

The attached NOA(s) along with a complete list of approved individual funding requests by petition number supports these changes. As a reminder, the funds awarded to the LWIA under this training program may be expended only for the training costs identified in the approved training plans for the individuals listed and must be reported to NYSDOL by the LWIA on a monthly basis. In the event training does not occur or the final costs are less than requested, the funds remaining unexpended will be deobligated and are not available for the LWIA's use.

Questions concerning the TAA program can be e-mailed to the NYSDOL at: WDTDTAA@labor.state.ny.us. Questions concerning the NOA or reporting of the expenditures should be directed to Sharie FitzGibbon via phone at (518) 457-9060 or via e-mail at Sharie.FitzGibbon@labor.state.ny.us.

Sincerely,

Karen A. Coleman
Acting Deputy Commissioner
for Workforce Development

Attachment(s)

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

Phone: (518) 457-4317
W. Averell Harriman State Office Campus
Building 12, Room 590, Albany, NY 12240



NYS Department of Labor

Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

GRANTEE: LWIA: Dutchess

GRANTOR: The Governor of New York through the New York State Department of Labor.

This NOA authorizes:

Program Year 2009 funding for the period (10/01/08 through 09/30/11).

Program Year 2010 funding for the period (10/01/09 through 09/30/12).

CFDA# 17.245

<u>TAA GRANT</u>	<u>PRIOR LEVEL</u>	<u>CHANGE THIS NOA</u>	<u>NEW LEVEL</u>
FY09			
Training	\$ 759,687.78	\$ 0.00	\$ 759,687.78
Job Search	\$ 438.06	\$ 0.00	\$ 438.06
FY10			
Training	\$ 684,610.94	\$ 9,486.75	\$ 694,097.69
Job Search	\$ 211.00	\$ 0.00	\$ 211.00
Relocation	\$ 7,833.85	\$ 0.00	\$ 7,833.85

Approved By:



Karen A. Coleman

Acting Deputy Commissioner for Workforce Development

Dated: 8/12/2011



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

August 10, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

Attached is Notice of Obligational Authority (NOA) #PY11-02 for LWIA – Dutchess County.

NOA PY11-02 represents the initial allocation of funding for the Program Year 2011 WIA Title IB Adult and Dislocated Worker programs. The obligational authority for the balance of these funds will be made available after October 1, 2011. These funds are available for use for the period July 1, 2011 - June 30, 2013.

Questions concerning this information should be directed to your State Representative.

Sincerely,

A handwritten signature in cursive script that reads "Karen A. Coleman".

Karen A. Coleman
Acting Deputy Commissioner
for Workforce Development

Attachment

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

NOA #PY11- 2

LWIA: Dutchess County
 Grantee: William R. Steinhaus
 County Executive, Dutchess County

GRANTOR: The Governor of New York through
 the New York State Department
 of Labor

This NOA authorizes Program Year 2011 funding for the period (07/01/11
 through 6/30/13), except Youth (04/01/11 through 6/30/13.)

NYS DOL Contact: Carrie Aubertine

TELEPHONE: (518) 457-0239

WIA GRANT	PRIOR LEVEL	CHANGE THIS NOA	NEW LEVEL
CFDA# 17.259 T-1B Youth	\$550,928.70	\$0.00	\$550,928.70
CFDA# 17.258,17.259,17.278 T-1B Admin	\$61,214.30	\$18,576.20	\$79,790.50
CFDA# 17.258 T-1B Adult	\$0.00	\$36,945.90	\$36,945.90
CFDA# 17.278 T-1B Dislocated Worker	\$0.00	\$130,239.90	\$130,239.90

Approved by:



Karen A. Coleman
 Acting Deputy Commissioner for Workforce Development

08/10/11



New York State Department of Labor
Andrew M. Cuomo, Governor
Colleen C. Gardner, Commissioner

July 18, 2011

Mr. William R. Steinhaus
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Steinhaus:

Attached is a PY10 Notice of Obligation Authority (NOA) for LWIA – Dutchess County.

This NOA represents a supplemental distribution of PY 2010 Adult statewide activity funds to the Local Workforce Investment Areas (LWIAs). These funds are being awarded in anticipation of your area meeting the requirements identified in Technical Advisory #11-4 dated June 8, 2011. If your area fails to meet the required expenditures as of June 30, 2011, these funds will be recaptured.

These funds will be available to supplement your LWIA's Adult formula funds for the first quarter of PY2011. Funds will be available for expenditure July 1, 2011 through October 31, 2011.

If you have any questions, concerning this distribution please contact your State Representative.

Sincerely,

A handwritten signature in cursive script that reads "Karen A. Coleman".

Karen A. Coleman
Director, Division of Employment
and Workforce Solutions

Attachment

cc: Ms. Corinna C. Wu
Ms. Sue Newhouse
Ms. Carrie Aubertine - State Rep
Ms. Laraine Kautz
Mr. Joe Lowenstein

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

NOA #PY10- 5

LWIA: Dutchess County
 Grantee: William R. Steinhaus
 County Executive, Dutchess County

GRANTOR: The Governor of New York through
 the New York State Department
 of Labor

This NOA authorizes Program Year 2010 funding for the period (07/01/10
 through 6/30/12), except Youth (04/01/10 through 6/30/12.)
 Dislocated Worker Supplemental Funds (07/01/10 through 06/30/11).
 Adult Supplemental Funds (7/1/11-10/31/11)

NYS DOL Contact: Carrie Aubertine

TELEPHONE: (518) 457-0239

WIA GRANT	PRIOR LEVEL	CHANGE THIS NOA	NEW LEVEL
CFDA# 17.259 T-1B Youth	\$533,191.50	\$0.00	\$533,191.50
CFDA# 17.258,17.259,17.278 T-1B Admin	\$162,129.60	\$0.00	\$162,129.60
CFDA# 17.258 T-1B Adult	\$449,326.80	\$0.00	\$449,326.80
CFDA# 17.278 T-1B Dislocated Worker	\$476,648.10	\$0.00	\$476,648.10
CFDA# 17.278 T-1B Dislocated Worker Supplemental Funds	\$57,618.31	\$0.00	\$57,618.31
CFDA# 17.258,17.259,17.278 T-1B SWA-Adult Supplemental	\$0.00	\$35,079.00	\$35,079.00

Approved by:



Karen A. Coleman
 Director
 Division of Employment and Workforce Solutions

07/18/11

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (C)	✓	
District 9 - City of Poughkeepsie	White	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓	
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 (VC)	✓	

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

2011233 Authorizing Acceptance of Funding Under the Workforce Investment Act of 1998 and the Trade Adjustment Assistance Act

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011233 Authorizing Acceptance of Funding Under the Workforce Investment Act of 1998 and the Trade Adjustment Assistance Act

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011233 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011234

RE: AUTHORIZING ACCEPTANCE OF DONATION AND AMENDING THE 2011 ADOPTED COUNTY BUDGET AS IT PERTAINS TO HEALTH DEPARTMENT (A.4010)

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

WHEREAS, the Commissioner of Health has advised that William S. Augerson, M.D. has offered a donation towards stipend and travel reimbursement for members of the Board of Health, and

WHEREAS, the Commissioner of Health requests authorization to accept said donation and to appropriate said funds for expenditure, and

WHEREAS, it is necessary to amend the 2011 Adopted County Budget to provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2011 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.4010.01.4421 Board of Health Fees \$460

REVENUE

Increase

A.4010.01.27050.00 Gifts & Donations \$460

CA-111-11
ca/G-153
9/13/2011
Fiscal Impact: See attached statement

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

STATE OF NEW YORK

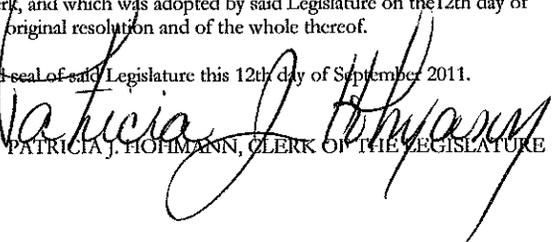
ss:

COUNTY OF DUTCHESS

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 460

Total Current Year Revenue \$ 460
and Source

William S. Augerson

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

Identify Line Items(s):

A.4010.01.4421
A.4010.01.27050.00

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Sabrina Marzouka, Assistant Commissioner for Administration

LTR Legis

11 April 2011

Dear Chairman Rolison,

Although this note is inspired by my service on the Board of Health, it is personal and may not reflect the views of the Board, who know nothing of this note.

In previous years the BOH has had about \$3000-4000 in our budget line with the Department of Health. We usually did not spend all of it. The money went for a \$25 stipend per member attending meetings, plus travel expenses of driving to meetings at the rate set by the County. About \$150 went to be members of the National Association of Boards of Health. (NALBOH)

This year, the total approved was \$100, of course not enough to cover stipends, nor NALBOH, nor much more than the travel involved to attend 1-or 2 of our 11 monthly meetings.. (current rate is around 50 cents per mile).

Of course, this lack of reimbursement is of little consequence to our 3 physician members, whose service is donated as a matter of professional concern. However, in the future, you may wish to consider that other members from the community , homemakers, retirees, may be happy to donate their time, but may find it difficult to contribute also at 50 cents per mile, to attend meetings. (Working on the BOH involves a lot more time than the 11 monthly meetings-and has never been reimbursed in my experience.)

I am enclosing a personal check, donating to the County \$460 dollars, which is about the stipend and travel reimbursement I would receive in the course of a year. I hope you will see fit to make the funds available to Department of Health and the Board- it will repay your \$100 appropriation from a hard-pressed budget, and hopefully can defer some to the travel expenses of members who have long drives e.g. from Beacon.(I understand other members are prepared to pay the NALBOH membership fee.)

Again, I thank you for the use of your chambers, and for the opportunity to serve the people of Dutchess County.

Sincerely,

William S. Augerson
William S. Augerson M.D.
P.O. Box 16
Millbrook NY, 12545

WILLIAM S. AUGERSON VIRGINIA B. AUGERSON P.O. BOX 16 MILLBROOK, NY 12545		50-797/210	6128
DATE <i>11 April 2011</i>			
PAY TO THE ORDER OF <i>County of Dutchess (NY)</i>	\$ <i>460⁰⁰/₁₀₀</i>		
<i>Four hundred sixty and ⁰⁰/₁₀₀ no</i>		DOLLARS	
BANK OF MILLBROOK The Strength of Relationships MILLBROOK NEW YORK 12545			
MEMO: <i>Donation - Dept Health - Board Health</i>		<i>William S. Augerson</i>	
⑆021907975⑆ 062 672 911 6128			

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn (C)	✓	
District 9 - City of Poughkeepsie	White	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 13 - Towns of LaGrange, Union Vale, and Wappinger	Bolner	✓	
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 (VC)	✓	

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

2011234 Authorizing Acceptance of Donation and Amending the 2011
 Adopted County Budget as it pertains to Health Department
 (A.4010)

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011234 Authorizing Acceptance of Donation and Amending the 2011
 Adopted County Budget as it pertains to Health Department
 (A.4010)

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011234 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011235

RE: AUTHORIZING AMENDMENT TO GRANT AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS FOR THE PURCHASE OF A CONSERVATION EASEMENT FOR BOS HAVEN FARM

Legislators MICCIO, ROLISON, FELSLAND, BOLNER, HORTON, COOPER, HUTCHINGS, KELSEY, TRAUDT, WEISS, SURMAN and KUFFNER offer the following and move its adoption:

WHEREAS, by Resolution No. 208221, this Legislature authorized the execution of a grant agreement with the New York State Department of Agriculture and Markets for the purchase of an agricultural conservation easement on the Bos Haven Farm located in the Towns of Washington and Union Vale with a termination date of March 31, 2009, and

WHEREAS, by Resolution No. 209187 this Legislature authorized an extension to the Grant Agreement through December 31, 2009, and

WHEREAS, by Resolution No. 2010105 this Legislature authorized an additional extension to the Grant Agreement through April 30, 2011, and

WHEREAS, a contract extension is necessary to provide sufficient time to complete the State review process prior to presentation to the Legislature; and

WHEREAS, the New York State Department of Agriculture and Markets has forwarded an amendment extending the grant agreement through December 31, 2012, and

WHEREAS, a copy of the amendment extending that agreement is attached, now therefore, be it

RESOLVED, that the County Executive is hereby authorized and empowered to execute the amendment to the grant agreement (NYS Contract Number C800632) between the County of Dutchess and the New York State Department of Agriculture and Markets in substantially the same form as attached hereto.

CA-113-11 ADR:kvh/R-0837 9/13/2011 Fiscal Impact: See attached statement. APPROVED

STATE OF NEW YORK
COUNTY OF DUTCHESS

WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have read 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 12th day of September 2011, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of September, 2011.
Date: September 20, 2011
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

NYSDAM Agriculture and Farmland Protection Implementation Grant (FPIG) Contract C800632 previously approved by Dutchess County Legislature Resolution No. 208221, authorizing execution of grant agreement for the purchase of an agricultural conservation easement on the Bos Haven Farm with a term expiring March 31, 2009. Dutchess County Legislature Resolution No. 209187 approved extension of FPIG Contract C800632 to December 31, 2009; Resolution No. 2010105 approved extension of FPIG Contract C800632 through April 30, 2011. Requested amendment extends FPIG contract to December 31, 2012. The FPIG contract awards the County up to \$1,221,250 toward the acquisition.

Prepared by: Noela Hooper, Department of Planning and Development

AGREEMENT

New York State
Department of Agriculture and Markets
10B Airline Drive
Albany, NY 12235-0001
Agency Code 06000

**AGRICULTURAL AND FARMLAND PROTECTION
IMPLEMENTATION GRANT**

**STATUTORY AUTHORITY: Agriculture and Markets Law
Article 25-AAA**

Contract Number: **C800632**
Amount of Agreement: **\$1,221,250**
Contract Period: **10/20/06 to 12/31/12**
Municipal Code: **1301-0000-0000**

Contractor Name/Project Sponsor: **County of Dutchess**

Street: **22 Market Street** City: **Poughkeepsie** State: **NY** Zip: **12601**

Billing Address (if different from above): **c/o Noela Hooper, Dutchess Co. Dept. of Planning & Development**
Street: **27 High Street** City: **Poughkeepsie** State: **NY** Zip: **12601**

Title/Description of Project: **Agricultural & Farmland Protection Implementation Grant**

THIS AGREEMENT INCLUDES THE FOLLOWING:

- This Coversheet
- Appendix A (Standard Clauses for all New York State Contracts)
- Appendix B (Project Budget)
- Appendix C (Award letter(s) & a portion of Applicant's proposal)
- Appendix D (The Department's General Conditions)
- Appendix E (Final Report Documentation Checklist)
- Appendix F (Amendments)

FOR AMENDMENTS CHECK THOSE THAT APPLY:

- Additional Work
 - Extension of Time
From **5/1/11 to 12/31/12**
 - Increase Amount
 - Decrease Amount
 - Revised Budget
 - Revised Scope of Work
 - Revised Appendix D
- If Increase/Decrease in Amount:
Previous Amount: \$
Increase/decrease
New Total: \$

The **Contractor** and the **Department** agree to be bound by the terms and conditions contained in this Agreement.

CONTRACTOR

Signature of Contractor's Authorized Representative:

Date: _____

Typed or Printed Name of Above Representative:

Title of Authorized Representative:

Notary Public: On this ____ day of _____, 20__ before me personally appeared, _____ to me known, and known to me to be the same person who executed the above instrument and duly acknowledged the execution of the same.

Attorney General:

NEW YORK STATE

DEPARTMENT OF AGRICULTURE & MARKETS

Signature of Authorized Official:

Date: _____

Typed or Printed Name of Above Official:

Title of Authorized Official

State Agency Certification: In addition to the acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this contract.

Approved: Thomas P. DiNapoli, State Comptroller
By:
Date:

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
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 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	✓	
District 17 - Town and Village of Fishkill	Miccio (C)	✓	
District 20 - Town of Red Hook	Traudt (VC)	✓	
District 24 - Towns of Dover and Union Vale	Surman	✓	

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

2011235 Authorizing amendment to grant agreement with the New York State Department of Agriculture and Markets for the Purchase of a Conservation Easement for Bos Haven Farm

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011235 Authorizing amendment to grant agreement with the New York State Department of Agriculture and Markets for the Purchase of a Conservation Easement for Bos Haven Farm

Roll call vote on the foregoing Resolution No. 2011235 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011236

RE: Urging Statewide Ban on Fracking A.7218/S.4220

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

WHEREAS, a study by researchers at Duke University published this May in the Proceedings of the National Academy of Sciences, demonstrates unequivocally that fracking does, in fact, contaminate the water in the area where is used; the study examined groundwater obtained from 68 wells above the Marcellus and Utica shale formations throughout Pennsylvania and New York, and

WHEREAS, Duke University researchers found that the groundwater in the areas near active fracking wells contained, on average, methane concentrations 17 times higher than wells located where fracking was not taking place; moreover, some of these wells had methane concentrations well above the "immediate action" hazard level as defined by the U.S. Department of the Interior, and

WHEREAS, Dutchess County native Walter Hang, President of Toxics Targeting, has exposed the dangers of natural gas drilling-- how there have been 270 cases of fires, explosions, groundwater contamination, and other dangerous incidents from natural gas drilling here in NYS as it is already-- according to the NYS Department of Conservations's own files, and

WHEREAS, Walter Hang has also proven that fracking destroys property values and local economies beyond repair, and gas/oil leases are generally not accepted by lenders such as Wells, First Place Bank, Provident Funding, GMAC, FNCB, Fidelity, FHA, First Liberty or Bank of America-- it's "difficult, if not impossible, to the meet the "acceptable if commonly granted" rule, and

WHEREAS, recent Siena and Marist polls have found higher percentages of New Yorkers opposed to fracking than supporting it, and

WHEREAS, frackable Utica Shale is right here in Dutchess County, in Rhinebeck, Red Hook, Hyde Park, and Poughkeepsie, and earlier this year the Ulster County Legislature unanimously voted to ban hydrofracking on public lands there, and therefore be it

RESOLVED, that the Dutchess County Legislature strongly urges that the New York State Legislature pass and our Governor sign into law a statewide ban on fracking, A.7218/S.4220, and be it further

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

.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 12th day of September 2011, 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 12th day of September 2011.

4220
2011-2012 Regular Sessions
I N S E N A T E
March 23, 2011

Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation AN ACT to amend the environmental conservation law, in relation to prohibiting the use of hydraulic fracturing

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraph b of subdivision 1 of section 23-0501 of the
2 environmental conservation law is amended by adding a new subparagraph 4
3 to read as follows:

4 (4) "HYDRAULIC FRACTURING" SHALL MEAN FRACTURING OF ROCK BY MAN-MADE
5 FLUID-DRIVEN FRACTURING TECHNIQUES FOR THE PURPOSE OF STIMULATING
6 NATURAL GAS OR OIL WELL PRODUCTION.

7 S 2. Section 23-0305 of the environmental conservation law is amended
8 by adding a new subdivision 15 to read as follows:

9 15. THE DEPARTMENT SHALL NOT ISSUE A PERMIT FOR THE DRILLING OR OPERA-
10 TION OF ANY WELL PROPOSING TO USE HYDRAULIC FRACTURING OR HYDRAULIC
11 FRACTURING FLUIDS FOR THE EXTRACTION OF GAS AND/OR OIL.

12 S 3. Subdivision 3 of section 23-0501 of the environmental conserva-
13 tion law is renumbered subdivision 4 and a new subdivision 3 is added to
14 read as follows:

15 3. A. THE DEPARTMENT SHALL NOT ISSUE A PERMIT FOR THE DRILLING OR
16 OPERATION OF ANY WELL PROPOSING TO USE HYDRAULIC FRACTURING OR HYDRAULIC
17 FRACTURING FLUIDS FOR THE EXTRACTION OF GAS AND/OR OIL.

18 B. FOR PURPOSES OF THIS SECTION "HYDRAULIC FRACTURING" SHALL MEAN
19 FRACTURING OF ROCK BY MAN-MADE FLUID-DRIVEN FRACTURING TECHNIQUES FOR
20 THE PURPOSE OF STIMULATING NATURAL GAS OR OIL WELL PRODUCTION.

21 S 4. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD10073-01-1

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		✓
District 7 - Town of Hyde Park	Kuffner*		✓
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 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery		✓
District 17 - Town and Village of Fishkill	Miccio (C)	✓	
District 20 - Town of Red Hook	Traudt (VC)		✓
District 24 - Towns of Dover and Union Vale	Surman	✓	

Present: 11
 Absent: 1
 Vacant: 0

Resolution: X
 Motion: —

Total: 4 Yes 7 No
 Abstentions: 0

2011 236

Cooper

Motion To Table

Defeated

9/8/11

Environment Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		✓
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*		✓
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
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 16 - Towns of Fishkill, East Fishkill and City of Beacon	MacAvery	✓	
District 17 - Town and Village of Fishkill	Miccio (C)		✓
District 20 - Town of Red Hook	Traudt (VC)	✓	
District 24 - Towns of Dover and Union Vale	Surman		✓

Present: 11 Resolution: X Total: 5 6
 Absent: 1 Motion: — Yes No
 Vacant: 0 Abstentions: —

Defeated

2011236 Urging Statewide Ban on Fracking A.7218/S.4220

Date: 9/8/11

Resolution No. 2011236 was defeated in Environment Committee on September 8, 2011.

RESOLUTION NO. 2011237

RE: AMENDING THE 2011 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PROBATION AND COMMUNITY CORRECTIONS (A.3140)

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

WHEREAS, the Director of Probation and Community Corrections has advised that monies received through a Department of Social Services grant are available for overtime for curfew monitoring, a small portion for educational supplies for cognitive behavioral classes, for electronic monitoring equipment, for wrap-around funds and for on-site drug screen testing through the curfew monitoring program, and

WHEREAS, it is necessary to amend the 2011 Adopted County Budget to provide for receipt and expenditure of these funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2011 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.3140.4412 Grant Projects Costs \$60,000

REVENUES

Increase

A.3140.15890.17 Other "Safety DSS Juvenile Pretrial" \$60,000

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

CA-110-11
ca/G-0182-A
8/10/11

Fiscal Impact: See attached statement

Date September 20, 2011

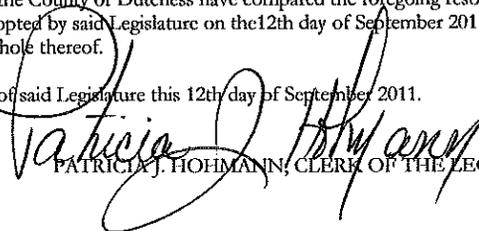
STATE OF NEW YORK

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 12th day of September 2011, 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 12th day of September 2011.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 60,000

Total Current Year Revenue \$ 60,000
and Source

Department of Social Services

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

Identify Line Items(s):

4412 Grant Project Costs

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

100% state grant

Prepared by: Peggy Milone / William A. Fluck

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 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*	✓	
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	✓	
District 4 - Town of Hyde Park	Sadowski	✓	
District 5 - Town of Poughkeepsie	Roman (C)	✓	
District 9 - City of Poughkeepsie	White (VC)	✓	
District 20 - Town of Red Hook	Traudt	✓	
District 21 - Town of East Fishkill	Horton	✓	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	✓	

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

2011237 Amending the 2011 Adopted County Budget as it Pertains To the Department of Probation and Community Corrections

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011237 Amending the 2011 Adopted County Budget as it Pertains
 To the Department of Probation and Community Corrections

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011237 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

RESOLUTION NO. 2011238

RE: AMENDING THE 2011 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Legislators ROMAN, FLESLAND, FORMAN, and MICCIO 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 \$21,826 be placed in various District Attorney Asset Forfeiture accounts to be used for law enforcement efforts, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized and directed to amend the 2011 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1165.05.4710	Office Equipment (Non Dep.)	\$ 7,950
A.1165.05.4442.0200	Municipalities - City of Beacon	4,600
A.1165.05.4160	Office Stationery & Supplies	5,876
A.1165.05.4650	Shipping/Freight	100
A.1165.05.4620.72	Employee Travel & Expense	1,850
A.1165.05.4631	Training, Seminars & Conf	1,450
		<u>\$ 21,826</u>

REVENUES

Increase

A.1165.06.26260.00	Forfeiture-State Current	<u>\$ 21,826</u>
--------------------	--------------------------	------------------

CA-107-11
LDF/ca/G-0135
8/3/11
Fiscal Impact: See attached statement

APPROVED


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

STATE OF NEW YORK

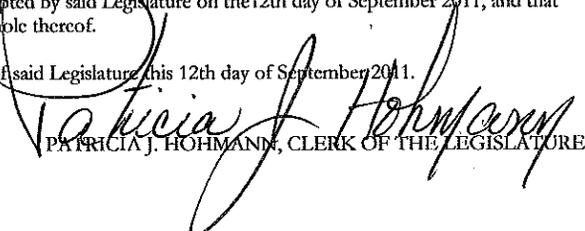
ss:

COUNTY OF DUTCHESS

Date September 20, 2011

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 21,826

Total Current Year Revenue \$ 21,826
and Source

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

Identify Line Items(s):
See attached sheet

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

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

Prepared by: Gina Barry/Deb Patora

Asset Forfeiture Expenditures		
OFFICE EQUIPMENT (Non Dep.) - 4710		
Computerized Polygraph System	4,950.00	District Attorney's Office - CAC
2 laptops @ \$1,500 each	3,000.00	District Attorney's Office
TOTAL -	7,950.00	
4160-Office Stat & Supplies		
Miscellaneous Furniture and Office Supplies	5,000.00	District Attorney's Office
Credit Card Reader	500.00	Town of Fishkill Police
LVO TP Mini Doc Series 3 for Laptops at \$144 each	288.00	District Attorney's Office
2 Thinkpad Gusiness Toploads for Laptops at \$44 each	88.00	District Attorney's Office
TOTAL - 4160:	5,876.00	
SHIPPING/FREIGHT - 4650		
Shipping	100.00	Town of Fishkill Police
Total - 4119	100.00	
MUNICIPALITIES - CITY OF BEACON - 4442.0200		
Replacement DVR's for Recording Video Statements	4,600.00	City of Beacon
Total - 4442.0200:	4,600.00	
EMPLOYEE TRAVEL & EXPENSE - 4620.72		
Airfare, hotel and vehicle rental for Seminar	1,850.00	District Attorney's Office
TOTAL - 4620.72	1,850.00	
TRAINING, SEMINARS & CONFERENCES - 4631		
Conference fee for Advanced Inv. & Prosecution of Child Abuse and Exploitation	450.00	District Attorney's Office
High Risk Cases in Domestic Violence Training	1,000.00	District Attorney's Office
TOTAL - 4750:	1,450.00	
TOTALS BY PROGRAM		
District Attorney's Office	16,626.00	
Town of Fishkill Police Department	600.00	
City of Beacon Police	4,600.00	
TOTAL TO BE APPROPRIATED:	21,826.00	

Public Safety Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper*	✓	
District 6 - Town of Poughkeepsie	Flesland*	Absent	
District 14 - Town of Wappinger	Goldberg*		
District 7 - Town of Hyde Park	Kuffner*	✓	
District 1 - Town of Poughkeepsie	Doxsey	✓	
District 4 - Town of Hyde Park	Sadowski	✓	
District 5 - Town of Poughkeepsie	Roman (C)	✓	
District 9 - City of Poughkeepsie	White (VC)	✓	
District 20 - Town of Red Hook	Traudt	✓	
District 21 - Town of East Fishkill	Horton	✓	
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes	✓	

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

2011238 Amending the 2011 Adopted County Budget as it Pertains To the District Attorney (A.1165.05)

Date: 9/8/11

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Cooper		
District 6 - Town of Poughkeepsie	Flesland		
District 14 - Town of Wappinger	Goldberg		
District 7 - Town of Hyde Park	Kuffner		
District 1 - Town of Poughkeepsie	Doxsey		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Horn		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Sadowski, Jr.		
District 5 - Town of Poughkeepsie	Roman		
District 9 - City of Poughkeepsie	White		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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 15 - Towns of Poughkeepsie and Wappinger	Incoronato		
District 16 - Towns of Fishkill, East Fishkill and City of Beacor	MacAvery		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon	Forman		
District 20 - Town of Red Hook	Traudt		
District 21 - Town of East Fishkill	Horton	Absent	
District 22 - Town of Beekman	Hutchings		
District 23 - Town/Village of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Amenia, Stanford, Washington, Pleasant Valley	Kelsey		

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

2011238 Amending the 2011 Adopted County Budget as it Pertains To the District Attorney (A.1165.05)

Date: 9/12/11

Roll call vote on the foregoing Resolution No. 2011238 resulted as follows:

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

NAYS: 0

ABSENT: 1 Horton.

Resolution adopted.

Wager, Leigh

From: White, Jessica
Sent: Tuesday, September 20, 2011 10:13 AM
To: Hohmann, Patricia; Avallone, Catherine; Barrack, Pamela; Cavaliere, Michele; Coughlan, James; Shemain, Cordelia; Stalteri, Peter; Thurston, Kathy
Cc: Wager, Leigh; Morris, Carolyn; Sommerville, Valerie; Wu, Corinna; Barry, Regina; Patora, Debra; Attaway, Spring
Subject: Technical change
Attachments: 2011238 Corrected.pdf

The attached resolution requires a technical change, A.1165.06.4620.71 should be A.1165.06.4620.72. This is a technical change only and does not change the intent of the resolution as presented in the backup information, which I have also attached for your convenience. Let me know if you have any questions.

Regards,
Jess

Jessica White
Senior Research Analyst
Dutchess County Budget Office
(845) 486-2010
www.dutchessny.gov
"Dutchess County Government Cares"

RESOLUTION NO. 2011238

RE: AMENDING THE 2011 ADOPTED COUNTY BUDGET AS
IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

Legislators ROMAN, FLESLAND, FORMAN, and MICCIO 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 \$21,826 be placed in
various District Attorney Asset Forfeiture accounts to be used for law enforcement efforts, now therefore,
be it

RESOLVED, that the Commissioner of Finance is authorized and directed to amend the
2011 Adopted County Budget as follows:

APPROPRIATIONSIncrease

A.1165.05.4710	Office Equipment (Non Dep.)	\$ 7,950
A.1165.05.4442.0200	Municipalities - City of Beacon	4,600
A.1165.05.4160	Office Stationery & Supplies	5,876
A.1165.05.4650	Shipping/Freight	100
A.1165.05.4620.2172	Employee Travel & Expense	1,850
A.1165.05.4631	Training, Seminars & Conf	1,450
		<u>\$ 21,826</u>

REVENUESIncrease

A.1165.06.26260.00	Forfeiture-State Current	<u>\$ 21,826</u>
--------------------	--------------------------	------------------

CA-107-11

LDF/ca/G-0135

8/3/11

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 12th day of September 2011, 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 12th day of September 2011.

PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

Asset Forfeiture Expenditures		
OFFICE EQUIPMENT (Non-Dep.) - 4710		
Computerized Polygraph System	4,950.00	District Attorney's Office - CAC
2 laptops @ \$1,500 each	3,000.00	District Attorney's Office
TOTAL -	7,950.00	
4160-Office Stat & Supplies		
Miscellaneous Furniture and Office Supplies	5,000.00	District Attorney's Office
Credit Card Reader	500.00	Town of Fishkill Police
LVO TP Mini Doc Series 3 for Laptops at \$144 each	288.00	District Attorney's Office
2 Thinkpad Gusiness Toploads for Laptops at \$44 each	88.00	District Attorney's Office
TOTAL - 4160:	5,876.00	
SHIPPING/FREIGHT - 4650		
Shipping	100.00	Town of Fishkill Police
Total - 4119	100.00	
MUNICIPALITIES - CITY OF BEACON - 4442.0200		
Replacement DVR's for Recording Video Statements	4,600.00	City of Beacon
Total - 4442.0200:	4,600.00	
EMPLOYEE TRAVEL & EXPENSE - 4620.72		
Airfare, hotel and vehicle rental for Seminar	1,850.00	District Attorney's Office
TOTAL - 4620.72	1,850.00	
TRAINING, SEMINARS & CONFERENCES - 4631		
Conference fee for Advanced Inv. & Prosecution of Child Abuse and Exploitation	450.00	District Attorney's Office
High Risk Cases in Domestic Violence Training	1,000.00	District Attorney's Office
TOTAL - 4750:	1,450.00	
TOTALS BY PROGRAM		
District Attorney's Office	16,626.00	
Town of Fishkill Police Department	600.00	
City of Beacon Police	4,600.00	
TOTAL TO BE APPROPRIATED:	21,826.00	

Commendation: Dutchess County SPCA

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

Whereas, the Dutchess County SPCA ("DC SPCA") is a charitable organization with an important mission to save the quality of life and the lives of many domestic animals. Every day, the volunteers and staff at the shelter give their time and talents to homeless animals who need their love and dedication, and

Whereas, the DC SPCA's mission, is to rescue and provide temporary humane shelter for abandoned, neglected and abused companion animals of the Dutchess County community. The DC SPCA secures caring, responsible, permanent homes for the adoptable animal in their care, and

Whereas, the first animal anticruelty law in the United States was passed on April 10, 1866. Five years later, on September 1, 1871, a group of prominent community leaders in Poughkeepsie held a public meeting to form the Poughkeepsie Branch of the A.S.P.C.A.; the name was changed in 1889 to the "Poughkeepsie Society for the Prevention of Cruelty to Animals", and

Whereas, in 1939, the Society changed its name to the "Dutchess County SPCA". At that time a parcel of land was purchased on Washington Street to make the shelter more accessible to the public; in 1941 the shelter was expanded to hold 30 dogs; by 1958 the Shelter on Washington Street was too small, a group of community women formed the SPCA Auxiliary to raise funds to purchase land and build a new facility. Through their efforts they were able to purchase 31 acres of land in 9G in Hyde Park where the shelter stands today, and

Whereas, in 1961 a new cement block building was dedicated. This building was made up of a small animal room for cats and puppies and an isolation ward for sick animals; by 1970 the Shelter was taking in animals from surrounding towns; in 1987 the building was again expanded with a puppy run and holding room and storage; in 1997 outdoor kennels were added on for large dogs; in 2002 the spay/neuter clinic was put into operation; 2003 more outdoor kennels were created to house the large dogs; in 2006 the free roaming cat room was added on, and

Whereas, in 1992 the DC SPCA adopted a "No Kill" policy, which remains in effect today, and

Whereas, the DC SPCA provides many services to the community such as Humane Law Enforcement for the residents of Dutchess County; emergency food services for pet owners facing financial hardships; in addition, it offers low cost spay/neuter and other medical care to pet owners; and promotes education and advances responsibility, humane companion animal guardianship, now, therefore be it

Resolved, that the Dutchess County Legislature recognizes the 140th anniversary of the Dutchess County SPCA and joins with its many supporters, staff, and volunteers in congratulating it on this milestone anniversary, and be it further

Resolved, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby commend, congratulate and thank, DC SPCA for 14 decades of service in our community, and, be it further

Resolved, that the Dutchess County Legislature recognizes that the DC SPCA's 140 years of compassion and caring for the animals equals 980 in "dog" years, and, be it further

Resolved, that the Dutchess County Legislature, does hereby extend to the DC SPCA its best wishes for continuing services in Dutchess County.

Resolution No. 2011240

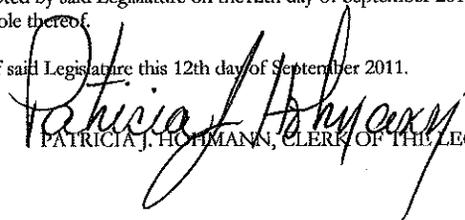
STATE OF NEW YORK

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 12th day of September 2011, 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 12th day of September 2011.


PATRICIA J. HOFFMANN, CLERK OF THE LEGISLATURE

The foregoing Resolution No. 2011239 entitled, "Commendation: National Prisoner of War/Missing in Action Recognition Day" was unanimously carried.

**PROCLAMATION:
NATIONAL PRISONER OF WAR /MISSING IN ACTION RECOGNITION DAY**

Legislators MacAvery, Incornato, Kuffner and Weiss move the following and offer its adoption:

Whereas, throughout our Nation's history, American patriots have been called upon to defend our country and its principles of freedom and justice, often sacrificing their personal freedom while suffering unimaginable hardships as prisoners of war at the hands of ruthless enemy forces while members of our military, and

Whereas, those who served in our armed forces have willingly placed the causes of freedom and peace before their personal well-being, remaining steadfast in their dedication to America and the fundamental values upon which our democracy is founded, and

Whereas, with deep respect and solemn appreciation, we recognize those who paid the greatest consequences among them our prisoners of war and those still missing in action long after the fighting has ended; their courage and devotion to duty, honor and country -- often sustained in the face of brutal treatment by their captors -- is an inspiration to all Americans today, as we meet head-on unprecedented challenges to our cherished way of life, and

Whereas, National Prisoner of War/Missing in Action Recognition Day is observed across the nation on the third Friday of September each year, and

Whereas according to the Defense Prisoner of War/ Missing Prisoner Office, there are still 83,600 POW/MIA's listed from all wars, past and present. All military installations fly the National League of Families' POW/MIA flag, which symbolizes the nation's remembrance of those who were imprisoned while serving in conflicts and those who remain missing, and

Whereas, the families of those prisoners of war and missing in action have suffered immeasurably, enduring long periods of waiting and emotional trauma in the absence of their loved ones, and

Whereas, we have a duty as Americans to remember and recognize with honor those outstanding patriots who went to war and never returned home, and to reflect upon the pain and anguish that lingers with their families and friends; it is fitting to join in this annual tribute to honor all Americans who remain missing and unaccounted for as a result of their service in the armed forces now, therefore, be it

Resolved the Dutchess County Legislature does hereby proclaim September 16, 2011, National Prisoner of War/Missing in Action Recognition Day and request the National League of Families' POW/MIA flag be flown from all county buildings in remembrance of all Prisoners of War and those Missing in Action.

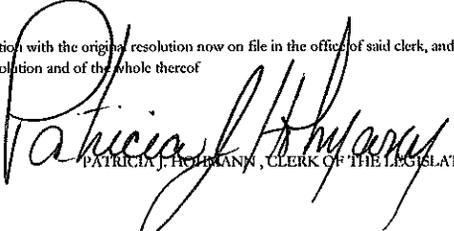
STATE OF NEW YORK

SS:

COUNTY OF DUTCHESS Resolution No. 2011239

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 12th day of September, 2011 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 12th day of September, 2011.


PATRICIA J. HOLMANN, CLERK OF THE LEGISLATURE

The foregoing Resolution No. 2011240 entitled, Commendation: Dutchess County SPCA was unanimously carried.

The foregoing local law Resolution No. 2011241 was laid on the desk at this time.

Roll call vote on the foregoing Resolution No. 2011241 resulted as follows:

AYES:

NAYS:

ABSENT:

Resolution adopted.

The County Executive held a public hearing on the foregoing local law on _____ at _____ am and signed it into law on _____. The effective date was _____.

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

Constantine Kazolias, 47 Noxon Street, Poughkeepsie, New York, stated that United States military spending amounts to 2.1 million dollars a minute. He further stated that as far as September 11, 2011 was concerned the money should be followed.

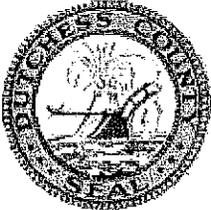
Steven, 75 South Hamilton Street, Poughkeepsie, New York spoke on the travesty of loosing the Human Rights Commission and he had not forgotten about this and he wanted Legislators to help him out and hopes that he does not have to wait to January 1st for a plan of action.

Alec Pandaleon, Chairman, Veterans Affairs Committee, spoke regarding the F.A.V.O.R. Card Program that the committee strongly supported, issued by the Dutchess County Clerk's office. He submitted a letter stating the information that the Committee would like to see listed on the backside of the card (attached and made a part of these minutes). He further added that he would like to thank the Legislature and staff for the work that went into Resolution No. 2011127 entitled, "Prohibiting Demonstration at Funeral Services in the County of Dutchess".

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

On motion by Legislator Cooper, duly seconded by Legislator Flesland and carried, the meeting was adjourned at 7:52 p.m. subject to the call of the Chair.

Received 9-12-11 at Bd Mtg. (P11)



Dutchess County Legislature Veterans Affairs Committee
22 Market Street
Poughkeepsie, New York 12601
Telephone: 845-486-2100
Fax: 845-486-2113

Hon. Robert G. Rolison
Chairman, Dutchess
County Legislature

MEMORANDUM

Alec A. Pandaleon, III,
Committee Chairman

Date: August 31, 2011

Committee Members
Thomas W. Adams,
Fishkill

To: Hon. Robert G. Rolison

Hon. Raymond C. Chase
Wappingers Falls

From: Dutchess County Legislature Veterans Affairs Committee

Peter C. Dunn
Pleasant Valley

Re: F.A.V.O.R. Card Program

Howard Krakower
Poughkeepsie

The Committee has had many discussions regarding the above program. We wish for the County Clerk to utilize the reverse side of the currently issued card in order to place certain information which will be of importance to all cardholders. That information is:

Hon. Joseph Incoronato, (L)
Wappingers Falls

1. Dutchess County Veterans Service Agency, 845-486-2060
2. Castle Point Veterans Hospital, 845-831-2000
3. NYS Division of Veterans Affairs 845-831-831-2000 ext. 5449
4. U.S. Department of Veterans Affairs: WWW.Va.gov
5. VA Suicide Hot-Line 24 Hours: 1-800-273-8255
6. American Legion: WWW.LEGION.org
7. V.F.W.: WWW.VFW.org

Hon. Dan Kuffner, (L)
Hyde Park

Hon. Alison E. McAvery, (L)
Fishkill

Mark C. Purcell
Fishkill

Hon. Robert A. Weiss, (L)
Hopewell Junction

John C. Wirth, Jr.
Rhinebeck
