

Attendance Sheets

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

Date: 10/14/14

Regular Meeting
of the
Dutchess County Legislature

Tuesday, October 14, 2014

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

Roll Call by the Clerk of the Legislature

PRESENT: 24 Amparo, Bolner, Farley, Flesland, Horton, Hutchings,
Incoronato, Jeter-Jackson, Johnson, Kelsey, MacAvery,
Miccio, Nesbitt, Perkins, Pulver, Rolison, Roman, Sagliano,
Serino, Strawinski, Surman, Thomes, Tyner, Weiss

ABSENT: 0

PRESENT, LATE: 1 Borchert

Quorum Present.

Pledge of Allegiance to the Flag; invocation given by Pastor Denes House of New Beginnings Alliance Church in Poughkeepsie, followed by a moment of silent meditation.

Proclamations/Commendation:

Proclamation: Recognizing October 2014 As Anti-Bullying
Awareness Month
Proclamation: October is Domestic Violence Awareness
Month
Commendation: Sgt. Patrick Hildenbrand

Presentations:

Fishkill Supply Depot
Digital Survey Award

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 September 2014 minutes.

The September 2014 minutes were adopted.

COMMUNICATIONS RECEIVED FOR THE OCTOBER 2014 BOARD MEETING

Received from County Clerk, Summary of Mortgage Tax collected April 2014 – September 2014.

Received from Budget Director, contingency account status as of October 8 2014.

Received from Beekman Town Clerk, Notice of Public Hearing with regarding to amending Chapter 83, Section 5 of Beekman Town Code – Areas of Special Flood Hazard.

Received from Evelyn Barosin, LaGrange, letter to the editor regarding improving the public transportation system.

Received from Cate Long, Rhinebeck, email in opposition to the use of fracking brine on county roads.

Received from Doreen Tignanelli, Poughkeepsie, email regarding the airport operating at a deficit and requesting all options be explored.

Received the following from LaGrange Town Clerk:

Local Law Amending the Zoning Map Established by Section 24-22 of Chapter 240, "Zoning", of the LaGrange Town Code to Change the Zoning District Designation of the Parcels Listed on the Attached Notice of Public Hearing Located in the Town of LaGrange from the Industrial "I" Zoning District to the Commercial "C" Zoning District, and

Notice of Public Hearing regarding amendments for correct the zoning district designations from "Industrial" to "Commercial" zoning, and correct parcel 6261-04-976113 from 79 Firemen's Way to 79 Noxon Road.

Received from New York State Comptroller, Report Number S9-13-29, audit to determine if actions taken by the Child Protective Services Unit were sufficient to reduce Dutchess County's abuse and neglect recurrence rate.

Received from Health Department, briefing on Dutchess County's preparedness efforts should a case of Ebola be suspected or confirmed in our county.

Received from New York City Department of Environmental Protection, Draft Scope of Work for Water for the Future: Upstate Water Supply Resiliency Project.

Received the following from Drescher & Malecki LLP:

Basic Financial Statements, Required Supplementary Information and Federal

Awards Information for the Year Ended December 31, 2013, and Independent Auditor's Reports, and

New York State Department of Transportation Financial Assistance Schedule for the Year Ended December 31, 2013, and Independent Auditors' Report

FISHKILL SUPPLY DEPOT – 2014 UPDATE

About the Fishkill Supply Depot

- Revolutionary War site of singular importance to George Washington (and the Continental Army) and unique among the existing (preserved) Rev War sites
- Named to the National Register of Historic Places in January 1974
- Identified in 2007 National Park Service study ("Report to Congress on the Historic Preservation of Revolutionary War and War of 1812 Sites in the United States") as one of the few "Class C" sites, denoting subject to medium to high (long-term) threat of commercial development
- Per NPS – the soldiers' cemetery (300 hundred or more unmarked graves) is largest of its kind; to date, the names of 85 soldiers have been identified through historic research

About Friends of the Fishkill Supply Depot

The Friends of the Fishkill Supply Depot (FOFSD) is a 501©(3) organization founded in 2009. Our mission includes permanent protection of the Continental Army Burial Complex within the boundaries of the Supply Depot, stringent archaeological review of development projects that may affect the site, preservation of archaeological resources associated with the Supply Depot during the Revolutionary period, and the future interpretation of the historic site for public benefit.

Recent Achievements/Milestones

- February 2014: Washington-Rochambeau Revolutionary Route (W3R) program officials coordinate with FOFSD for the future placement of National Park Service signage in Fishkill at the Van Wyck Homestead; W3R is a NPS-run national trail system
- June 2014: HRVNHA awards \$1200 grant to FOFSD and Town of Fishkill to sponsor first-ever "Greater Fishkill Preservation & Conservation Roundtable" among the 20+ Fishkill-based groups; this two-session event is scheduled for November 2014
- July 2014: National Park Service's awards FOFSD a \$24,600 American Battlefield Protection Program to create a consolidated technical report from the multiple (and separate) archaeological studies conducted throughout the past 60+ years. Once created, the report will be used to generate various maps, display boards, and booklets to be used in better informing public officials and other stakeholders
- September 2014: FOFSD sponsors first-ever Educational Program involving lectures given by 3 historians during a half-day conference held at Hyatt House – Fishkill.
- September 2014: 5th annual Revolutionary War Weekend event brings 1,050 visitors to Fishkill and showcases the town's Colonial History and threatened burial ground

For more information / Contact us

www.fishkillsupplydepot.org | Find us on Facebook | info@fishkillsupplydepot.org
Friends of the Fishkill Supply Depot, Inc., PO Box 311, Fishkill, NY 12524

RESOLUTION NO. 2014259

RE: ACCEPTANCE OF EMINENT DOMAIN PROCEDURE LAW
DETERMINATION AND FINDINGS FOR THE FEDERALLY FUNDED
PROJECT IDENTIFIED AS PIN 8755.38, BEEKMAN ROAD (CR 9)
IMPROVEMENT PROJECT, IN THE TOWNS OF EAST FISHKILL AND
BEEKMAN, DUTCHESS COUNTY, NEW YORK

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

WHEREAS, Beekman Road (CR 9) is located in the Towns of East Fishkill and
Beekman, Dutchess County, New York; and

WHEREAS, the County of Dutchess owns and maintains Beekman Road (CR 9);
and

WHEREAS, Beekman Road (CR 9) is classified as an Urban Minor Collector
(non-NHS); and

WHEREAS, the Initial Project Proposal (IPP) for the proposed public project was
approved by the New York State Department of Transportation on September 27, 2005; and

WHEREAS, the County of Dutchess and its consultant undertook various studies
to evaluate the existing transportation conditions, deficiencies, and engineering considerations
within the proposed project area; and

WHEREAS, the County of Dutchess and its consultant updated the Draft Design
Report for the proposed public project in June, 2014; and

WHEREAS, in the Draft Design Report, the County of Dutchess identifies the
following existing conditions;

1. Evidence of adverse accident history and non-standard access control within the proposed project limits.
2. Beekman Road (CR 9) contains non-standard horizontal and vertical curves with poor sight distance.
3. The existing shoulders within the project limits have non-standard widths.
4. The travel lane and shoulder pavement are deteriorated and eroded in some locations.
5. The observed drainage conditions, such as roadside ponding, deteriorated and clogged pipes and/or ditches, within the project area appear to warrant improvement.

WHEREAS, the County of Dutchess defined the following project objectives in
the Draft Design Report;

1. Increase the safety of the corridor by improving or eliminating some non-standard geometric features.
2. Improve roadside clear area, incorporate guide railing where appropriate, and increase access control.
3. Rehabilitate the existing pavement with cost-effective treatments to provide a 20-year service life.
4. Increase pavement life by improving roadside drainage.
5. Minimize adverse environmental effects.

WHEREAS, the County of Dutchess and its consultant evaluated the following design alternatives to accomplish the project objectives;

- Alternative #1 – The No Build “Null Alternative” – The Null Alternative only provides for the continued maintenance of the existing facilities.
- Alternative #2 - Reconstruction – This alternative would include the full depth reconstruction of the entire roadway within the project limits and would allow for highway realignment in specific areas to correct geometric deficiencies.
- Alternative #3 – Rehabilitation with Areas of Reconstruction – Rehabilitation of Beekman Road (CR 9) would consist of cold-milling with an asphalt overlay, full depth shoulder reconstruction and widening, specific areas of realignment with full depth pavement construction, and all necessary drainage improvements. The areas of proposed realignment in this alternative would eliminate or improve many non-standard geometric conditions, while still maintaining the existing character of the corridor and proposing the least possible impacts on adjacent properties. The 2.0 mile long portion of Beekman Road (CR 9) would be rehabilitated or reconstructed with 11 ft. wide travel lanes and 4 ft. wide shoulders. The roadside drainage will be a combination of closed and open systems to effectively discharge roadway drainage to existing outfall locations.

WHEREAS, the County of Dutchess has determined Alternative #3, Rehabilitation with Areas of Reconstruction, to be the preferred alternative for the Final Design Report; and

WHEREAS, the proposed public project is being progressed as a National Environmental Policy Act (NEPA) Class II, D-List Categorical Exclusion with Documentation in accordance with the FHWA’s regulations 23 CFR 771.117(d); and

WHEREAS, the proposed public project is a Type I Action in accordance with 6NYCRR Part 617, State Environmental Quality Review (SEQR) Act and the County of Dutchess will act as lead agency; and

WHEREAS, the County of Dutchess has considered the general effect of the proposed project on the residents of the locality in which the proposed project is to be undertaken; and

WHEREAS, the preferred alternatives would require the County of Dutchess to acquire real property interests from approximately fifty five (55) properties; and

WHEREAS, representatives of Dutchess County provided the property owners who may be affected by the proposed public project an opportunity to meet and discuss the proposed public project and have made every effort to minimize the impact the project will have on adjacent properties; and

WHEREAS, in accordance with Article 2 of the Eminent Domain Procedure Law the oral presentation and comment phase of a public hearing was held on July 15, 2014, at 7:30 p.m. at the Church of Saint Denis Parish Center, 602 Beekman Road, Hopewell Junction, New York, for the purpose of informing the public and to review the public use to be served and public benefit to be obtained by the aforementioned proposed public project, and to consider all other matters appropriate to that project; and

WHEREAS, during the course of the aforementioned oral presentation phase of the public hearing, all matters required by the Eminent Domain Procedure Law and appropriate to such public hearing were identified and explained to persons then in attendance, and such persons in attendance were given an opportunity to speak and comment on the proposed public project and to examine documents presented; and

WHEREAS, at the conclusion of the oral presentation phase of the aforementioned public hearing, the hearing was adjourned and continued to the close of business on July 29, 2014, for the purpose of receiving written comments on the proposed public project; and

WHEREAS, at the close of business on July 29, 2014, the aforementioned public hearing concluded, and the record thereof was closed; and

WHEREAS, the minutes of such public hearing were transcribed and made available, together with the exhibits and other documents, if any, which were identified or made available during the oral presentation phase thereof, for inspection and examination by the public at the Dutchess County Clerk's Office located at 22 Market Street, Poughkeepsie, NY and the Dutchess County Department of Public Works, Engineering Division, 626 Dutchess Turnpike, Poughkeepsie, NY.

NOW, THEREFORE, it is hereby

RESOLVED, that the following constitutes the Determination and Findings of this Body with respect to the proposed Beekman Road (CR 9) Improvements Project, Towns of East Fishkill and Beekman, Dutchess County, New York:

1. The public use to be served by the proposed public project is the rehabilitation and site specific full depth reconstruction of Beekman Road (CR 9) from the intersection of the

Taconic State Parkway Northbound Ramps to the west and Sylvan Lake Road (CR 10) to the east.

2. The public use and benefits to be obtained and purposes to be served by the proposed public project are as follows:
 - a. Geometry: Improve the non-standard horizontal and vertical elements of the existing roadway alignment to the extent practical which will improve sight distances.
 - b. Pavement: Overall pavement condition and skid resistance will be improved.
 - c. Sight Distance: Improve the clear zone width throughout the corridor, especially at intersections, to reduce accident rates. Provide minor realignment of Benton Moore Road to eliminate a deficient sight distance and skew angle with Beekman Road (CR 9).
 - d. Pedestrian and bicyclist accommodation: Improve access and safety by the addition of continuous four feet wide paved shoulders.
 - e. Signing and Striping: Provide new signing and striping to better delineate the roadway, traffic patterns, and intersecting streets and driveways.
 - f. Drainage: Complete rehabilitation of the existing drainage system consisting of a combination of ditches, gutters, and closed systems. Existing ditches will be cleaned re-shaped, and protected from erosion.
3. The proposed public project is located in the Towns of East Fishkill and Beekman, Dutchess County, New York. The project limits extend from the intersection of the Taconic State Parkway to the west and Sylvan Lake Road (CR 10) to the east. The project location was selected due to increased traffic volumes, increased maintenance needs, and a need to improve traffic operation and safety through this highway segment.
4. Three alternatives were considered for the proposed public project. The reasons for selecting Alternative #3, and for rejecting the other alternatives include:
 - Alternative #1 – The No Build “Null Alternative” – The Null Alternative only provides for the continued maintenance of the existing facilities. This alternative does not meet the project objectives or needs and therefore will not be considered further as a feasible alternative.
 - Alternative #2 - Reconstruction –The full depth reconstruction of the entire roadway will provide for a solution to the project objectives, but the work is considered excessive and would not be a proper use of funding. The reconstruction alternative is feasible and meets the overall project objectives, but will not be progressed as the preferred alternative.
 - Alternative #3 – Rehabilitation with Areas of Reconstruction - Rehabilitation by means of cold-milling with an asphalt overlay and areas of full-depth reconstruction was considered in the proposed project pavement evaluation. The combination of pavement treatments would address the existing pavement deficiencies in a cost-effective manner. This alternative will consider the benefits of realigning and reconstructing sections of roadway where geometric and safety deficiencies need to be corrected.

Alternative 3 was selected as the preferred alternative because it is feasible and meets the overall project objectives in a cost-effective manner.

5. The proposed project is subject to a thorough and proper review in accordance with the National Environmental Policy Act (NEPA) and the State Environmental Quality Review Act (SEQRA). The project is being progressed as a NEPA Class II Action, D-List Categorical Exclusion with Documentation. As Lead Agency under SEQRA, the County of Dutchess has determined the proposed project is classified as a Type I Action under the SEQRA, Part 617, Title 6 of the Official Compilation of New York Codes, Rules, and Regulations (6 NYCRR Part 617). A long Environmental Assessment Form has been prepared for the proposed public project and is undergoing a coordinated review.
6. It is hereby concluded that the proposed public project will have, among other things, the following effects upon the residents of the locality:
 - a. Traffic safety and operation will be improved due to improved roadway geometry, pavement condition, sight distance, provision of paved shoulders, updated signing and pavement markings.
 - b. The proposed public project will improve access pedestrian and bicycle traffic by providing 1.2 M (four feet) wide paved shoulders.
 - c. Temporary increases in noise levels may also be noted by nearby residents; however, construction noise will be minimized to the extent possible and will only be noticeable during the hours of active construction (day time).
 - d. Two-way roadway traffic and continuous driveway access will be maintained throughout the length and duration of construction.
7. The Dutchess County Department of Public Works is hereby authorized and directed to prepare a brief synopsis of the foregoing determination and findings, such synopsis to include those factors set forth in Eminent Domain Procedure Law §204(B), and, further, such synopsis to state that copies of the determination and findings will be forwarded upon written request without cost.
8. The Dutchess County Department of Public Works is further hereby authorized and directed to publish the aforementioned synopsis of the foregoing resolution in at least two (2) successive issues of an official newspaper designated by the County of Dutchess and in at least two successive issues of a newspaper of general circulation in the Towns of Beekman and East Fishkill.
9. The Dutchess County Department of Public Works is further hereby authorized and directed to serve, by personal service or certified mail, return receipt requested, a notice of the aforementioned brief synopsis upon each assessment record billing owner (as that term is defined in Eminent Domain Procedure Law §103(B-1) or his or her attorney of record whose property may be acquired, such notice to:

- a. include the information required by Eminent Domain Procedure Law §204(B)(2); and
- b. state that copies of the determination and findings will be forwarded upon written request without cost; and
- c. state that pursuant to Eminent Domain Procedure Law §207, such individual shall have thirty (30) days from the completion of the publication of the aforementioned brief synopsis in the newspapers as aforesaid, to seek judicial review of the County of Dutchess' determination and findings relating to the proposed public project; and
- d. inform such individual that, under Eminent Domain Procedure Law §207 and 208, the exclusive venue for judicial review of the County of Dutchess' determination and findings relating to the proposed public project is the appellate division of the supreme court in the judicial department where any part of the property to be condemned is located.

CA-156-14
 CAB/ca/R-0934
 10/01/14
 Fiscal Impact: See attached statement

APPROVED

MARQUS J. MOLINARO
COUNTY EXECUTIVE
 Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 400

Total Current Year Revenue \$ 380
and Source

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

Identify Line Items(s):

H0290 5110 3250.213

Related Expenses: Amount \$ 400

Nature/Reason:

Publication costs for synopsis of findings.

Anticipated Savings to County: \$380

Net County Cost (this year): \$20

Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement is related to the Resolution Request for the Acceptance of the Eminent Domain Procedure Law Determination and Findings for the Federally Funded project identified as PIN 8755.38 Beekman Road (CR 9) Improvements, Towns of East Fishkill and Beekman, Dutchess County.

Prepared by: Matthew W. Davis, Assistant Civil Engineer I

626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: (845) 486-2925
Fax: (845) 486-2940



Memo

TO: Noel H.S. Knille, AIA, ASLA, Commissioner of Public Works

FROM: Robert H. Balkind, P.E., Deputy Commissioner of Public Works (RB)

DATE: August 12, 2014

RE: RESOLUTION REQUEST
PIN 8755.38 – BEEKMAN ROAD (CR 9) IMPROVEMENTS
TOWNS OF EAST FISHKILL AND BEEKMAN, DUTCHESS
COUNTY

The attached Resolution Request and Fiscal Impact Statement are submitted for the referenced project. A public hearing was held on Tuesday, July 15, 2014 at 7:30 P.M. at the Church of Saint Denis, 602 Beekman Road, Hopewell Junction, New York. Following the public hearing, a two week written comment period ended on Tuesday July 29, 2014. The public hearing was completed on July 29, 2014. The purpose of this request is to authorize the Dutchess County Legislature to adopt the attached resolution which accepts the Eminent Domain Procedure Law (EDPL) Determination and Findings. The Determination and Findings are currently being finalized and will be forwarded for attachment to this resolution request by August 22, 2014. This resolution must be adopted within 90 days of the completion of the public hearing.

This project will improve roadway geometry, reconstruct or rehabilitate pavement, and upgrade drainage facilities along Beekman Road (CR 9) from the Taconic State Parkway to Sylvan Lake Road (CR 10).

The project requires property acquisitions from approximately fifty-nine (59) property owners along the road. This resolution and the acceptance of the Determination of Findings are necessary steps for the acquisition of property under Eminent Domain Procedure Law for this federally funded project.

Adoption of this resolution is a necessary step for continued federal funding of the project. Property acquisition is currently underway and will always be accomplished by willing sale when possible. Acquisition by Eminent Domain will be employed only if absolutely necessary and would require additional legislative action.

ls

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	<i>absent</i>	
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		
Present:	<u>11</u>	Resolution:	<u>✓</u>
Absent:	<u>1</u>	Motion:	<u> </u>
Vacant:	<u>0</u>	Total :	<u>11</u> <u>0</u>
		Yes	No
		Abstentions:	<u>0</u>

2014259 ACCEPTANCE OF EMINENT DOMAIN PROCEDURE LAW DETERMINATION AND FINDINGS FOR THE FEDERALLY FUNDED PROJECT IDENTIFIED AS PIN 8755.38, BEEKMAN ROAD (CR9) IMPROVEMENT PROJECT, IN THE TOWNS OF EAST FISHKILL AND BEEKMAN, DUTCHESS COUNTY, NEW YORK

Date: October 8, 2014

Roll Call Sheets

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

Present: 25

Absent: 0

Vacant: 0

Resolution: ✓

Motion:

Total: 25 0

Yes No

Abstentions: 0

2014259 ACCEPTANCE OF EMINENT DOMAIN PROCEDURE LAW DETERMINATION AND FINDINGS FOR THE FEDERALLY FUNDED PROJECT IDENTIFIED AS PIN 8755.38, BEEKMAN ROAD (CR9) IMPROVEMENT PROJECT, IN THE TOWNS OF EAST FISHKILL AND BEEKMAN, DUTCHESS COUNTY, NEW YORK

Date: October 14, 2014

RESOLUTION NO. 2014260

RE: ACCEPTING THE DETERMINATION AND FINDINGS RELATING TO THE PROPOSED PUBLIC PROJECT (PIN 8755.44 & PIN 8758.71) TO REHABILITATE APPROXIMATELY 4.0 CUMULATIVE KILOMETERS OF OLD HOPEWELL ROAD (CR 28) BETWEEN U.S. ROUTE 9 AND ALL ANGELS HILL ROAD (CR 94), AND OLD HOPEWELL ROAD / ALL ANGELS HILL ROAD INTERSECTION IMPROVEMENTS WITHIN THE TOWN OF WAPPINGER, DUTCHESS COUNTY, NEW YORK

Legislators HUTCHINGS, BOLNER, MICCIO, INCORONATO, and SAGLIANO offer the following and move its adoption:

WHEREAS, Old Hopewell Road is a major east-west arterial roadway that provides both local access to adjacent residential and commercial properties as well as commuter access to highways of higher classification such as US Route 9 and NYS Route 82; and

WHEREAS, Old Hopewell Road (CR 28) and All Angels Hill Road (CR 94) are owned by the County of Dutchess and are maintained by the Dutchess County Department of Public Works; and

WHEREAS, according to Census data, Dutchess County has experienced a population growth of 6.2% from 2000 to 2010 and this growth rate is expected to continue into the future; and

WHEREAS, the rehabilitation of the roadway is needed to insure the continued service of the roadway as a link in the greater mobility and transportation system of the area and to improve traffic safety along Old Hopewell Road (CR 28); and

WHEREAS, the need for these projects was identified by the Dutchess County Department of Public Works based on the deteriorated pavement condition, identified safety conditions, non-standard geometry, and poor drainage performance; and

WHEREAS, an examination of the aforementioned section of Old Hopewell Road (CR 28) identified several locations exhibiting non-standard features that do not meet current

geometric design criteria in terms of travel lane and shoulder widths, travel lane and shoulder cross sections, horizontal and vertical curvature, horizontal clearance, stopping sight distance, and grades; and

WHEREAS, the examination of the aforementioned section of Old Hopewell Road (CR 28) also identified several non-conforming features that exist within the project limits including side slopes, advance signing and delineation, intersection turning radii, improper turn lane lengths/transitions, and the lack of proper guide rail end terminals; and

WHEREAS, an inspection of the drainage systems along the aforementioned section of Old Hopewell Road has revealed the existing drainage system is exhibiting deterioration and will become functionally obsolete without required routine repair and maintenance; and

WHEREAS, the condition of the drainage system is contributing to localized flooding and creating safety issues during inclement weather; and

WHEREAS, the presence of non-standard and non-conforming features and the degraded drainage system along Old Hopewell Road provide a basis of concern for safety along the corridor; and

WHEREAS, the Dutchess County Department of Public Works caused to be performed a vehicular traffic accident analysis in the area of the aforementioned 4.0 km section of Old Hopewell Road for a 3-year period between January 14, 2008 and September 18, 2010, to document the accident history throughout the project corridor and to identify any accident patterns or clusters; and

WHEREAS, said study identified 142 reported, vehicular accidents and revealed a combined accident rate that exceeds the statewide average for an urban two-lane, undivided highway with no access control; and

WHEREAS, the Dutchess County Department of Public Works has concluded that traffic growth, safety deficiencies and the continued deterioration of the corridor infrastructure provides

a basis for the consideration of improvements along the aforementioned section of Old Hopewell Road; and

WHEREAS, by Resolution No. 204300 (PIN 8758.71) and Resolution No. 205025, amended by Resolution No. 205250 (PIN 8755.44), the County of Dutchess committed to advance the Projects for the Rehabilitation of Old Hopewell Road (CR 28) from US Route 9 to All Angels Hill Road (CR 94) and the Old Hopewell Road / All Angels Hill Road Intersection Improvements in the Town of Wappinger in the County of Dutchess; and

WHEREAS, the Dutchess County Department of Public Works established project objectives to analyze the feasible alternatives and guide the design process; and

WHEREAS, the project objectives include improving vehicular safety by addressing existing geometric, pavement surface, pavement cross slope and drainage conditions; improving intersection operations and safety by installing new traffic signal equipment at the Old Hopewell Road intersections with Losee Road/MacFarlane Road and Spook Hill Road; adding turning lanes at the Old Hopewell Road intersections with Losee Road/MacFarlane Road, Spook Hill Road, and Cedar Hill Road; upgrading traffic signal equipment and adding left turn lanes for each approach at the Old Hopewell Road / All Angels Hill Road intersection; addressing pavement, drainage and pipe culvert deficiencies; improving quality of life and environmental resources where feasible; and

WHEREAS, the Dutchess County Department of Public Works implemented a program to incorporate public involvement which included a public information meeting held on July 9, 2014; and

WHEREAS, notices of the public information meetings were published, mailed and generally distributed throughout the proposed project area, at which time the data was presented, project objectives were discussed and the public was allowed to address important project issues; and

WHEREAS, following consideration of public input, the County of Dutchess and its consultant did incorporate mitigation measures into the project design to address stated concerns where warranted; and

WHEREAS, the County of Dutchess and its consultant prepared and periodically revised a project design to accomplish the improvement of the aforementioned section of Old Hopewell Road (CR 28) in the Town of Wappinger, New York, which design included the development and consideration of various preliminary alternatives; and

WHEREAS, based on the analysis of data gathered by the Dutchess County Department of Public Works and its consultants and comments received through the public involvement program, Alternative #5 Option #5, Rehabilitation of Old Hopewell Road (US Route 9 to All Angels Hill Road), and Alternative #3 Old Hopewell Road / All Angels Hill Road Intersection Improvements, were deemed to be the preferred alternative for Final Design Approval; and

WHEREAS, Alternative #5 Option #5 includes: providing a new high friction asphalt wearing surface with cross-slope improvements; 3.3m travel lanes and 1.2m shoulders throughout; upgraded drainage facilities; minor horizontal and vertical realignments; improved clear zone and side slope treatments, installation of new traffic signal equipment and left turn lanes for Old Hopewell Road and Alternative #3 improvement of the Old Hopewell Road / All Angels Hill Road intersection includes upgraded traffic signal equipment with actuation and left turn lanes for all approaches; and

WHEREAS, these two projects are classified as Type I projects under the State Environmental Quality Review Act (SEQRA), and no further action is required; and

WHEREAS, the County of Dutchess acting as lead SEQRA agency, has completed all appropriate SEQRA processing in accordance with applicable laws, rules and regulations, and has otherwise considered the general effect of the proposed project on the environment; and

WHEREAS, the County of Dutchess has considered the general effect of the proposed project on the residents of the locality in which the proposed project is to be undertaken; and

WHEREAS, representatives of the County of Dutchess have met with residents who may be affected by the proposed public project and have made every effort to minimize the impact that the proposed public project will have on adjacent properties; and

WHEREAS, the proposed Alternative #5 Option #5 and Alternative #3 would require the County of Dutchess to acquire easements and/or fee interests in strips of land from approximately 50 properties along Old Hopewell Road (CR 28) and All Angels Hill Road (CR94) within the proposed project area; and

WHEREAS, in accordance with Article 2 of the Eminent Domain Procedure Law after due notice and publication a public hearing was held beginning at 7:30 p.m. on July 9, 2014 at the Wappinger Town Hall located at 20 Middlebush Road, Wappingers Falls, New York, to inform the public and to review the public use to be served by the proposed public project and the impact on the environment and residents of the locality where the project will be constructed and to consider all other matters appropriate to that project; and

WHEREAS, during the course of the public hearing, all matters required by the Eminent Domain Procedure Law and appropriate to such public hearing were identified and explained to persons then in attendance, and such persons in attendance were given an opportunity to, and did, speak and comment on the proposed public project and examined documents presented; and

WHEREAS, at the conclusion of the public hearing, the hearing was adjourned to the close of business on July 21, 2014; and

WHEREAS, the minutes of such public hearing were transcribed and made available, together with the exhibits and other documents, if any, which were identified or made available during the oral presentation phase thereof, for inspection and examination by the public at the offices of the Dutchess County Department of Public Works and the Dutchess County Clerk; and

WHEREAS, additional written public comments regarding the proposed public project were accepted until the close of business on July 21, 2014, and said comments were incorporated into the record of the aforementioned Eminent Domain Procedure Law Public Hearing;

NOW, THEREFORE, IT IS HEREBY RESOLVED, the following constitutes the determination and findings of this Body with respect to the proposed rehabilitation of an approximately 4.0 km section of Old Hopewell Road (CR 28) between US Route 9 and All Angels Hill Road (CR 94) and the Old Hopewell Road / All Angels Hill Road intersection improvements in the Town of Wappinger, Dutchess County, New York:

1. The public use, benefit or purpose to be served by the proposed public project is the rehabilitation of approximately 4.0 km of Old Hopewell Road (CR 28) between US Route 9 and All Angels Hill Road (CR 94) and the Old Hopewell Road / All Angels Hill Road intersection improvements in the Town of Wappinger, Dutchess County, and will include: providing a new pavement wearing surface with consistent 3.3 m (11 ft.) travel lanes in each direction, providing consistent 1.2m (4 ft.) wide full-depth paved asphalt shoulders on both sides of Old Hopewell Road, improving non-standard geometric features, such as minor horizontal and vertical realignment, providing a consistent, improved clear zone by removing, relocating or protecting obstructions within a minimum of 1.2m (4 ft.) from the edge of the travel lane, replacing or adding guide rail as needed, installing new or enhanced closed/open drainage facilities where required, providing cross sectional improvements such as restoration of uniform roadway crown in tangent sections and super elevation improvements on all curves, as required, installing new actuated traffic signals at the Old Hopewell Road intersections with Losee Road / MacFarlane Road and Spook Hill Road in conformance with NYSDOT standards, replacing existing traffic control signs and the installation of advanced warning signs in accordance with the 2009 Edition of the FHWA's *MUTCD for Streets and Highways with NYS Inserts*, constructing left turn lanes on Old Hopewell Road at the intersections with Losee Road / MacFarlane Road, Spook Hill Road and Cedar Hill Road to facilitate future traffic volumes and improve the level of service, upgrading the traffic signal equipment at the Old Hopewell Road / All Angels Hill Road intersection, and providing left turn lanes for each approach.
2. The proposed public project objectives are to: improve vehicular safety by addressing existing geometric, pavement surface, pavement cross slope and drainage conditions; improve intersection operations and safety by upgrading traffic signal equipment and adding turning lanes at the aforementioned intersections; address pavement, drainage and pipe culvert deficiencies; improve the quality of life and environmental resources where feasible. More specifically, the benefits to be obtained and purposes to be served by the proposed public project are as follows:
 - a. Improve Vehicular Safety. The proposed public project will improve vehicular safety for the traveling public by addressing deficiencies such as non-standard geometric features, pavement surface conditions, cross slope and drainage conditions.

- b. Improve The Operation and Safety of the Old Hopewell Road / All Angels Hill Road intersection. The proposed public project includes upgrading the traffic signal equipment with actuation and installing left turn lanes for all approaches.
 - c. Address Pavement, Drainage and Pipe Culvert Deficiencies. Existing pavement deficiencies such as shoulder deterioration and reflective cracking are no longer resolved by routine maintenance or pavement overlays. New pavement will reduce the costs associated with future roadway maintenance. The existing pavement is in need of a new skid resistant wearing surface, which will help in the reduction of slippery pavement related accidents. In addition, deficient cross slopes need to be corrected as they contribute to run off the road and fixed object accidents. The existing drainage system throughout the Old Hopewell Road corridor is failing to adequately convey storm water runoff. The project will address this deficiency resulting in an extended life of the roadway, improved control of surface runoff and improve safety conditions for the traveling public.
 - d. Improve the quality of life and environmental resources. Quality of life will be improved by improving operations at the Old Hopewell Road / All Angels Hill Road intersection. The replacement of the traffic signal with modernized equipment and the addition of left turn lanes for all movements will reduce delay and improve vehicular flow. Overall, the road will be made safer by performing aforementioned improvements. Environmental resources will be improved by improving the drainage system and adhering to the New York State Department of Environmental Conservation's (NYSDEC) SPDES Phase II requirements. Steep slopes will also be cut back or filled in and seeded to reduce the frequency of erosion.
3. The proposed public project is located in the Town of Wappinger and impacts approximately 4.0 km of Old Hopewell Road (CR 28) between US Route 9 and All Angels Hill Road (CR 94).
 4. The following different alternatives were considered:
 - a) Alternative #1 – The No-Build “Null” Alternative. The null alternative calls for no improvements to the existing roadway throughout the project limits: it would retain all identified non-standard and non-conforming features. In addition, it would result in the continued deterioration of the pavement, shoulders and roadside features.
 - b) Alternative #2 – Limited Repairs. Under this alternative, limited repairs would be made to prevent further deterioration of the roadway pavement structure and related facilities by milling/resurfacing the existing pavement and adding stabilized shoulders.
 - c) Alternative #3 – Rehabilitation to meet design criteria for 80 km/hr. This alternative corrects the non-standard and non-conforming features to satisfy the requirements for a design speed of 80 km/hr (50 mph) (the 85th percentile speed). This alternative also meets all of the project objectives but it results in excessive ROW takings and wetland

impacts.

- d) Alternative #4 – Rehabilitation to meet design criteria for 60 km/hr. This alternative lowers the design speed and calls for correcting the non-standard and non-conforming features for a design speed of 60 km/hr (37.5 mph). Given the lower design speed this alternative would meet the project objectives, but it also results in excessive ROW takings and wetland impacts.
- e) Alternative #5 – Rehabilitation to meet design criteria for 3R work (Resurfacing, Restoration and Rehabilitation). This alternative proposes to correct the non-standard and non-conforming features to satisfy 3R design standards. Compared to Alternatives 3 and 4, this alternative requires less ROW takings and wetland impacts.

In addition, Alternative #5 was further analyzed with 5 options at the intersections of Old Hopewell Road with Losee Road / MacFarlane Road, Spook Hill Road and Cedar Hill Road.

- 1. Option #1 – No improvements. Similar to the null alternative no improvements to the existing intersections would be constructed and the side street approaches would retain poor LOS.
- 2. Option #2 – Roundabouts. This option proposes roundabouts at each location which would cause excessive impacts to ROW and wetlands.
- 3. Option #3 – Side street left turns. Under this option, exclusive left turn lanes are proposed on the side streets. However, since these improvements do not alter the gap in the Old Hopewell Road (CR 28) traffic stream, the side street approaches will suffer excessive delays.
- 4. Option #4 – Traffic signals and left turns for all approaches. This option calls for installing a semi-actuated signal and proposed left turn lanes for Old Hopewell Road (CR 28) and the side streets. This option results in a slightly better LOS over option 5 however, the additional costs (ROW and wetland impacts) do not warrant the implementation of the turn lanes as the overall LOS is not significantly improved.
- 5. Option #5 – Left turns at the three intersections and traffic signals at the Losee / MacFarlane Road and Spook Hill Road intersections. This option calls for the installation for left turns on of Old Hopewell Road (CR 28) at each of the intersections and the installation of a semi - actuated signal systems at the intersection of Spook Hill Road and Losee Road/MacFarlane Road. For the intersections of Cedar Hill Road, provisions will be made for the future installation of a traffic signal should the LOS deteriorate. Additionally, Losee Road will be realigned to form a standard four way intersection. This option meets the project objectives of improving safety and LOS and will be progressed with Alternative 5 as the preferred alternative.

The following alternatives were considered for the intersection of Old Hopewell Road (CR 28) and All Angels Hill Road (CR 94):

1. Alternative 1 – The No-Build “Null” Alternative. The null alternative calls for no improvements to the existing intersection: it retains all identified non-standard and non-conforming features and capacity deficiencies. This would result in the continued deterioration of the pavement, shoulders and roadside features as well as traffic operation through the Old Hopewell Road (CR 28) and All Angels Hill Road (CR 94) intersection.
 2. Alternative 2 – Left turns for each approach. This alternative maintains the alignment geometry of the existing intersection but widens all approaches to accommodate left turn lanes. This alternative meets the project objectives for capacity improvements and it requires minimal ROW takings and wetland impacts. However, the non-standard horizontal curve on the northbound approach would be retained.
 3. Alternative 3 – Northbound approach realignment. This alternative realigns the northbound approach to satisfy the requirements for a design speed of 60 km/hr. It also provides the same capacity improvements as described for Alternative 2 but it results in slightly more wetland and ROW impacts than Alternative 2.
5. The reasons for selecting Alternative #5 Option #5 include:
- a. Alternative #1 (Null Alternative) would result in continued roadway deterioration and retention of non-standard and non-conforming conditions, and would not fulfill any project objectives.
 - b. Alternative #2 does not meet the project objective of eliminating non-standard and non-conforming features.
 - c. Alternative #3 does satisfy the project objectives but results in excessive ROW takings and wetland impacts.
 - d. Alternative #4 does satisfy the project objectives but also results in excessive ROW takings and wetland impacts.
 - e. Alternative #5 corrects non-standard and non-conforming features to 3R design standards with less ROW and wetland impacts. Therefore, it is progressed as the preferred alternative.

The reasons for selecting Option #5 include:

1. Option #1 – The Null option does not satisfy the project objectives.
2. Option #2 – The installation of roundabouts would cause excessive ROW and wetland impacts.

3. Option #3 – The installation of side street left turns would not improve delays because of insufficient gaps in traffic along Old Hopewell Road.
4. Option #4 – The installation of traffic signals and left turn lanes for all approaches at the aforementioned intersections would require additional ROW and cause further wetland impacts and do not significantly improve the overall level of service (LOS).
5. Option #5 – Providing left turn lanes for Old Hopewell Road at the aforementioned intersections and traffic signals at Losee/ MacFarlane Road and Spook Hill Road meets the project objectives with limited impacts to ROW and wetlands.

The reasons for selecting Alternative #3 for the intersection of Old Hopewell Road (CR 28) and All Angels Hill Road (94) include:

- a. Alternative 1 – The Null alternative does not meet the project objectives.
 - b. Alternative 2 – Maintain alignment geometry meets project objectives but retains the non-standard horizontal curve on the northbound approach and requires minimal ROW and wetland impacts.
 - c. Alternative 3 – Realign the northbound approach to meet 3R design criteria with slightly more wetland and ROW impacts.
6. The proposed project underwent a thorough and proper State Environmental Quality Review Act (SEQRA) environmental review, during which environmental concerns were addressed. The County of Dutchess, acting as SEQRA lead agency, has issued a Negative Declaration (Notice of Determination of Non-Significance), meaning that the proposed project will not have a significant adverse impact on the environment.
 7. It is hereby concluded that the proposed public project will have, among other things, the following effects upon the residents of the locality:
 - a. The proposed public project will have a beneficial impact on the residents of the area of the proposed public project. The proposed public project will improve overall public safety by removing existing non-standard horizontal and vertical curves and non-standard sight distance, thereby reducing the potential vehicular accidents. Also, the new signing, pavement markings and other improvements will provide a safer environment for the traveling public.
 - b. The proposed public project will not have any long-term impacts on any highway-related businesses, nor will it require any relocations.
 - c. The proposed public project will require strip acquisitions, but will not affect land uses, change travel patterns or have any permanent effect on local planning.

- d. This proposed project will not have a substantial negative impact on the aesthetics of the area. Rather, various elements of the project will enhance the appearance of the area.
8. Three properties are or may be individually eligible for National Register listing including the Cooper Shook House at 309 Old Hopewell Road, the residential property at 3 Losee Road, and the residential property at 361 All Angels Hill Road. The proposed project would require minor strip right of way acquisition and pavement widening adjacent to two of these properties. No structures will be impacted. The proposed project will have no effect on resources which are on, or eligible for inclusion on, the state or national registers of historic places.
9. The Dutchess County Department of Public Works is hereby authorized and directed to prepare a brief synopsis of the foregoing determination and findings, such synopsis to include those factors set forth in Eminent Domain Procedure Law §204(B), and, further, such synopsis to state that copies of the determination and findings will be forwarded upon written request without cost.
10. The Dutchess County Department of Public Works is further hereby authorized and directed to publish the aforementioned synopsis of the foregoing resolution in at least two (2) successive issues of an official newspaper designated by the County of Dutchess and in at least two successive issues of a newspaper of general circulation in Dutchess County.
11. The Dutchess County Department of Public Works is further hereby authorized and directed to serve, by personal service or certified mail, return receipt requested, a notice of the aforementioned brief synopsis upon each assessment record billing owner (as that term is defined in Eminent Domain Procedure Law §103(B-1) or his or her attorney of record whose property may be acquired, such notice to:
 - a. include the information required by Eminent Domain Procedure Law §204(B)(2); and
 - b. state that copies of the determination and findings will be forwarded upon written request without cost; and
 - c. state that pursuant to Eminent Domain Procedure Law §207, such individual shall have thirty (30) days from the completion of the publication of the aforementioned brief synopsis in the newspapers as aforesaid, to seek judicial review of the County of Dutchess' determination and findings relating to the proposed public project; and

- d. inform such individual that, under Eminent Domain Procedure Law §§207 and 208, the exclusive venue for judicial review of the County of Dutchess' determination and findings relating to the proposed public project is the appellate division of the supreme court in the judicial department where any part of the property to be condemned is located.

CA-160-14

CAB/ca/R-0931

9/16/14

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

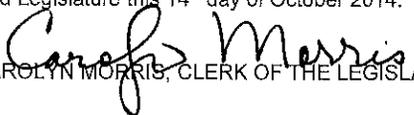
STATE OF NEW YORK

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 400

Total Current Year Revenue \$ 380
and Source

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

Identify Line Items(s):

H0290 5110 3250.213

Related Expenses: Amount \$ 400

Nature/Reason:

Publication cost for Synopsis of Findings.

Anticipated Savings to County: \$ 380

Net County Cost (this year): \$ 20

Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement is related to the Resolution Request for the Acceptance of the Eminent Domain Procedure Law Determination and Findings for the Federally Funded projects identified as PIN 8755.44 Old Hopewell Road (CR 28) from US Route 9 to All Angels Hill Road (CR 94) and PIN 8758.71 Old Hopewell Road (CR 28) & All Angels Hill Road (CR 94) intersection in the Town of Wappingers, Dutchess County.

Prepared by: Matthew W. Davis, Assistant Civil Engineer I

626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: (845) 486-2925
Fax: (845) 486-2940

Dutchess County
DPW ENGINEERING

Memo

014 AUG 12 PM 4:06

TO: Noel H.S. Knille, AIA, ASLA, Commissioner of Public Works

FROM: Robert H. Balkind, P.E., Deputy Commissioner of Public Works (RB)

DATE: August 12, 2014

RE: RESOLUTION REQUEST
PIN 8755.44 - REHABILITATION OF OLD HOPEWELL ROAD (CR 28), US ROUTE 9 TO ALL ANGELS HILL ROAD (CR 94) AND
PIN 8758.71 - OLD HOPEWELL ROAD (CR 28) & ALL ANGELS HILL ROAD (CR 94) INTERSECTION IMPROVEMENTS,
TOWN OF WAPPINGERS, DUTCHESS COUNTY

The attached Resolution Request and Fiscal Impact Statement are submitted for the referenced project. A public hearing was held on Wednesday, July 9, 2014 at 6:30 P.M. at the Town of Wappinger Town Hall, 20 Middlebush Road, Wappingers Falls, New York. Following the public hearing, a two week written comment period ended on Wednesday, July 23, 2014 was provided to the public. The public hearing was completed on July 23, 2014. The purpose of this request is to authorize the Dutchess County Legislature to adopt the attached resolution which accepts the Eminent Domain Procedure Law (EDPL) Determination and Findings. The resolution must be adopted within 90 days of the completion of the public hearing.

This project will improve roadway geometry, reconstruct or rehabilitate pavement, and upgrade drainage facilities along Old Hopewell Road (CR 28) from US Route 9 to All Angels Hill Road (CR 94) and at the Old Hopewell Road (CR 28) & All Angels Hill Road (CR 94) intersection in the Town of Wappingers.

The project requires property acquisitions from approximately fifty (50) property owners along the road. This resolution and the acceptance of the Determination of Findings are necessary steps for the acquisition of property under Eminent Domain Procedure Law for this federally funded project.

Adoption of this resolution is a necessary step for continued federal funding of the project. Property acquisition is currently underway and will always be accomplished by willing sale

RESOLUTION REQUEST FORM

Date of Legislative Meeting: 9/8/14

Department:

Public Works - Engineering Division

Contact (Name & Phone No.):

Gregory V. Bentley, P.E. 486-2925

Purpose of Resolution: *(check appropriate boxes:)*

- Personnel (Involving Authorized Positions)
- Authorizing Grant Application
- Contract/Lease Authorization (using budgeted funds)
- Budget Amendment
 - Grant
 - Contingency
 - Other (specify below)
- Capital Project
- Other (specify below)

Acceptance of Eminent Domain Procedure Law Determination and Findings

Brief Description of Request:

Legislative approval for the Acceptance of the Eminent Domain Procedure Law Determination and Findings for the Federally Funded projects identified as PIN 8755.44 Old Hopewell Road (CR 28) from US Route 9 to All Angels Hill Road (CR 94) and PIN 8758.71 Old Hopewell Road (CR 28) & All Angels Hill Road (CR 94) Intersection in the Town of Wappingers, Dutchess County.

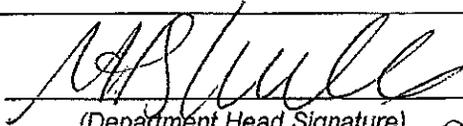
Fiscal Impact (current year) of resolution: \$ 400

(Attach completed Fiscal Impact Statement)

Budget Amendment(s) & Capital Projects:

	<u>Line No.</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
Appropriations:			\$0	\$0
			\$0	\$0
Revenues:			\$0	\$0
			\$0	\$0

8-17-14
(Date)


(Department Head Signature)



Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	<i>absent</i>	
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

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

2014260 ACCEPTING THE DETERMINATION AND FINDINGS RELATING TO THE PROPOSED PUBLIC PROJECT (PIN 8755.44 & PIN 8758.71) TO REHABILITATE APPROXIMATELY 4.0 CUMULATIVE KILOMETERS OF OLD HOPEWELL ROAD (CR 28) BETWEEN U.S. ROUTE 9 AND ALL ANGELS HILL ROAD (CR 94), AND OLD HOPEWELL ROAD / ALL ANGELS HILL ROAD INTERSECTION IMPROVEMENTS WITHIN THE TOWN OF WAPPINGER, DUTCHESS COUNTY, NEW YORK

Date: October 8, 2014

Roll Call Sheets

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

Present:	<u>25</u>	Resolution:	✓	Total:	<u>25</u>	<u>0</u>
Absent:	<u>0</u>	Motion:	_____		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2014260 ACCEPTING THE DETERMINATION AND FINDINGS RELATING TO THE PROPOSED PUBLIC PROJECT (PIN 8755.44 & PIN 8758.71) TO REHABILITATE APPROXIMATELY 4.0 CUMULATIVE KILOMETERS OF OLD HOPEWELL ROAD (CR 28) BETWEEN U.S. ROUTE 9 AND ALL ANGELS HILL ROAD (CR 94), AND OLD HOPEWELL ROAD / ALL ANGELS HILL ROAD INTERSECTION IMPROVEMENTS WITHIN THE TOWN OF WAPPINGER, DUTCHESS COUNTY, NEW YORK

Date: October 14, 2014

RESOLUTION NO. 2014261

RE: ACCEPTING THE DETERMINATION AND FINDINGS RELATING TO THE PROPOSED PUBLIC PROJECT (PIN 8758.74) HARLEM VALLEY RAIL TRAIL – PHASE IV, LOCATED IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY, AND TOWN OF ANCRAM, COLUMBIA COUNTY, NEW YORK

Legislators MICCIO, PULVER, KELSEY, SURMAN, INCORONATO, SAGLIANO, and STRAWINSKI offer following and move its adoption:

WHEREAS, PIN 8758.74, Harlem Valley Rail Trail – Phase IV project proposed to develop a shared use path along approximately 8 miles of an abandoned railroad corridor known as the Harlem Valley Rail Line, and

WHEREAS, in 1986, the Harlem Valley Rail Trail Association (HVRTA) was organized to convert the former railroad right-of-way to hiking and biking recreation trail, and

WHEREAS, several planning reports, The Dutchess County Plan – *Directions*, Poughkeepsie-Dutchess County Transportation Council’s *Bicycle and Pedestrian Plan* (1996), Dutchess County Greenway Compact’s *Greenway Connections* (1999), and Hudson River Valley Greenway’s *Draft Greenway Trail Vision Plan* (2004) identified the Harlem Valley Rail Trail as a major non-vehicular transportation resource within eastern Dutchess County, and

WHEREAS, the proposed project is included on the Poughkeepsie-Dutchess County Transportation Council FFY 2014-2018 TIP Project Listing as PIN 8758.74 Harlem Valley Rail Trail - Phase IV, and

WHEREAS, the following objectives were identified for the project:

1. Preserve a critical link within the County’s system of trailways, presently in various stages of planning and development, as recommended in the Dutchess County Plan – *Directions*, Poughkeepsie-Dutchess County Transportation Council’s – *Bicycle and Pedestrian Plan* (1996) and *Connections 2025* (2003), Dutchess County Greenway Compact’s – *Greenway Connections* (1999), and Hudson River Valley Greenway’s – *Draft Greenway Trail Vision Plan* (2004).
2. Provide safe, off-road transportation travel opportunities. Provide travel opportunities for non-motorized modes of travel from residential locations to civic institutions, employment centers, recreational facilities, and commercial establishments.
3. Preserve a vital resource of the community for transportation and recreational benefits.
4. Provide residents and visitors with a facility to readily observe and enjoy the scenic and wildlife habitats of the local community.
5. Encourage non-motorized modes of transportation for intra-community travel.

6. Correct existing deficiencies of structures that are located on the railroad right-of-way and preserve structures from further deterioration, and

WHEREAS, the County of Dutchess implemented a program to incorporate public involvement which included one public information meeting held on May 8, 2007, and

WHEREAS, the purpose of the public information meeting was to present design alternatives and solicit comments from the local residents and business owners, and

WHEREAS, following the consideration of public input, the County of Dutchess and its consultant did incorporate mitigation measures into the project design to address stated concerns where warranted, and

WHEREAS, the County of Dutchess created an internet website to provide project progress information and provide reports to the public, and

WHEREAS, in July, 2014, the Dutchess County Department of Public Works and its consultant completed a Draft Final Design Report to accomplish the development of the Harlem Valley Rail Trail – Phase IV, which draft final design report included the development and consideration of various alternatives, and

WHEREAS, three project alternatives were selected for consideration in the report, and

WHEREAS, Alternative 1 – Off-Road Trail within Trail Right-of-Way includes the construction of a trail facility that would generally follow the existing Harlem Valley Rail Line corridor currently owned by the New York State Office of Parks Recreation and Historical Preservation, and

WHEREAS, Alternative 2 – Existing Roadway Network consists of providing adequate space for bicycles and pedestrians on existing roadways between The Village of Millerton and the Town of Ancram that parallel the Harlem Valley Rail Line, and

WHEREAS, Alternative 3 – No Action would involve taking no action, and

WHEREAS, based on the analysis of data gathered by the County of Dutchess and its consultants and comments received through the public involvement program, Alternative 1, Off-Road Trail within Trail Right-of-Way, was deemed to be the preferred alternative in the draft Final Design Approval, and

WHEREAS, the proposed project is classified as a Class II action under United States Department of Transportation (USDOT) National Environmental Policy Act (NEPA) Regulations, 23 CFR 771.117(d), and

WHEREAS, the Dutchess County Department of Public Works and its consultant completed the NEPA Assessment Checklist and determined the proposed project complies with the requirements of a Categorical Exclusion with Documentation, and

WHEREAS, the Harlem Valley Rail Trail – Phase IV Project is classified as a Type I project under the State Environmental Quality Review Act (SEQRA), and will have no significant impacts, as described in 6 NYCRR 617, and

WHEREAS, the County of Dutchess has considered the general effect of the proposed project on the residents of the locality in which the proposed project is to be undertaken, and

WHEREAS, the preferred alternative would require the County of Dutchess to acquire real property rights from 11 properties within the proposed project area, and

WHEREAS, in accordance with Article 2 of the Eminent Domain Procedure Law, the oral presentation and comment phase of the public hearing was held on July 23, 2014, beginning at 7:30 p.m. at Millerton Library Annex located at 28 Century Blvd, Millerton, New York, for the purpose of informing the public and to review the public use to be served and public benefit to be obtained by the aforementioned proposed public project, and to consider all other matters appropriate to that project, and

WHEREAS, during the course of the aforementioned oral presentation phase of the public hearing, all matters required by the Eminent Domain Procedure Law and appropriate to such public hearing were identified and explained to persons then in attendance, and such persons in attendance were given an opportunity to, and did, speak and comment on the proposed public project and examined documents presented, and

WHEREAS, at the conclusion of the oral presentation phase of the aforementioned public hearing, the hearing was adjourned to the close of business on August 6, 2014, and

WHEREAS, the minutes of such public hearing were transcribed and made available, together with the exhibits and other documents, if any, which were identified or made available during the oral presentation phase thereof, for inspection and examination by the public at the offices of the Village of Millerton Hall and the Office of the Dutchess County Department of Public Work, and

WHEREAS, additional written public comments regarding the proposed public project were accepted until the close of business on August 6, 2014, and said comments were incorporated into the record of the aforementioned Eminent Domain Procedure Law Public Hearing,

NOW, BE IT THEREFORE,

RESOLVED, the following constitutes the determination and findings of this Body with respect to the proposed Harlem Valley Rail Trail – Phase IV Project, Main Street to Under Mountain Road, the Village of Millerton and Town of North East, Dutchess County, and Town of Ancram, Columbia County, New York:

1. The public use to be served by the proposed public project is the development of an approximately 8 mile long shared use path along an abandoned railroad right-of-way in the Village of Millerton Town of North East, Dutchess County, Town of Ancram, Columbia County, New York and would include infrastructure improvements such as the restoration, reconstruction and replacement of existing drainage structures and bridge structures along the right-of-way, trail surface improvements to provide adequate surfaces along the entire right-of-way for non-motorized use, intersection improvements including treatments to existing roadways at trail crossings to improve the safety and efficiency for trail users, access improvements that would increase

general access to the shared use path by the public, or controlled access at strategic locations for emergency access, support facility improvements such as parking facilities, information kiosks, entrance signing, benches, bicycle parking facilities, and a comprehensive wayfinding and information signing system.

2. The benefits to be obtained and purposes to be served by the proposed public project are as follows:
 - a. The proposed Alternative 1 will provide a non-motorized, off-road transportation travel opportunity that connects residential locations to civic institutions, employment centers, recreational facilities, and commercial establishments.
 - b. The proposed Alternative 1 will correct existing structural deficiencies and preserve structures from further deterioration that are located on the railroad right-of-way.
 - c. The proposed Alternative 1 will provide residents and visitors with a facility to readily observe and enjoy the scenic and wildlife habitats of the local community.
 - d. The proposed Alternative 1 will preserve a vital resource of the community for transportation and recreational benefits.
 - e. The proposed Alternative 1 will encourage non-motorized modes of transportation for intra-community travel.
 - f. The proposed Alternative 1 will preserve a critical link within the County's system of trailways, presently in various stages of planning and development.
3. The following alternatives were considered:
 - a. Alternative 1 – Off-road Trail within Trail Right-of-way – Construction of a trail facility that would generally follow the existing Harlem Valley Rail Line, and
 - b. Alternative 2 – Existing Roadway Network – Provide adequate space for bicycles and pedestrians on existing roadways that parallel the Harlem Valley Rail Line, and
 - c. Alternative 3 – No Action – No action would be taken to satisfy the project objectives.
4. The reasons for selecting Alternative 1 include:
 - a. Alternative 2 – Existing Roadway Network. This alternative does not satisfy all the project objectives. Bicycle and pedestrian traffic would be located within the existing highway right-of-way, at times occupy common travel surfaces. Therefore, this alternative has been determined not to be feasible and prudent, and has been eliminated from further consideration.

- b. Alternative 3 – No Action. This alternative would not satisfy any of the project objectives. Therefore, this alternative has been determined not to be feasible and prudent, and has been eliminated from further consideration.
 - c. Alternative 1 – Off-Road Trail within Trail Right-of-Way. This alternative was selected because it satisfies all project objectives and is considered to be a feasible alternative. The benefits to be derived from this alternative are more fully set forth herein above at paragraph 2
- 5. The proposed public project is classified as a Type I project in accordance with 6NYCRR Part 617, State Environmental Quality Review (SEQR) Act, and the County of Dutchess will act as the lead agency. It has been determined that the project will have no significant adverse impacts, as defined in 6 NYCRR 617.
- 6. It is hereby concluded that the proposed public project will have, among other things, the following effects upon the residents of the locality:
 - a. The proposed project will not have any long term impacts to emergency services in the project area. During construction, project activities will be coordinated with local emergency response services to minimize impacts. All access locations will be designed to accommodate emergency vehicle access.
 - b. Community travel patterns will not change significantly as a result of the proposed facility. The proposed facility will support pedestrian and bicycle commuter traffic, thereby potentially reducing vehicular traffic on adjacent roads in the project area.
 - c. The proposed facility will not bisect adjacent neighborhoods, change residential property values, or relocate any residences. It is anticipated the project will positively impact the perceived quality of life and community cohesion by allowing residents in adjacent municipalities to travel between communities for recreational and commuting purposes.
 - d. The proposed public project will require real property acquisitions, but will not affect land uses, change travel patterns or have any permanent effect on local planning.
- 7. The proposed project is being coordinated with the Office of Parks, Recreation and Historic Preservation (OPRHP) and will not have a negative impact on any identified historic and cultural resources. Based on the coordination with OPRHP, OPRHP has determined that the use of Right-of-Way for the rail trail is the only feasible and prudent alternative that would meet the goals of the project.
- 8. Dutchess County Department of Public Works is hereby authorized and directed to prepare a brief synopsis of the foregoing determination and findings, such synopsis to include those factors set forth in Eminent Domain Procedure Law §204(B), and, further, such synopsis to state that copies of the determination and findings will be forwarded upon written request without cost.

9. Dutchess County Department of Public Works is further hereby authorized and directed to publish the aforementioned synopsis of the foregoing resolution in at least two (2) successive issues of an official newspaper designated by the County of Dutchess and in at least two successive issues of a newspaper of general circulation in Dutchess County.

10. Dutchess County Department of Public Works is further hereby authorized and directed to serve, by personal service or certified mail, return receipt requested, a notice of the aforementioned brief synopsis upon each assessment record billing owner (as that term is defined in Eminent Domain Procedure Law §103(B-1) or his or her attorney of record whose property may be acquired, such notice to:
 - a. include the information required by Eminent Domain Procedure Law §204(B)(2); and
 - b. state that copies of the determination and findings will be forwarded upon written request without cost; and
 - c. state that pursuant to Eminent Domain Procedure Law §207, such individual shall have thirty (30) days from the completion of the publication of the aforementioned brief synopsis in the newspapers as aforesaid, to seek judicial review of the County of Dutchess' determination and findings relating to the proposed public project; and
 - d. inform such individual that, under Eminent Domain Procedure Law §§207 and 208, the exclusive venue for judicial review of the County of Dutchess' determination and findings relating to the proposed public project is the appellate division of the supreme court in the judicial department where any part of the property to be condemned is located.

CA-185-14 CAB/ca/R-480-C 9/17/14
 Fiscal Impact: See attached statement

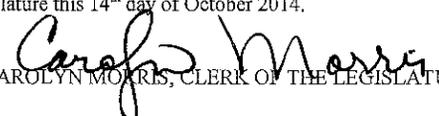
APPROVED

 MARCNS J. MOLINARO
 COUNTY EXECUTIVE
 Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 400

Total Current Year Revenue \$ 380
and Source

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

Identify Line Items(s):
H0360.7110.3500

Related Expenses: Amount \$ 400

Nature/Reason:
Publication costs for synopsis of findings.

Anticipated Savings to County: \$380

Net County Cost (this year): \$20
Over Five Years: _____

Additional Comments/Explanation:

This Fiscal Impact Statement is related to the Resolution Request for the Acceptance of the Eminent Domain Procedure Law Determination and Findings for the Federally Funded project identified as PIN 8758.74 Harlem Valley Rail Trail Phase 4, Village of Millerton and Town of Northeast, Dutchess County and Town of Ancram, Columbia County.

Prepared by: Jefferson H. Akins, P.E., Assistant Civil Engineer II

626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: (845) 486-2925
Fax: (845) 486-2940

Dutchess County
DPW ENGINEERING

Memo

TO: Noel H.S. Knille, AIA, ASLA, Commissioner of Public Works

FROM: Robert H. Balkind, P.E., Deputy Commissioner of Public Works 

DATE: September 17, 2014

RE: **RESOLUTION REQUEST – ADOPTION OF EDPL
DETERMINATION AND FINDINGS
PIN 8758.74 – HARLEM VALLEY RAIL TRAIL PHASE 4
VILLAGE OF MILLERTON AND TOWN OF NORTH EAST,
DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA
COUNTY**

2014 SEP 17 10:11 AM

The attached Resolution Request and Fiscal Impact Statement are submitted for the referenced project. A public hearing was held on Wednesday, July 23, 2014 at 7:30 P.M. at the Millerton Library Annex, 28 Century Boulevard, Millerton, New York. Following the public hearing, a two week written comment period ended on Wednesday, August 6, 2014 and the public hearing was closed at that time. The purpose of this request is to authorize the Dutchess County Legislature to adopt the attached resolution which accepts the Eminent Domain Procedure Law (EDPL) Determination and Findings. This resolution must be adopted within 90 days of the completion of the public hearing.

The Harlem Valley Rail Trail – Phase IV project will develop a shared use path along approximately 8 miles of an abandoned railroad corridor known as the Harlem Valley Rail Line. The project requires property acquisitions from approximately eleven (11) property owners along the shared-use path. This resolution and the acceptance of the Determination of Findings are necessary steps for the acquisition of property under Eminent Domain Procedure Law for this federally funded project. Property acquisition is currently underway and will always be accomplished by willing sale when possible. Acquisition by Eminent Domain will be employed only if absolutely necessary and would require additional legislative action.

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	<i>absent</i>	
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

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

2014261 ACCEPTING THE DETERMINATION AND FINDINGS RELATING TO THE PROPOSED PUBLIC PROJECT (PIN 8758.74) HARLEM VALLEY RAIL TRAIL – PHASE IV, LOCATED IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY, AND TOWN OF ANCRAM, COLUMBIA COUNTY, NEW YORK

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014261 ACCEPTING THE DETERMINATION AND FINDINGS RELATING TO THE PROPOSED PUBLIC PROJECT (PIN 8758.74) HARLEM VALLEY RAIL TRAIL – PHASE IV, LOCATED IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY, AND TOWN OF ANCRAM, COLUMBIA COUNTY, NEW YORK

Date: October 14, 2014

RESOLUTION NO. 2014262

RE: DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR A PROPOSED CAPITAL PROJECT IN CONNECTION WITH HIGHWAY IMPROVEMENTS ON BEEKMAN ROAD (CR9), TOWNS OF BEEKMAN AND EAST FISHKILL (PIN 8755.38)

Legislators HUTCHINGS, WEISS, MICCIO, BOLNER, and SAGLIANO offer the following and move its adoption:

WHEREAS, Dutchess County is considering a proposed project: PIN 8755.38 – Highway Improvements on Beekman Road (CR9), and

WHEREAS, the highway improvement project consists of highway improvements on Beekman Road (CR9) between the Northbound Taconic State Parkway Ramps/Old Sylvan Lake Road and Sylvan Lake Road (CR10), which project is located in the Towns of Beekman and East Fishkill, County of Dutchess, and

WHEREAS, the Dutchess County Department of Public Works on behalf of Dutchess County has identified the involved action as a Type 1 Action pursuant to SEQRA (6 NYCRR 617.4) and has circulated Part 1 of an EAF to other involved agencies declaring its intent to declare itself lead agency for a coordinated review of the involved action, and

WHEREAS, no other involved agency has expressed an interest in being lead agency for the involved action, now, therefore, be it

RESOLVED, that Dutchess County hereby declares itself to be Lead Agency for the coordinated review of the above referenced project pursuant to SEQRA (6 NYCRR 617.6).

CA-176-14
CAB/ca/R-0934-B
9/12/14
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Involves resolution deals with Dutchess County declaring Lead Agency for the SEQR review for the subject capital project, which is funded through other resolutions.

Prepared by: Brad Barclay

DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS
NOTICE OF INTENT TO DECLARE LEAD AGENCY

Proposed Action: PIN 8755.38 – BEEKMAN ROAD (CR 9) IMPROVEMENTS
TOWNS OF EAST FISHKILL & BEEKMAN
DUTCHESS COUNTY

**NOTICE TO INVOLVED AGENCIES THAT LEAD AGENCY MUST BE
DESIGNATED WITHIN THIRTY (30) DAYS OF SEPTEMBER 10, 2014**

This Notice is issued pursuant to Part 617.6 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law to designate a lead agency.

The Dutchess County Department of Public Works (DCDPW) located in Poughkeepsie, New York, has proposed highway improvements on Beekman Road (CR9) between the Northbound Taconic State Parkway Ramps/Old Sylvan Lake Road and Sylvan Lake Road (CR 10) in the Towns of Beekman and East Fishkill, Dutchess County.

LEAD AGENCY DESIGNATION

Under the applicable standards of SEQR 6 NYCRR Part 617.6(b), the DCDPW concludes that it should be designated as the lead agency in the coordinated environmental review of the proposed action. This notification is being sent to involved agencies with the request that you consent to our agency serving as lead agency. If, however, you do not agree, you may follow the procedures outlined in 6 NYCRR 617.6(b)(5).

This Notice is being mailed on September 10, 2014. We would ask that each involved agency fill out the annexed form either consenting or not consenting that our agency serve as lead agency and return it in the self-addressed envelope on or before October 10, 2014. Responses should be sent to the within named contact person, who may be contacted for further information.

IF YOU DO NOT RESPOND WITHIN THIRTY (30) DAYS, IT WILL BE INTREPRETED AS CONSENT THAT THE DCDPW SERVE AS LEAD AGENCY. YOU WILL CONTINUE TO BE NOTIFIED OF SEQR DETERMINATIONS AND ANY LATER PROCEEDINGS AND HEARINGS, AS PROVIDED BY LAW.

LEAD AGENCY NOTICE
DATA SHEET

Name of Action/Project: PIN 8755.38 – Beekman Road (CR 9) Improvements
Towns of East Fishkill & Beekman, Dutchess County

Name of Applicant: Dutchess County Department of Public Works

Name of Agency
Sending this Notice: Dutchess County Department of Public Works

SEQR Status: X Type I Action
 Type II Action
 Unlisted Action

Description of Action:

The proposed project will improve roadway geometry, reconstruct or rehabilitate pavement, and upgrade drainage facilities. Roadside safety will be improved, as well as signing and pavement markings. Horizontal and vertical geometry will be improved, and four foot wide paved shoulders will be added.

Location of Action:

Beekman Road (CR9) between the Northbound Taconic State Parkway Ramps/Old Sylvan Lake Road and Sylvan Lake Road (CR 10)

Town/Municipality: East Fishkill and Beekman

County: Dutchess

Street Address:

Tax Map No.(s):

Size of parcel(s):

For further information:

CONTACT PERSON

Mr. Robert H. Balkind, P.E., Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: 845-486-2925, Fax: 845-486-2940

Thank you for your cooperation.

DATED: September 10, 2014

ATTACHMENTS TO THIS NOTICE:

- Full Environmental Assessment Form (EAF) Part 1 & 2
- Preliminary Site Plan
- Location map (as shown on plan)
- Return Envelope

A copy of this Notice is being sent to the following INVOLVED AND INTERESTED AGENCIES:

Involved Agencies:

Daniel Whitehead, Regional Permit Administrator
NYSDEC
21 South Putt Corners Road
New Paltz, NY 12561-1620

William Gorton, PE, Acting Regional Director
NYSDOT Region 8
Eleanor Roosevelt State Office Building
4 Burnett Boulevard
Poughkeepsie, NY 12603

Stephan Ryba, Chief, Eastern Permits Section
U.S. Army Corps of Engineers-New York District
Attn: Regulatory Branch-Room 1937
26 Federal Plaza
New York, NY 10278-0090

Mr. David A. Stillwell
United States Department of Interior
Fish and Wildlife Service
3817 Luker Road
Cortland, New York 13054

Interested Agencies:

Ruth L. Pierpont, Director
New York State Office of Parks, Recreation & Historic Preservation
Historic Preservation Field Services Bureau
Pebbles Island, PO Box 189
Waterford, NY 12188-0189

John Hickman, Supervisor
Town of East Fishkill
330 Route 376
Hopewell Junction, NY 12533

Barbara Zulauf, Supervisor
Town of Beekman
4 Main Street
Poughquag, NY 12570

STATE OF NEW YORK
COUNTY OF DUTCHESS

Proposed Lead Agency: Dutchess County Department of Public Works

Name of Proposed Action/Project: PIN 8755.38 – Beekman Road (CR 9) Improvements
Towns of East Fishkill & Beekman, Dutchess County

**RESPONSE TO REQUEST THAT THE ABOVE NAMED AGENCY SERVE
AS LEAD AGENCY REGARDING THE ABOVE ACTION**

On behalf of _____, I, _____,
acknowledge receipt of the Lead Agency Notice in this matter.

The above-named involved agency hereby:

[PLEASE CHECK ONE]

- CONSENTS** that the proposed agency serve as lead agency in this application, and requests that the undersigned continue to be notified of SEQR determinations, proceedings and hearings in this matter.
- DOES NOT CONSENT** that the proposed agency serving as lead agency in this application, and wishes that _____ serve as lead agency. To contest lead agency designation, the undersigned intends to follow the procedures outlined in 6 NYCRR 617.6(b)(5).
- TAKES NO POSITION** on Lead Agency designation.

DATED: _____,
_____, New York

Agency Name

By: _____
[signature]

[print signer's name]

Please return to:

Mr. Robert H. Balkind, P.E., Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603

MARCUS J. MOLINARO
COUNTY EXECUTIVE



NOEL H.S. KNILLE, AIA, ASLA
COMMISSIONER

ROBERT H. BALKIND, P.E.
DEPUTY COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

To: Noel Knille, AIA, ASLA, Commissioner

From: Robert H. Balkind, P.E., Deputy Commissioner 

Date: September 10, 2014

Re: Lead Agency Declaration for a coordinated SEQR review of proposed capital project PIN 8755.38 to make highway improvements on Beekman Road (CR9).

2014 SEP 10 PM 4:49
RECEIVED
DEPT. OF PUBLIC WORKS

The attached Resolution Request would determine that the proposed capital project to make highway improvements on Beekman Road (CR9), between the Northbound Taconic State Parkway Ramps/Old Sylvan Lake Road and Sylvan Lake Road (CR 10) is a Type I action under SEQR and declare the County of Dutchess as the Lead Agency in the coordinated SEQR review of the involved capital project. The project is located in the Towns of Beekman and East Fishkill, Dutchess County, New York. Dutchess County has circulated amongst involved agencies for the project its request to be declared Lead Agency and has not received any objections within the thirty day time period provided for in SEQR.

Should you have any questions, please do not hesitate to contact our office.

Thank you.

RESOLUTION REQUEST FORM

Date of Legislative Meeting: 10/14/14

Department:
Dept. of Public Works

Contact (Name & Phone No.):
Noel Knille AIA ASLA, 486-2085

Purpose of Resolution: *(check appropriate boxes:)*

- Personnel (Involving Authorized Positions)
- Authorizing Grant Application
- Contract/Lease Authorization (using budgeted funds)
- Budget Amendment
 - Grant
 - Contingency
 - Other (specify below)
- Capital Project
- Other (specify below)

Resolution to declare lead agency for coordinated SEQR review of PIN: 8755.38-Rehab of Beekman Rd. (CR9)

Brief Description of Request:

The requested resolution would determine that the proposed capital project to make highway improvements on Beekman Road (CR9), between the Northbound Taconic State Parkway Ramps/Old Sylvan Lake Road and Sylvan Lake Road (CR 10) is a Type I action under SEQR and declare the County of Dutchess as the lead agency in the coordinated SEQR review of the involved capital project. The project is located in the Towns of Beekman and East Fishkill, Dutchess County, New York. Dutchess County has circulated amongst involved agencies for the project its request to be declared Lead Agency and has not received any objections within the thirty day time period provided for in SEQR.

Fiscal impact (current year) of resolution: \$ 0
(Attach completed Fiscal Impact Statement)

Budget Amendment(s) & Capital Projects:

	<u>Line No.</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
Appropriations:			\$0	\$0
			\$0	\$0
Revenues:			\$0	\$0
			\$0	\$0

09/10/14

(Date)



(Department Head Signature)

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	<i>absent</i>	
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		
Present:	<u>11</u>	Resolution:	<u>✓</u>
Absent:	<u>1</u>	Motion:	<u> </u>
Vacant:	<u>0</u>	Total :	<u>11</u> <u>0</u>
		Abstentions:	<u>0</u> <u> </u>

2014262 DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR A PROPOSED CAPITAL PROJECT IN CONNECTION WITH HIGHWAY IMPROVEMENTS ON BEEKMAN ROAD (CR9), TOWNS OF BEEKMAN AND EAST FISHKILL (PIN 8755.38)

Date: October 8, 2014

Roll Call Sheets

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

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

2014262 DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR A PROPOSED CAPITAL PROJECT IN CONNECTION WITH HIGHWAY IMPROVEMENTS ON BEEKMAN ROAD (CR9), TOWNS OF BEEKMAN AND EAST FISHKILL (PIN 8755.38)

Date: October 14, 2014

RESOLUTION NO. 2014263

RE: DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR PROPOSED CAPITAL PROJECTS HIGHWAY IMPROVEMENTS AT OLD HOPEWELL ROAD (CR28) PIN 8755.44 AND ALL ANGELS HILL ROAD (CR94) INTERSECTION (PIN 8758.71), TOWN OF WAPPINGER

Legislators HUTCHINGS, BOLNER, MICCIO, KELSEY, and INCORONATO offer the following and move its adoption:

WHEREAS, Dutchess County is considering two proposed projects: PIN 8755.44 – Rehabilitation of Old Hopewell Road (CR 28), US Route 9 to All Angels Hill Road (CR94) and PIN 8758.71 – Old Hopewell Road (CR28)/All Angels Hill Road (CR94) Intersection Improvements, which projects are located in the Town of Wappinger, County of Dutchess, and

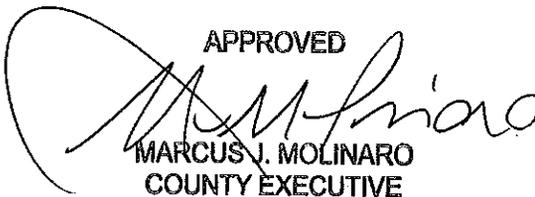
WHEREAS, the two projects consist of highway improvements on Old Hopewell Road, from NYS Route 9 to All Angels Hill Road (CR94) and reconstruction of the Old Hopewell Road/All Angels Hill Road Intersection, in the Town of Wappinger, Dutchess County, and

WHEREAS, the Dutchess County Department of Public Works has identified the involved action as a Type 1 Action pursuant to SEQRA (6 NYCRR 617.4) and has circulated Part 1 of an EAF to other involved agencies declaring its intent to declare itself lead agency for a coordinated review of the involved action, and

WHEREAS, no other involved agency has expressed an interest in being lead agency for the involved action, now, therefore, be it

RESOLVED, that Dutchess County hereby declares itself to be Lead Agency for the coordinated review of the above referenced projects pursuant to SEQRA (6 NYCRR 617.6).

CA-177-14
CAB/ca/R-0931-B
9/12/14
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/14/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Involved resolution deals with Dutchess County declaring Lead Agency for the SEQR review for the subject capital project, which is funded through other resolutions.

Prepared by: Brad Barclay

DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS
NOTICE OF INTENT TO DECLARE LEAD AGENCY

Proposed Action: PIN 8755.44 - Rehabilitation of Old Hopewell Road, County Route 28, US Route 9 to All Angels Hill Road (County Route 94) and PIN 8758.71 - Old Hopewell Road (County Route 28)/All Angels Hill Road (County Route 94) Intersection Improvements.

**NOTICE TO INVOLVED AGENCIES THAT LEAD AGENCY MUST BE
DESIGNATED WITHIN THIRTY (30) DAYS OF AUGUST 27, 2014**

This Notice is issued pursuant to Part 617.6 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law to designate a lead agency.

The Dutchess County Department of Public Works (DCDPW) located in Poughkeepsie, New York, has proposed highway improvements on Old Hopewell Road, from NYS Route 9 to All Angels Hill Road (CR 94), including reconstruction of the Old Hopewell Road/All Angels Hill Road Intersection, in the Town of Wappinger, Dutchess County, NY.

LEAD AGENCY DESIGNATION

Under the applicable standards of SEQR 6 NYCRR Part 617.6(b), the DCDPW concludes that it should be designated as the lead agency in the coordinated environmental review of the proposed action. This notification is being sent to involved agencies with the request that you consent to our agency serving as lead agency. If, however, you do not agree, you may follow the procedures outlined in 6 NYCRR 617.6(b)(5).

This Notice is being mailed on August 29, 2014. We would ask that each involved agency fill out the annexed form either consenting or not consenting that our agency serve as lead agency and return it in the self-addressed envelope on or before September 28, 2014. Responses should be sent to the within named contact person, who may be contacted for further information.

IF YOU DO NOT RESPOND WITHIN THIRTY (30) DAYS, IT WILL BE INTREPRETED AS CONSENT THAT THE DCDPW SERVE AS LEAD AGENCY. YOU WILL CONTINUE TO BE NOTIFIED OF SEQR DETERMINATIONS AND ANY LATER PROCEEDINGS AND HEARINGS, AS PROVIDED BY LAW.

LEAD AGENCY NOTICE
DATA SHEET

Name of Action/Project: PIN 8755.44 - Rehabilitation of Old Hopewell Road, County Route 28, US Route 9 to All Angels Hill Road (County Route 94) and PIN 8758.71 - Old Hopewell Road (County Route 28)/All Angels Hill Road (County Route 94) Intersection Improvements.

Name of Applicant: Dutchess County Department of Public Works

Name of Agency
Sending this Notice: Dutchess County Department of Public Works

SEOR Status: ___X___ Type I Action
 ___ ___ Type II Action
 ___ ___ Unlisted Action

Description of Action: The proposed project will improve roadway geometry, reconstruct or rehabilitate pavement, and upgrade drainage facilities. Roadside safety will be improved as well as signing and pavement markings. Geometric improvements will include sight distance improvements at several vertical curves and construction of four foot wide paved shoulders. Left turn lanes will be constructed on Old Hopewell Road at its intersections with Losee Road/McFarlane Road, Spook Hill Road and Cedar Hill Road. New traffic signals will be installed at the intersections of Losee Road/McFarlane Road and at Spook Hill Road. The intersection of Old Hopewell Road and All Angels Hill Road will be widened to provide left turn lanes in all directions and the traffic signal will be replaced and updated. The project may also require off road storm water and wetland mitigation work.

Location of Action: The proposed project begins just east of US Route 9 and ends approximately 700 feet east of the All Angels Hill Road (CR 28) intersection. The project area also includes All Angels Hill Road (CR 94) from approximately 700 feet north of its intersection with Old Hopewell Road, to approximately 850 feet south of the intersection.

Town/Municipality: Town of Wappinger

County: Dutchess

Street Address:

Tax Map No.(s):

Size of parcel(s):

For further information:

CONTACT PERSON

Mr. Robert H. Balkind, P.E., Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: 845-486-2925, Fax: 845-486-2940

Thank you for your cooperation.

DATED: August 29, 2014

MARCUS J. MOLINARO
COUNTY EXECUTIVE



NOEL H.S. KNILLE, AIA, ASLA
COMMISSIONER

ROBERT H. BALKIND, P.E.
DEPUTY COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

R 931-B

To: Noel Knille, AIA, ASLA, Commissioner

From: Robert H. Balkind, P.E., Deputy Commissioner (RB)

Date: September 10, 2014

Re: Lead Agency Declaration of a coordinated SEQR review of proposed capital projects PIN 8755.44 and 8758.71 to make highway improvements on Old Hopewell Road (CR28) and its intersection with All Angels Hill Road (CR 94).

The attached Resolution Request would determine that the proposed capital project to make highway improvements on Old Hopewell Road (CR28), from NYS Route 9 to All Angels Hill Road (CR 94), including the reconstruction of the Old Hopewell Road/All Angels Hill Road Intersection is a Type I action under SEQR and declare the County of Dutchess as the Lead Agency in the coordinated SEQR review of the involved capital project. The project is located in the Town of Wappinger, Dutchess County, New York. Dutchess County has circulated amongst involved agencies for the project its request to be declared Lead Agency and has not received any objections within the thirty day time period provided for in SEQR.

Should you have any questions, please do not hesitate to contact our office.

Thank you.

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	<i>absent</i>	
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion: —

Total: 11 0
 Yes No
 Abstentions: 0

2014263 DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR PROPOSED CAPITAL PROJECTS HIGHWAY IMPROVEMENTS AT OLD HOPEWELL ROAD (CR28) PIN 8755.44 AND ALL ANGELS HILL ROAD (CR 94) INTERSECTION (PIN 8758.71), TOWN OF WAPPINGER

Date: October 8, 2014

Roll Call Sheets

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

Present:	<u>25</u>	Resolution:	✓	Total :	<u>25</u>	<u>0</u>
Absent:	<u>0</u>	Motion:	_____		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2014263 DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR PROPOSED CAPITAL PROJECTS HIGHWAY IMPROVEMENTS AT OLD HOPEWELL ROAD (CR28) PIN 8755.44 AND ALL ANGELS HILL ROAD (CR 94) INTERSECTION (PIN 8758.71), TOWN OF WAPPINGER

Date: October 14, 2014

RESOLUTION NO. 2014264

RE: DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR THE HARLEM VALLEY RAIL TRAIL – PHASE IV PROJECT (PIN 8758.74) IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA COUNTY

Legislators HUTCHINGS, PULVER, KELSEY, SURMAN, MICCIO, BORCHERT, BOLNER, SAGLIANO, SERINO, and STRAWINSKI offer the following and move its adoption:

WHEREAS, Dutchess County is currently designing a federally funded project along an abandoned railroad right-of-way through the Village of Millerton and Town of North East in Dutchess County and Town of Ancram in Columbia County: PIN 8758.74 – Harlem Valley Rail Trail, Phase IV, Dutchess and Columbia Counties, New York, and

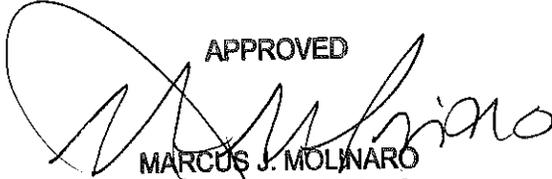
WHEREAS, the project will develop a shared use path along approximately 8 miles of an abandoned railroad corridor known as the Harlem Valley Rail Line, and

WHEREAS, the Dutchess County Department of Public Works has identified the involved action as a Type 1 Action pursuant to SEQRA (6 NYCRR 617.4) and has circulated Part 1 of an EAF to other involved agencies declaring its intent to declare itself lead agency for a coordinated review of the involved action, and

WHEREAS, no other involved agency has expressed an interest in being lead agency for the involved action, now, therefore, be it

RESOLVED, that Dutchess County hereby declares itself to be Lead Agency for the coordinated review of the above referenced projects pursuant to SEQRA (6 NYCRR 617.6).

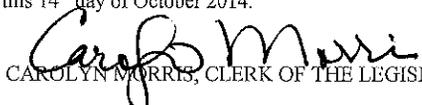
CA-183-14
CAB/ca/R-0480-C
9/17/14
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

This Fiscal Impact Statement is related to the Resolution Request for Declaration of the County of Dutchess as Lead Agency under SEQRA for the Federally Funded project identified as PIN 8758.74 Harlem Valley Rail Trail Phase 4, Village of Millerton and Town of Northeast, Dutchess County and Town of Ancram, Columbia County.

Prepared by: Jefferson H. Akins, P.E., Assistant Civil Engineer II

DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS
NOTICE OF INTENT TO DECLARE LEAD AGENCY

**Proposed Action: Harlem Valley Rail Trail, Phase IV, Dutchess and Columbia
Counties, NY, PIN 8758.74**

**NOTICE TO INVOLVED AGENCIES THAT LEAD AGENCY MUST BE
DESIGNATED WITHIN THIRTY (30) DAYS OF AUGUST 27, 2014**

This Notice is issued pursuant to Part 617.6 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law to designate a lead agency.

The Dutchess County Department of Public Works (DCDPW) located in Poughkeepsie, New York, is currently designing an eight (8) mile shared use path along an abandoned railroad right-of-way through the Village of Millerton, Town of North East, and Town of Ancram.

LEAD AGENCY DESIGNATION

Under the applicable standards of SEQR 6 NYCRR Part 617.6(b), the DCDPW concludes that it should be designated as the lead agency in the coordinated environmental review of the proposed action. This notification is being sent to involved agencies with the request that you consent to our agency serving as lead agency. If, however, you do not agree, you may follow the procedures outlined in 6 NYCRR 617.6(b)(5).

This Notice is being mailed on August 27, 2014. We would ask that each involved agency fill out the annexed form either consenting or not consenting that our agency serve as lead agency and return it in the self-addressed envelope on or before September 26, 2014. Responses should be sent to the within named contact person, who may be contacted for further information.

**IF YOU DO NOT RESPOND WITHIN THIRTY (30) DAYS, IT WILL BE
INTREPRETED AS CONSENT THAT THE DCDPW SERVE AS LEAD AGENCY.
YOU WILL CONTINUE TO BE NOTIFIED OF SEQR DETERMINATIONS AND ANY
LATER PROCEEDINGS AND HEARINGS, AS PROVIDED BY LAW.**

LEAD AGENCY NOTICE
DATA SHEET

Name of Action/Project: Harlem Valley Rail Trail, Phase IV, Dutchess and Columbia Counties, NY, PIN 8758.74

Name of Applicant: Dutchess County Department of Public Works

Name of Agency
Sending this Notice: Dutchess County Department of Public Works

SEQR Status: Type I Action
 Type II Action
 Unlisted Action

Description of Action: Phase IV of the Harlem Valley Rail Trail will be a shared use path constructed along an abandoned railroad right-of-way connecting existing Phase III to existing Phase V.

Location of Action:

Town/Municipality: Village of Millerton, Town of North East, Town of Ancram

County: Dutchess and Columbia

Street Address:

Tax Map No.(s): 133801-7271-14-331287, 133889-7271-09-105612,
133889-7171-08-986809, 133889-7171-08-978882,
133889-7272-00-220969, 133889-7273-00-166545,
133889-7274-00-084035, 133889-7274-00-100529, 198-01-31

Size of parcel(s): Sixty-seven (67) acres

For further information:

CONTACT PERSON

Mr. Robert H. Balkind, P.E., Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: 845-486-2925, Fax: 845-486-2940

Thank you for your cooperation.

DATED: August 27, 2014

ATTACHMENTS TO THIS NOTICE:

- Full Environmental Assessment Form (EAF) Part 1 & 2
- Preliminary Site Plan
- Location map (as shown on plan)
- Return Envelope

A copy of this Notice is being sent to the following INVOLVED AND INTERESTED AGENCIES:

Involved Agencies:

Daniel Whitehead, Regional Permit Administrator
NYSDEC
21 South Putt Corners Road
New Paltz, NY 12561-1620

William Gorton, PE, Acting Regional Director
NYSDOT Region 8
Eleanor Roosevelt State Office Building
4 Burnett Boulevard
Poughkeepsie, NY 12603

U.S. Army Corps of Engineers-New York District
Attn: Regulatory Branch-Room 1937
26 Federal Plaza
New York, NY 10278-0090

Mr. David A. Stillwell
United States Department of Interior
Fish and Wildlife Service
3817 Luker Road
Cortland, New York 13054

Interested Agencies:

Ruth L. Pierpont, Director
New York State Office of Parks, Recreation & Historic Preservation
Historic Preservation Field Services Bureau
Peebles Island, PO Box 189
Waterford, NY 12188-0189

Marty Markonic, Mayor
Millerton Village Hall
21 Dutchess Ave.
Millerton, NY 12546

John Merwin, Supervisor
19 North Maple Avenue
PO Box 516
Millerton, NY 12546

Art Bassin, Supervisor
Ancram Town Hall
1416 County Route 7
Ancram, NY 12502

David Robinson, Commissioner
Columbia County Department of Public Works
PO Box 324
Hudson, NY 12534

STATE OF NEW YORK

COUNTY OF DUTCHESS

Proposed Lead Agency: Dutchess County Department of Public Works

Name of Proposed Action/Project: _____

**RESPONSE TO REQUEST THAT THE ABOVE NAMED AGENCY SERVE
AS LEAD AGENCY REGARDING THE ABOVE ACTION**

On behalf of _____, I, _____,
acknowledge receipt of the Lead Agency Notice in this matter.

The above-named involved agency hereby:

[PLEASE CHECK ONE]

- CONSENTS** that the proposed agency serve as lead agency in this application, and requests that the undersigned continue to be notified of SEQR determinations, proceedings and hearings in this matter.
- DOES NOT CONSENT** that the proposed agency serving as lead agency in this application, and wishes that _____ serve as lead agency. To contest lead agency designation, the undersigned intends to follow the procedures outlined in 6 NYCRR 617.6(b)(5).
- TAKES NO POSITION** on Lead Agency designation.

DATED: _____,
_____, New York

Agency Name

By: _____
[signature]

[print signer's name]

Please return to:

Mr. Robert H. Balkind, P.E., Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603

626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: (845) 486-2925
Fax: (845) 486-2940



Memo

TO: Noel H.S. Knille, AIA, ASLA, Commissioner of Public Works

FROM: Robert H. Balkind, P.E., Deputy Commissioner of Public Works 

DATE: September 17, 2014

RE: **RESOLUTION REQUEST – COUNTY OF DUTCHESS AS LEAD AGENCY**
PIN 8758.74 – HARLEM VALLEY RAIL TRAIL PHASE 4
VILLAGE OF MILLERTON AND TOWN OF NORTH EAST,
DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA
COUNTY

The attached Resolution Request and Fiscal Impact Statement are submitted for the referenced project. Dutchess County, acting through the Department of Public Works, is best suited to perform the environmental reviews and studies for this project. The County has circulated for Lead Agency status per SEQRA to involved and interested agencies and this Resolution will identify Dutchess County as the SEQRA Lead Agency. The Harlem Valley Rail Trail – Phase IV project will develop a shared use path along approximately 8 miles of an abandoned railroad corridor known as the Harlem Valley Rail Line.

2014 SEP 17 10:11 AM

RECEIVED
DUTCHESS COUNTY
DEPARTMENT OF PUBLIC WORKS
SEP 17 2014

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*	<i>absent</i>	
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

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

2014264 DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR THE HARLEM VALLEY RAIL TRAIL – PHASE IV PROJECT (PIN 8758.74) IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA COUNTY

Date: October 8, 2014

Roll Call Sheets

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

Present:	<u>25</u>	Resolution:	<input checked="" type="checkbox"/>	Total :	<u>25</u>	<u>0</u>
Absent:	<u>0</u>	Motion:	<input type="checkbox"/>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2014264 DECLARING DUTCHESS COUNTY AS LEAD AGENCY FOR THE HARLEM VALLEY RAIL TRAIL – PHASE IV PROJECT (PIN 8758.74) IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA COUNTY

Date: October 14, 2014

RESOLUTION NO. 2014265

RE: DECLARING DUTCHESS COUNTY LEAD AGENCY AND ADOPTION OF NEGATIVE DECLARATION FOR THE PURCHASE OF 0.51 ACRE PARCEL AT 503 HAIGHT AVENUE, TOWN OF POUGHKEEPSIE, NEW YORK

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

WHEREAS, Dutchess County is considering authorizing a capital bond to purchase a 0.51 acre parcel with a building and improvements thereon located at 503 Haight Avenue, Poughkeepsie, New York currently leased by the County for the Office of Central and Information Services, and

WHEREAS, this an unlisted action pursuant to the State Environmental Quality Review Act, and

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

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

RESOLVED, Dutchess County hereby assumes lead agency status with respect to the above referenced project, adopts and confirms the Short Environmental Assessment Form and Negative Declaration attached hereto concluding the proposed purchase of 503 Haight Avenue, Poughkeepsie, New York will not have a significant adverse impact on the environment.

CA-135-14
CAB/ca/R-0156-E
8/8/14
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Resolution would adopt required SEQR findings for the purchase of 503 Haight Ave. Funding of purchase is by other resolution.

Prepared by: _____

Brad Barday

617.20
Appendix B
Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project: Purchase of 503 Haight Ave. by Dutchess County			
Project Location (describe, and attach a location map): 503 Haight Ave. (State Route 44/55), Town of Poughkeepsie, Parcel #134689-6161-08-814783			
Brief Description of Proposed Action: Dutchess County intends to purchase Parcel #134689-6161-08-814783, located at 503 Haight Ave., in the Town of Poughkeepsie. The building is currently leased by Dutchess County and houses the Dutchess County Office of Central and Information Services. Dutchess County intends to continue its current use of the property as is, thus the involved action would result in no physical changes to the involved property.			
Name of Applicant or Sponsor: County of Dutchess		Telephone: 845-486-2121 E-Mail: dpwadmin@dutchessny.gov	
Address: 626 Dutchess Turnpike			
City/PO: Poughkeepsie		State: NY	Zip Code: 12608
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		_____ 0.51 acres	
b. Total acreage to be physically disturbed?		_____ 0.51 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ 0.51 acres	
4. Check all land uses that occur on, adjoining and near the proposed action. <input checked="" type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input checked="" type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other (specify): <u>Governmental</u> <input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation service(s) available at or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Is the proposed action located in an archeological sensitive area?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply! <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input checked="" type="checkbox"/> Urban <input type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
16. Is the project site located in the 100 year flood plain?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	<input type="checkbox"/> NO <input type="checkbox"/> YES		

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor name: County of Dutchess		Date: 6/25/2014
Signature: <u>Brad Barclay</u>		

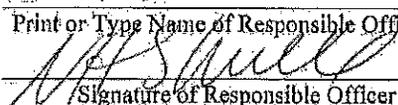
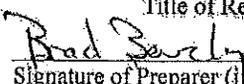
Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

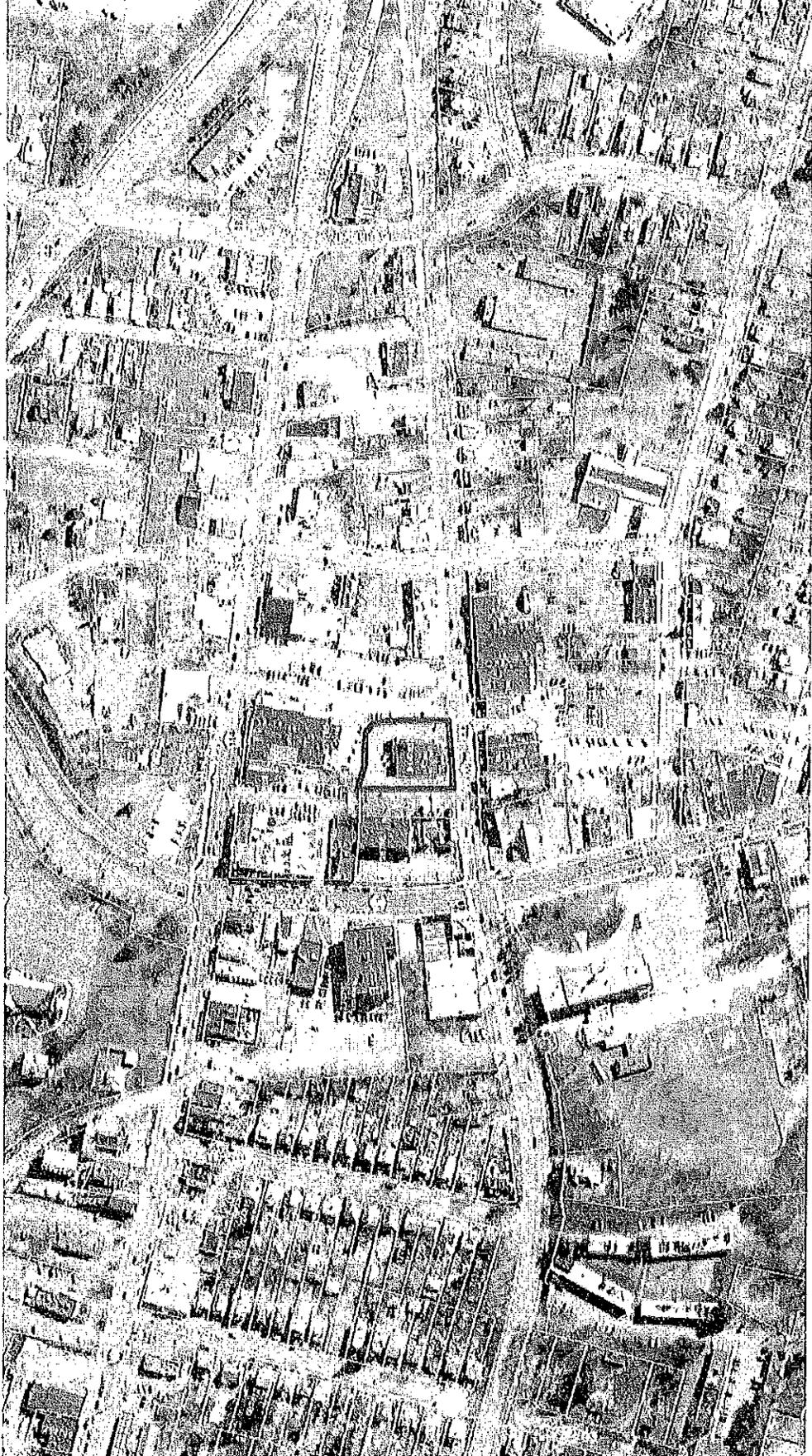
	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

As the involved action involves the purchase of a property that is already developed and is currently leased by the County of Dutchess and the property will continue to be used to house the County's Office of Central and Information Services, the proposed action will not result in any physical changes to the site.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
County of Dutchess	6/25/2014
Name of Lead Agency	Date
Noel Knille, AIA, ASLA	Commissioner of Public Works
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
	
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

Location Map for 503 Haight Ave. (Route 44/55)
Town of Poughkeepsie, Dutchess County



 Parcel Access

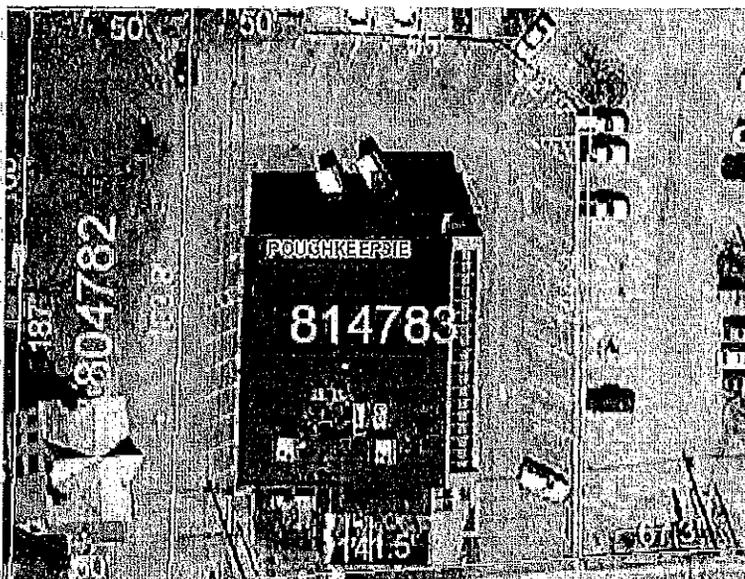
INTRANET

Parcel Grid Identification #:
134689-6161-08-814783-0000
Municipality: Poughkeepsie.

Parcel Location
503 Haight Ave

Owner Name
Patrick, Charles J (P)

Primary (P) Owner Mail Address
510 Haight Ave
Poughkeepsie NY 126032434.



Parcel Details

Size (acres): 0.51 Ac (C) Land Use Class: (464) Commercial: Banks and Office Buildings: Office Building
File Map: Agrl. Dist.: (0)
File Lot #: School District: (134601) Arlington School District
Split Town

Assessment Information (Current)

Land:	Total:	County Taxable:	Town Taxable:	School Taxable:	Village Taxable:
\$211000	\$1238500	\$1238500	\$1238500	\$1238500	\$0

Tax Code:	Roll Section:	Uniform %:	Full Market Value:
N: Non-Homestead	1	100	\$ 1238500

Tent. Roll:	Final, Roll:	Valuation:
5/1/2014	7/1/2014	7/1/2013

Last Sale/Transfer

Sales Price:	Sale Date:	Deed Book:	Deed Page:	Sale Condition:	No. Parcels:
\$0	0	ASSR	REQ	()	0

Site Information:

Site Number: 1	Sewer Type:	Desirability:	Zoning Code:	Used As:
Water Supply:	(3) Comm/public	(3) Superior	ATC	(E02) Walk-up/off
(3) Comm/public				

Commercial/Industrial/Utility Building Information:

Site Number: 1	Bldg. Sec.: 1	Bldg. Number: 1		
Year Built:	No. Stories:	Gross Floor Area:	Boeck Model:	Const. Qual.:
1962:	2	13312	(0223) 2-4 sty office load:sup	(3) Above Average

Air Cond. %:	Sprinkler %:	Alarm %:	No. Elevator:	Basement sf.:
100	0	0	0	6656

Number Identical:	Condition Code:
1	3

Commercial Rental Information:

Site Number: 1
 Use Number: 1
 Used As: (E02) Walk-up off

Unit Code: ()	Total Rent Area: 13312	Area 1 Bdrms Apts. 0	Area 2 Bdrms Apts 0	Area 3 Bdrms Apts 0
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Total Units: 0	No. 1 Bdrms Apts 0	No. 2 Bdrms Apts 0	No. 3 Bdrms Apts 0
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Site Number: 1
 Use Number: 2
 Used As: (Z98) Non-contrib

Unit Code: ()	Total Rent Area: 6666	Area 1 Bdrms Apts 0	Area 2 Bdrms Apts 0	Area 3 Bdrms Apts 0
-------------------	--------------------------	------------------------	------------------------	------------------------

Total Units: 0	No. 1 Bdrms Apts 0	No. 2 Bdrms Apts 0	No. 3 Bdrms Apts 0
-------------------	-----------------------	-----------------------	-----------------------

Improvements:

Site Number: 1
 Improvement Number: 1
 Structure Code:
 (CP6) Canpy-w/slab

Dim 1: 0	Dim 2 0	Quantity 1	Year Built 1975
-------------	------------	---------------	--------------------

Condition: (3) Normal	Grade C	Sq. Ft. 195
--------------------------	------------	----------------

Site Number: 1
 Improvement Number: 2
 Structure Code:
 (LP4) Pavng-asphalt

Dim 1: 0	Dim 2 0	Quantity 1	Year Built 1985
-------------	------------	---------------	--------------------

Condition: (3) Normal	Grade C	Sq. Ft. 12000
--------------------------	------------	------------------

Special District Information:

Special District: 999Y1
 Primary Units: 5400

Advalorem Value 0	Spec. Dist. Name: Arlington Sewer
----------------------	--------------------------------------

Special District: 999Y2
 Primary Units: 5800

Advalorem Value 0	Spec. Dist. Name: Townwide Drain Imp
----------------------	---

Special District: AF024
 Primary Units: 0

Advalorem Value 1238500	Spec. Dist. Name: Arlington Fire
----------------------------	-------------------------------------

Special District: ARBID
 Primary Units: 0

Advalorem Value 1238500	Spec. Dist. Name: Ar Business Imp Dis
----------------------------	--

Special District: AS0F4
 Primary Units: 31900

Advalorem Value 0	Spec. Dist. Name: Arlington Sewer Cap
----------------------	--

Special District: AS0F5
 Primary Units: 31900

Advalorem Value 0	Spec. Dist. Name: Arlington Sewer Main
----------------------	---

Special District: CL057
 Primary Units: 0

Advalorem Value 1238500	Spec. Dist. Name: Consolidated Light
----------------------------	---

Special District: GL000

Primary Units:
0

Advalorem Value
1238500

Spec. Dist. Name:
Pbk Lib District

Special District: TW0K3

Primary Units:
10000

Advalorem Value
0

Spec. Dist. Name:
Town Wide Wat Imp

ABSOLUTELY NO ACCURACY OR COMPLETENESS GUARANTEE IS IMPLIED OR INTENDED. ALL INFORMATION ON THIS MAP IS SUBJECT TO CHANGE BASED ON A COMPLETE TITLE SEARCH OR FIELD SURVEY.

This report was produced with ParcelAccess Infranet on 6/25/14. Developed and maintained by OCIS - Dutchess County, NY.

Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	4 ✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		✓
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		
Present: <u>11</u>	Resolution: <u>✓</u>	Total : <u>10</u>	<u>1</u>
Absent: <u>1</u>	Motion: <u>—</u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2014265 DECLARING DUTCHESS COUNTY LEAD AGENCY AND ADOPTION OF NEGATIVE DECLARATION FOR THE PURCHASE OF 0.51 ACRE PARCEL AT 503 HAIGHT AVENUE, TOWN OF POUGHKEEPSIE, NEW YORK

Date: October 8, 2014

Roll Call Sheets

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

Present: 25 Resolution: ✓ Total : 22 3
 Absent: 0 Motion: Yes No
 Vacant: 0 Abstentions: 0

2014265 DECLARING DUTCHESS COUNTY LEAD AGENCY AND ADOPTION OF NEGATIVE DECLARATION FOR THE PURCHASE OF 0.51 ACRE PARCEL AT 503 HAIGHT AVENUE, TOWN OF POUGHKEEPSIE, NEW YORK

Date: October 14, 2014

RESOLUTION NO. 2014266

RE: AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS (D.5142)

Legislators FLESLAND, HUTCHINGS, INCORONATO, JOHNSON, FARLEY, JETER-JACKSON, and MacAVERY offer the following and move its adoption:

WHEREAS, the Deputy Commissioner of Public Works advises that the Highway Construction and Maintenance Division is in need of additional funds for snow and ice control materials to purchase and replace the materials already used by the County and its eight contracted Town highway departments in 2014 and provide them with materials needed to treat County roads in October through December 2014, and

WHEREAS, the appropriation of these funds are critical for the upcoming winter season, and

WHEREAS, it is necessary to amend the 2014 Adopted County Budget to provide additional funds to meet the County's needs, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2014 Adopted County Budget as follows:

APPROPRIATIONS

Increase

D.5142.4137 Ice Control Materials \$ 190,736

REVENUES

Increase

D.5142.50310 Interfund Transfers \$ 190,736

APPROPRIATIONS

Decrease

A.1990.4007 General Contingency (\$ 190,736)

Increase

A.9901.65.9000 Interfund Transfer \$ 190,736

APPROVED

CA-180-14 ca/G-0188
9/15/14 Fiscal Impact: See attached statement

~~MARCUS J. MOLINARO~~
~~COUNTY EXECUTIVE~~


William F.X. O'Neil
Deputy County Executive

Date 10-17-2014

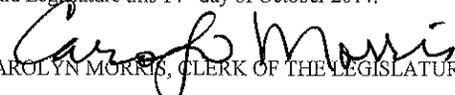
STATE OF NEW YORK

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 190,736

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):
D.5142.4137 Increase

Related Expenses: Amount \$ 0
Nature/Reason:

Anticipated Savings to County: \$ 0

Net County Cost (this year): \$ 190,736
Over Five Years: _____

Additional Comments/Explanation:

Requesting additional funds for operating budget line D.5142.4137 - Ice Control Materials to purchase and replace the materials already used by the eight towns in 2014, and to provide them with materials needed to treat County roads in October - December 2014 .

Prepared by: Debra Bushey, Confidential Secretary to the Director of HC&M

MARCUS J. MOLINARO
COUNTY EXECUTIVE



NOEL H.S. KNILLE, AIA, ASLA
COMMISSIONER

ROBERT H. BALKIND, P.E.
DEPUTY COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

Memorandum

TO: Noel H.S. Knille, AIA, ASLA, Commissioner of Public Works
FROM: Robert H. Balkind, P.E., Deputy Commissioner of Public Works (RB)
DATE: September 12, 2014
RE: RESOLUTION REQUEST

Dutchess County is seeking to secure additional funds in 2014 for snow and ice control materials (road salt and sand.) The 2013-2014 winter was severe, and the County along with its eight contracted Town highway departments used more salt and sand than expected to keep County roads clear. Due to the DPW's budget limitations, the Department ran out of salt/sand funds in March 2014. As a result, the County was not able to purchase replacement materials used by the 8 towns on behalf of the County. The Town/County contracts stipulate that the County shall furnish the required snow and ice control materials to be used on County roads;

In order to purchase and replace the materials already used by the eight towns in 2014 and to provide them with the materials they will need for treating County roads in October – December 2014 it is necessary to request \$190,736 in additional funding. The breakdown of requested funds is as follows:

A. Funding to replenish eight towns with salt/sand:

Salt 1100 ton x \$64/ton = \$70,400

Sand: 1,200 c.y. x \$22/ c.y. = \$26,400

Subtotal = \$96,800

B. Funding to provide eight towns with materials to finish 2014:

Salt: 1124 ton (estimated) x \$64/ton = \$71,936

Sand: 1,000 c.y. (estimated) x \$22/ c.y. = \$22,000

Subtotal = \$93,936

In May 2014 the Legislature authorized \$350,000 to be added into the DPW's salt/sand budget which was depleted to a balance of \$17,139. This additional funding was offset by FEMA revenues that the County received from Hurricane Irene storm damage suffered in 2011. These funds will be used to replenish the empty salt/sand sheds at the 6 DPW Highway Outpost locations prior to the onset of the 2014-2015 winter season. These funds will also be used to purchase the salt/sand needed to keep roads clear in October – December 2014.

RESOLUTION REQUEST FORM

Date of Legislative Meeting: 10/14/2014

Department:
DPW - Highway Division

Contact (Name & Phone No.):
Robert H. Balkind, P.E., Deputy Commissioner

Purpose of Resolution: *(check appropriate boxes:)*

- Personnel (Involving Authorized Positions)
- Authorizing Grant Application
- Contract/Lease Authorization (using budgeted funds)
- Budget Amendment
 - Grant
 - Contingency
 - Other (specify below)
- Capital Project
- Other (specify below)

Brief Description of Request:

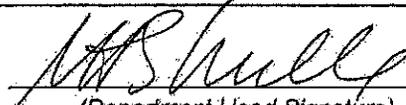
Requesting additional funds for operating budget line D,5142.4137 - Ice Control Materials to purchase and replace the materials already used by the eight towns in 2014, and to provide them with materials needed to treat County roads in October - December 2014.

Fiscal Impact (current year) of resolution: \$ 190,736
(Attach completed Fiscal Impact Statement)

Budget Amendment(s) & Capital Projects:

	<u>Line No.</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
	D5142.4137	Ice Control Materials	\$190,736	\$0
Appropriations:			\$0	\$0
Revenues:			\$0	\$0
			\$0	\$0

(Date)



(Department Head Signature)


Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 22 - Towns of Beekman and Union Vale	Hutchings (C)		

Present: 11
Absent: 0
Vacant: 0

Resolution: ✓
Motion:

Total : 11 0
Yes **No**
Abstentions: 0

2014266 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS (D.5142)

Date: October 8, 2014

Roll Call Sheets

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

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

2014266 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS (D.5142)

Date: October 14, 2014

RESOLUTION NO. 2014267

RE: AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO STOP-DWI PROGRAM (A.3315)

Legislators ROMAN, FLESLAND, THOMES, WEISS, SAGLIANO, INCORONATO, JOHNSON, STRAWINSKI, JETER-JACKSON, PERKINS, HORTON, and MacAVERY offer the following and move its adoption:

WHEREAS, the STOP-DWI Coordinator has advised that the New York State Governor's Traffic Safety Committee has awarded Dutchess County a STOP-DWI Crackdown Grant in the sum of \$128,700 to participate in an Impaired Driving Enhancement Initiative through NYS STOP-DWI Foundation, and

WHEREAS, the intent of this initiative is to revitalize and enhance the visibility of the STOP-DWI Program through multi-agency coordinated impaired driving checkpoints targeting identified statewide crackdown weekends, and

WHEREAS, the grant project runs from October 1, 2014 through September 30, 2015 and this resolution will appropriate the 2014 portion and the remaining balance will be appropriated in the 2015 budget, and

WHEREAS, it is necessary to amend the 2014 Adopted County Budget to provide for the receipt and expenditure of these grant funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2014 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A3315.4412 Grant Project Costs \$50,000

REVENUES

Increase

A3315.43890.07 Other Safety Impaired Driving Det. \$50,000

CA-169-14

CAB/ca/G-1142

9/10/14

Fiscal Impact: See attached statement

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

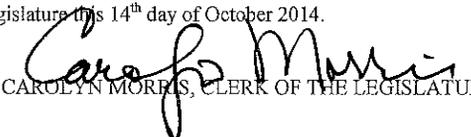
APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 50,000

Total Current Year Revenue \$ 50,000

and Source
New York State Governor's Traffic Safety Committee

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

Identify Line Items(s):

A.3315.4412 Grant Project Costs
A.3315.43890.07 Other Safety Impaired Driver Det.

Related Expenses: Amount \$ 0

Nature/Reason:

Anticipated Savings to County: \$ 0

Net County Cost (this year): \$ 0

Over Five Years: \$ 0

Additional Comments/Explanation:

The Governor's Traffic Safety Committee approved the Dutchess County STOP-DWI Crackdown grant request of \$128,700. The Grant year is October 1, 2014 through September 30, 2015. A budget resolution is needed to add \$50,000 to the 2014 budget to cover expenses for the period October 1, 2014 through December 31, 2014. The balance of \$78,700 is already identified in the 2015 proposed budget. There is no cost to the County.

Prepared by: Mary K. Fields



ANDREW M. CUOMO
Governor

STATE OF NEW YORK
GOVERNOR'S TRAFFIC SAFETY COMMITTEE
DEPARTMENT OF MOTOR VEHICLES



BARBARA J. FIALA
Chair

August 18, 2014

Ms. Denise Cashmere
Project Director/Grant Administrator
NYS STOP-DWI Foundation
949 Pearse Road
Niskayuna, NY 12309-2943

Re: HS1-2015-NYS STOP-DWI Found.-00169-(088)
STOP-DWI CRACKDOWNS HIGH VISIBILITY ENFORCEMENT
DMV01-C002145-3700393
CFDA #: 20.600
EFFECTIVE DATE: October 1, 2014

Dear Ms. Cashmere:

On behalf of Governor Andrew M. Cuomo, I am pleased to notify you that the NYS STOP-DWI Foundation has been awarded \$2,278,727 to participate in New York State's Highway Safety Program. Our goal is to reduce the number of crashes, injuries and deaths on New York's roads.

The enclosed contracts **must** be received by our office no later than October 2, 2014. If we have not heard from the NYS STOP-DWI Foundation to the contrary, or if the contracts are not received by this date, the contract will be suspended effective October 3, 2014 -- November 17, 2014. Contracts will be effective only upon final approval by the New York State Office of the State Comptroller.

Before incurring any project related expenses, login to eGrants to review your approved budget as it may have been reduced or otherwise changed from what was requested.

Thank you for participating in New York State's Highway Safety Program. I wish you success in your efforts. If you have any questions, please contact the Governor's Traffic Safety Committee at (518) 474-5111.

Sincerely,

Barbara J. Fiala
Chair and
Commissioner of Motor Vehicles

BJF:mr
Enclosure

COUNTY	# CRACKDOWNS	# AGENCIES	ENFORCE HRS	DRE HRS	TOTAL HOURS	AVG HR RATE	TOTAL REQUEST	ENFORCEMENT	DRE
ALBANY	8	12	1336	78	1614	\$55.00	\$88,770.00	\$84,480.00	\$4,290.00
ALLEGANY	8	12	1110	0	1110	\$47.57	\$52,802.00	\$52,802.00	\$0.00
BROOME	8	7	1200	50	1250	\$46.00	\$75,000.00	\$55,200.00	\$2,300.00
CAYUGA	7	5	140	4	144	\$55.00	\$7,920.00	\$7,700.00	\$220.00
CHAUTAUQUA	8	7	1060	32	1092	\$47.00	\$51,324.00	\$49,820.00	\$1,504.00
CHEMUNG	8	6	756	144	900	\$48.00	\$43,200.00	\$36,288.00	\$6,912.00
CHENANGO	7	2	308	112	420	\$41.25	\$17,325.00	\$12,705.00	\$4,620.00
CLINTON	8	4	320	48	368	\$50.00	\$18,400.00	\$16,000.00	\$2,400.00
COLUMBIA*	8	3	416	40	456	\$47.00	\$21,432.00	\$19,552.00	\$1,880.00
CORTLAND*	8	3	193	0	193	\$47.00	\$9,071.00	\$9,071.00	\$0.00
DUTCHESS	8	11	1900	80	1980	\$65.00	\$128,700.00	\$123,500.00	\$5,200.00
ERIE	8	19	768	100	868	\$48.00	\$41,664.00	\$36,164.00	\$5,500.00
FRANKLIN*	8	3	144	0	144	\$35.00	\$5,040.00	\$5,040.00	\$0.00
GENESSEE	8	3	424	212	636	\$45.00	\$28,620.00	\$19,080.00	\$9,540.00
GREENE	6	5	960	0	960	\$39.00	\$27,840.00	\$27,840.00	\$0.00
HERKIMER	5	7	840	60	900	\$42.00	\$37,800.00	\$35,280.00	\$2,520.00
JEFFERSON	6	3	1536	0	1536	\$41.00	\$62,976.00	\$62,976.00	\$0.00
LEWIS	4	2	200	0	200	\$34.65	\$6,930.00	\$6,930.00	\$0.00
LIVINGSTON	8	9	900	40	940	\$45.00	\$42,300.00	\$40,500.00	\$1,800.00
MONROE	8	12	2403	191	2594	\$64.08	\$166,225.00	\$153,985.00	\$12,240.00
NASSAU	6	13	1700	60	1760	\$100.00	\$176,000.00	\$170,000.00	\$6,000.00
NIAGARA	8	11	1638	32	1670	\$50.00	\$83,500.00	\$81,900.00	\$1,600.00
ONEIDA	8	8	1472	40	1512	\$42.00	\$63,504.00	\$61,824.00	\$1,680.00
ONONDAGA	2	15	180	8	188	\$48.00	\$9,000.00	\$8,640.00	\$360.00
ONTARIO	8	3	248	168	416	\$47.00	\$19,552.00	\$11,656.00	\$7,896.00
ORANGE	5	24	1668	100	1768	\$65.00	\$114,920.00	\$108,420.00	\$6,500.00
OSWEGO	8	4	1056	0	1056	\$43.75	\$46,200.00	\$46,200.00	\$0.00
OTSEGO	8	4	480	20	500	\$30.00	\$15,000.00	\$14,400.00	\$600.00
PULTEM	4	3	256	168	424	\$64.00	\$27,136.00	\$16,384.00	\$10,752.00
REMSELAER	8	8	1864	0	1864	\$33.48	\$62,407.00	\$62,407.00	\$0.00
ROCKLAND	8	10	660	0	660	\$90.00	\$59,400.00	\$59,400.00	\$0.00
SARATOGA	7	6	504	0	504	\$45.00	\$22,680.00	\$22,680.00	\$0.00
SCHENECTADY	8	6	1300	28	1328	\$58.00	\$77,024.00	\$75,400.00	\$1,624.00
SENECA	8	3	192	146	338	\$39.00	\$13,190.00	\$7,492.00	\$5,698.00
ST. LAWRENCE	8	4	600	40	640	\$42.44	\$27,162.00	\$25,464.00	\$1,698.00
ST. LOUIS	8	6	417	56	473	\$47.66	\$22,543.00	\$19,874.00	\$2,669.00
SUFFOLK	8	15	2325	150	2475	\$109.00	\$269,775.00	\$253,425.00	\$16,350.00
TOMPKINS	8	3	632	168	800	\$40.00	\$32,000.00	\$25,280.00	\$6,720.00
ULSTER*	8	6	944	0	944	\$44.00	\$41,536.00	\$41,536.00	\$0.00
WARREN	3	2	96	0	96	\$45.00	\$4,320.00	\$4,320.00	\$0.00
WASHINGTON	8	7	384	0	384	\$35.00	\$13,440.00	\$13,440.00	\$0.00
WAYNE	8	5	640	0	640	\$45.00	\$28,800.00	\$28,800.00	\$0.00
WESTCHESTER	8	25	960	32	992	\$82.00	\$81,344.00	\$78,720.00	\$2,624.00
WYOMING	4	4	287	8	295	\$39.00	\$11,505.00	\$11,193.00	\$312.00
TOTAL	314	330	37617	2415	40052		\$2,237,777.00	\$2,103,768.00	\$134,009.00



www.stopdwi.org

New York State STOP-DWI Enforcement Crackdowns

Grant Funding October 1, 2014 – September 30, 2015



HALLOWEEN- October 31 - November 2

THANKSGIVING – November 26 – November 30

HOLIDAY SEASON (NATIONAL): December 12 - January 1

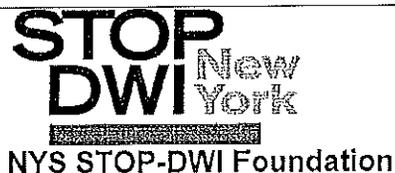
SUPER BOWL: January 31 - February 2

ST. PATRICK'S DAY – March 13 -18

MEMORIAL DAY- May 22 - May 26

FOURTH OF JULY: July 3 - July 6

LABOR DAY (NATIONAL): August 21 - September 7



2015 Grant Policies for High Visibility Road Checks/Saturation
Patrols/DRE Call out
During New York Crackdown Dates

Crackdowns Project:

1. GTSC will only entertain one grant per county which must be submitted by the County STOP-DWI Coordinator to the NYS STOP-DWI Foundation.
2. You can apply for funding to participate in as many of the DWI crackdowns you wish.
3. GTSC funding can **ONLY** be used during the crackdown dates.
4. These details must be cooperative, multi-agency efforts.
5. All activities/expenses must be reported to the county STOP-DWI Coordinator within 30 days of the detail. (Forms will be provided)
6. You must do a press release or have a press conference about each detail for which you are funded.

To receive reimbursement for the checkpoint/saturation patrols you must provide the following (electronically) to the Grant Administrator:

1. The STOP-DWI Coordinator must submit Enforcement Personnel Sheets (PS-1) for each department which participated in the crackdown. The PS-1 sheets must be completed by the enforcement agency and signed by a supervisor of the agency. (Hard copies must also be mailed to the Grant Administrator)
2. The STOP-DWI Coordinator must submit one expense total for each crackdown. Reimbursement under the grant will be payable to the County STOP-DWI Program
3. Each police agency will complete a detail activity sheet for each crackdown. The STOP-DWI Coordinator will then submit one summary sheet for the County to the GTSC.

DRE Call OUTS:

1. To apply for this portion of the funding you must have certified DRE's in your county other than the State Police. DRE call outs are eligible for the entire grant period October 1, 2014 – September 30, 2015.
2. GTSC will reimburse the actual hourly rate and hours that the officer was called out up to a maximum of 4 hours per call out. Use the PS-1 sheet signed by the DRE's supervisor.
3. Before a DRE can be called out, the following must occur.
 - o The arresting officer must have completed his entire SFST field test and see signs of impairment.
 - o The officer must administer a breathalyzer test to determine the subject's BAC.
 - o If the subject has a BAC of .16 or higher there is no reason to call a DRE. If the subject refuses the test and you think drugs may be involved you should consult with a DRE.
 - o The only exception to this would be for serious injuries or fatal crash.

To receive reimbursement for a call out you must provide the following (electronically):

1. Copy of the breathalyzer ticket or refusal form.
2. Copy of the DRE Face Sheet and the narrative.
3. Copy of the lab submission form.

STOP DWI New York DUTCHESS COUNTY Community Focused. Saving Lives.

626 Dutchess Turnpike, Room 201, Poughkeepsie, NY 12603
(845) 486-3648 / Fax (845) 486-3612
E-mail: stopdwi@co.dutchessny.gov

MEMO:

TO: Marcus J. Molinaro, County Executive
DATE: September 5th 2014
FROM: William C. Johnson, STOP-DWI Coordinator
RE: STOP-DWI Crackdown Grant funding notification
& budget resolution request

Mr. Molinaro this memo is to advise that the Dutchess County STOP-DWI Program has been selected and approved to participate in a High Visibility Impaired Driving Crackdown grant project through the NYS STOP-DWI Foundation.

Dutchess County's funding totals for the 2014 -2015 grant project fiscal year is \$128,700.

The NYS Governor's Traffic Safety Committee through a grant to the NYS STOP-DWI Foundation has approved funding statewide totaling more than 2.2 million dollars to 44 County STOP-DWI Programs. Please find the award notification letter, funding breakdown, and crackdown dates attached. The intent of the grant project is to revitalize and enhance the visibility of the STOP-DWI Program through multi-agency coordinated impaired driving enforcement activities. The enforcement details will target eight (8) identified statewide crackdown periods and include assignment of certified Drug Recognition Experts (DRE) to aid in the identification/apprehension of drivers impaired by drugs other than alcohol.

The DC STOP-Planning Board will review/approve the proposed local operational plan and funding appropriations for participating Law Enforcement agencies. These coordinated multi agency enforcement activities must be conducted during the NHTSA 2015 fiscal cycle that ends September 30th 2015.

Please initiate a budget resolution request ASAP to approve appropriation of related monies (\$50,000) into the current 2014 budget. The balance (\$78,700) is already identified in the 2015 proposed budget.

I thank you for your continued support and if there are any questions please contact me.

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 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt		
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	Johnson		
District 12 - Town of East Fishkill	Weiss		
District 21 - Town of East Fishkill	Horton		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (VC)		

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

2014267 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO STOP-DWI PROGRAM (A.3315)

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014267 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO STOP-DWI PROGRAM (A.3315)

Date: October 14, 2014

RESOLUTION NO. 2014268

RE: AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PROBATION AND COMMUNITY CORRECTIONS (A.3140)

Legislators ROMAN, FLESLAND, ROLISON, WEISS, SAGLIANO, MICCIO, JOHNSON, MacAVERY, FARLEY, HORTON, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the Director of Probation and Community Corrections has advised that monies received through a Department of Community and Family Services grant are available to be used for officers participating in overtime for curfew monitoring and a portion for wrap-around funds for incentives, and

WHEREAS, it is necessary to amend the 2014 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 2014 Adopted County Budget as follows:

APPROPRIATIONS

Increase (Decrease)

A.3140.4412	Grant Projects Costs	\$57,500
A.6070.4430.58	Intedpt Cont JD & PINS Prevention	57,500
A.6010.4160	Office Supplies	(21,850)
		<u>\$93,150</u>

REVENUES

Increase

A.3140.15890.17	DCFS Juvenile Pretrial	\$57,500
A.6119.36700.02	Family & Child RF2	35,650
		<u>\$93,150</u>

CA-171-14
ca/G-0182-A
9/11/14
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

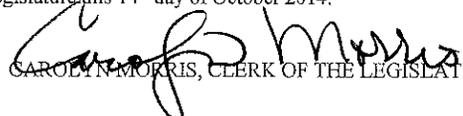
Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature, this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 57,500

Total Current Year Revenue \$ 35,650
and Source

OCFS 62% Preventive

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

Identify Line Items(s):

See attached

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): \$21,850
Over Five Years: \$21,850

Additional Comments/Explanation:

Prepared by: Peggy Milone, Office of Probation and Community Corrections

2014 - 2015

STSJP BUDGET SUMMARY *

1. Electronic Monitoring for Juveniles

Electronic monitoring is a program for PINS and JD youth that serves as an immediate alternative to non-secure detention. The youth in this program would otherwise have been placed in non-secure detention or in placement. There are some costs associated with electronic monitoring, for example, purchasing bracelets and families needing an active phone line. Electronic monitoring is an intervention that may be used for youth who score as having higher risk on the detention tool. This year's funding will include an allocation for replacement electronic monitoring bracelets, if units malfunction or are damaged.

Projected amount of funds to be used: \$1,100. - 2015

2. NCTI Groups for Juveniles

NCTI is evidence-based training that provides cognitive-behavioral groups for youth who are involved in the juvenile justice system. The curriculums cover values/attitudes/behaviors, managing emotions, accepting yourself and others, manners, personal appearance, preparing to earn an income, drugs and alcohol, relationships, violence, victimization, communication/problem solving/conflict management/wants vs. needs. STSJP funding will be used to purchase workbooks needed to facilitate the groups.

Projected amount of funds to be used: \$1,000. - 2015

3. Curfew Monitoring for Juveniles

Home and curfew checks provide monitoring and support for youth and their families. As part of this monitoring, youth receive reminder calls about upcoming court appearances, to increase court appearances and decrease the need for warrants, which could result in detention remands. Additional monitoring works to keep youth out of detention and placement. At least one study, "Court-Ordered Curfew: The application of graduated sanctions for juvenile offenders" has yielded results which indicated that youth who received curfew monitoring were less likely to be victimized or engage in self-reported acts of juvenile delinquency. Parents also viewed this program positively. Dutchess County's implementation of curfew monitoring will include elements of this program, including graduated sanctions and responding swiftly to infractions. In its July 2013 teleconference, OCFS also recommended elements included in Dutchess County's curfew monitoring program as best practices.

Projected amount of funds to be used: \$65,000. - 2014 - \$50,000 2015 - \$15,000

4. Linkage of youth to community-based services

These services can include but are not limited to counseling, case management, crisis intervention, youth employment programs and other services that are available in the Dutchess County community. These services are provided by probation officers who supervise youth. An option family court judges can use to avoid detention and placement is to release youth under probation supervision. Probation officers link youth to community services and monitor them while they remain at home.

Projected amount of funds to be used: \$ 21,692. - 2014 -\$16,500 2015 - \$\$5,192

5. Wrap around services such as transportation and drug testing

Wrap around services are sometimes requested for youth who receive probation services. Wrap around fund uses include, but are not limited to assisting families as needed with transportation to get to therapy or other programs, costs for drug testing supplies, phone lines needed for electronic monitoring and assistance with therapy co-pays. The use of and need for wrap around funds will be determined on a case-by-case basis by Probation Department supervisory staff members.

Projected amount of funds to be used: \$10,000 - 2014 - \$7,500 2015 - \$2,500

6. Sex Offender Evaluations and Forensic Psychiatric Evaluations

Evaluations will be provided when court ordered for PINS or JD youth to determine mental health and services needs which may be provided in lieu of detention and/or placement outside of the home. Evaluations will be provided by subcontract with Astor Services for Youth and Families. This funding is used on an as needed basis.

Projected amount of funds to be used: \$12,000 - 2015

The services listed above will be provided through contract by:

Dutchess County Department of Probation and Community Corrections

50 Market Street

Poughkeepsie, NY 12601

Dutchess County Office of Probation and Community Corrections

SCOPE OF SERVICES 2014

PINS/JD Diversion Program (COPS)

PURPOSE

The Contractor will conduct a PINS/JD Diversion program to reduce the need of out-of-home placement of youths likely to be the subject of a Person in Need of Supervision (PINS) petition or a Juvenile Delinquent (JD) petition.

TARGET GROUP/ ELIGIBILITY

The target group will be youth referred for possible PINS or JD petition to family court. The youth served must be at risk of placement outside the home and outside the family.

Youth served under this Agreement must qualify for optional preventive services in accordance with 18 NYCRR 423. Payment will not be made for youth served in other Department of Social Services preventive programs: the Social Services Preventive Unit, the Dover Project, the Youth Bureau Youth Project Return Unit, Abbot House Preventive Service program or the Astor Intensive Home Based program.

PROVISION OF SERVICES

The Contractor will coordinate an assessment of the PINS youth following Intake by a team consisting of representatives from the Astor Clinic, the Dutchess County Mental Hygiene Department Substance Abuse Clinic, and the Unit Administrator or designee. The team will provide either baseline assessment or in-depth assessment, as needed. The assigned probation officer will also assess PINS and JD youth for risk, needs and protective factors using the Assessment Screening Instrument (YASI) and consult with the team as needed. All school filed PINS complaints will have a school review meeting attended by the youth, parent/caregiver, probation officer and school official.

The Contractor will coordinate services provided to youth accepted into the program. Services may include, but are not limited to, crisis intervention and family therapy provided by the Astor Clinic; substance abuse rehabilitation provided by the Mental Hygiene Department and temporary shelter provided by River Haven. The Contractor will enter into sub-contracts with Astor Clinic and Mental Hygiene.

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 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt		
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	Johnson		
District 12 - Town of East Fishkill	Weiss		
District 21 - Town of East Fishkill	Horton		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (VC)		

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

2014268 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PROBATION AND COMMUNITY CORRECTIONS (A.3140)

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014268 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PROBATION AND COMMUNITY CORRECTIONS (A.3140)

Date: October 14, 2014

RESOLUTION NO. 2014269

RE: AUTHORIZING ACCEPTANCE OF A TASER FROM
RODERICK MONTARA

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

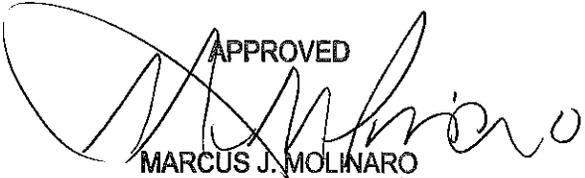
WHEREAS, the Sheriff requests authorization to accept the donation of a Taser
M18L, now known as a M26C s/n L3-005602, from Roderick Montara, and

WHEREAS, the Taser is being donated to the Sheriff's Office by Mr. Montara as
he no longer has a need for it and it is illegal for him to possess it in New York State, and

WHEREAS, the Taser has a value of \$500 and acceptance of said equipment from
Mr. Montara would be in the best interests of the County, now, therefore, be it

RESOLVED, that the donation of a Taser M18L, now known as a M26C s/n L3-
005602, from Roderick Montara, is hereby accepted and authorized.

CA-172-14
LDF/ca/G-224
9/10/14
Fiscal Impact: See attached statement

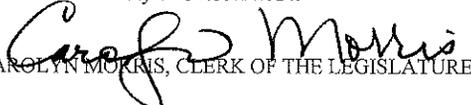
APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

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 14th day of October 2014,
and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:
donation of Taser

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

The Sheriff's Office has been donated a Taser M18L now known as M26C s/n L3-005602. The Taser was donated to the Sheriff's Office by Roderick Montara, Approximate value of the Taser is \$500.

Resolution to accept donation.

Prepared by: Maureen Sariglianis

Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt		
District 5 - Town of Poughkeepsie	Roman (C)		
District 9 - City of Poughkeepsie	Johnson		
District 12 - Town of East Fishkill	Weiss		
District 21 - Town of East Fishkill	Horton		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (VC)		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 12 0
 Yes No
 Abstentions: 0

2014269 AUTHORIZING ACCEPTANCE OF A TASER FROM RODERICK MONTARA

Date: October 8, 2014

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rollison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
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District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
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District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014269 AUTHORIZING ACCEPTANCE OF A TASER FROM RODERICK MONTARA

Date: October 14, 2014

RESOLUTION NO. 2014270

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

Legislators FLESLAND, MICCIO, BORCHERT, SAGLIANO, JOHNSON, MacAVERY, FARLEY, JETER-JACKSON, PERKINS, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the County has been notified by the U.S. Department of Housing and Urban Development that funding is available to the County in the sum of \$700,871 under the Continuum of Care Program authorized by the McKinney-Vento Homeless Assistance Act and by the Homeless Emergency Assistance and Rapid Transition of Housing Act (HEARTH), and

WHEREAS, the Continuum of Care Program is designed to provide rental assistance to homeless persons and program planning for the Dutchess County Continuum of Care, and

WHEREAS, it is necessary to establish a Community Development account for the receipt and expenditure of these grant funds, now therefore, be it

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

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

APPROPRIATIONS

Increase

CD8676.4400.4425	Contract Agency - Hudson River Housing S+C	\$110,580
CD8676.4400.4425	Contract Agency - Hudson River Housing HB1	152,538
CD8676.4400.4425	Contract Agency - Hudson River Housing Housing First	75,876
CD8676.4400.4466	Contract Agency - Rehabilitation Support Services	184,815
CD8676.4400.4645	Contract Agency - Mid-Hudson Addiction Recovery Ctr.	160,062
CD8686.4408.1314	Contractual Admin – CoC program Planning Admin.	17,000
		<u>\$700,871</u>

REVENUES

Increase

CD8676.49890.03	Special Grant Provision for Public Services Other HC Continuum of Care (#14,267)	\$683,871
CD8686.49100.03	CD Act CoC Program Planning (#14,267)	17,000
		<u>\$700,871</u>

CA-173-14 CAB/ca/G-179
9/10/14 Fiscal Impact: See attached statement
STATE OF NEW YORK

APPROVED
[Signature]
MARCUS J. MOLINARO
COUNTY EXECUTIVE

COUNTY OF DUTCHESS

ss:

Date 10/17/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.

[Signature]
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 700,871

Total Current Year Revenue \$ 700,871
and Source

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

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

Identify Line Items(s):
See attached detail.

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Prepared by: Anne Saylor, Department of Planning and Development

Continuum of Care Program Grant
 2013 McKinney-Vento Allocations

<u>Line No</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
<u>Appropriations:</u>			
CD8676.4400.4425	Contract Agency – Hudson River Housing S+C	\$110,580.00	\$0.00
CD8676.4400.4425	Contract Agency – Hudson River Housing HBI	\$152,538.00	\$0.00
CD8676.4400.4425	Contract Agency – Hudson River Housing Housing First	\$ 75,876.00	\$0.00
CD8676.4400.4466	Contract Agency - Rehabilitation Support Services	\$184,815.00	\$0.00
CD8676.4400.4645	Contract Agency – Mid-Hudson Addiction Recovery Center	\$160,062.00	\$0.00
CD8686.4408.1314	Contractual Admin - CoC Program Planning Admin.	\$ 17,000.00	\$0.00
	Total Appropriations	\$700,871.00	\$0.00
<u>Revenues:</u>			
CD8676.49890.03	Special Grant Provision for Public Services	\$683,871.00	\$0.00
CD8686.49100.03	Other HC Continuum of Care (#14.267)	\$ 17,000.00	\$0.00
	CD Act CoC Program Planning (#14.267)	\$700,871.00	\$0.00
	Total Revenue		

**Fiscal Year 2013
Continuum of Care Competition
Homeless Assistance Award Report**

State

CoC Name

Project Name

PROGRAM

Awarded Amount

New York

NY-500 - Rochester/Irondequoit/Greece/Monroe County CoC

<u>Project Name</u>	<u>PROGRAM</u>	<u>Awarded Amount</u>
Health Care for the Homeless	CoCR	\$91,793
HMIS for RMCCoC	CoCR	\$251,880
Jennifer House	CoCR	\$81,524
Lafayette Housing	CoCR	\$142,767
Lafayette Housing 2	CoCR	\$134,070
Legal Services for the Homeless	CoCR	\$34,240
Nielsen House	CoCR	\$96,300
OMH/Depaul 2013 Renewal	CoCR	\$181,946
Parenting Teens	CoCR	\$83,935
Permanent Housing Supportive Services	CoCR	\$38,808
Providence Hosuing Development Corp OASAS S+C	CoCR	\$466,133
RHA/Monroe County DHS PSH-RA	CoCR	\$2,567,135
RHA/Salvation Army Chronically Homeless PSH-RA	CoCR	\$497,144
RHA/Sojourner/YWCA PSH-RA	CoCR	\$235,099
RHA/Son House PSH-RA	CoCR	\$122,771
RHA/Strong Ties PSH-RHA	CoCR	\$208,035

(over)

State

CoC Name

Project Name

PROGRAM

Awarded Amount

HRH Home Base I	CoCR	\$152,538
HRH Noxon Street Housing	CoCR	\$26,745
HRH River Haven Independent Living	CoCR	\$35,611
HRH River Haven Transitional Living	CoCR	\$41,079
HRH Shelter Plus Care	CoCR	\$110,580
MARC Shelter Plus Care	CoCR	\$160,062
PEOPLE's HOME PROJECT	CoCR	\$88,474
RSS MICA Shelter Plus Care	CoCR	\$184,815
NY-601 Total :		\$1,210,675

NY-602 - Newburgh/Middletown/Orange County CoC

2013 MHA Renewal NY0437C2T021306 MHA Renewal NY0448L2T021306 Shelter Plus Care - Enhanced SH for MH / DD	CoCR	\$73,682
2013 Renewal RECAP NY0811C2T021303	CoCR	\$198,239
Cornerstone Residence	CoCR	\$163,580
Enhanced Supported Housing	CoCR	\$72,796
Home To Stay	CoCR	\$252,129
HUD CRV Supportive Housing For Families	CoCR	\$137,235
MHA Renewal NY0448L2T021306 Shelter Plus Care - Enhanced SH for MH / DD	CoCR	\$73,682
OMH/MHA Orange 2013 Renewal	CoCR	\$112,736
Orange CoC HMIS	CoCR	\$65,809
Permanent Housing Bonus Money	CoCR	\$62,613

State

CoC Name

Project Name

	<u>Program</u>	<u>Awarded Amount</u>
Bronx Permanent Housing	CoC	\$806,561
Common Ground Times Square	CoC	\$481,031
Community Access Ave D and Gouverneur Court	CoC	\$179,477
Community Housing Program	CoC	\$584,463
Comunlife El Rio	CoC	\$2,916,506
EGA Residence	CoC	\$151,567
Freya House	CoC	\$228,485
Friends House Chelsea	CoC	\$254,259
Genesis Homes Supportive Housing Program formerly Supportive Employment Center at Wards Island	CoC	\$1,426,073
Lantern Cedars and Shafer	CoC	\$222,218
Linden Blvd	CoC	\$1,645,208
New Start Housing Prgram 2013	CoC	\$271,791
Permanent Housing Project	CoC	\$1,567,755
Permanent Housing Project 2	CoC	\$224,383
SUS Buckingham	CoC	\$149,564
Truxton Street	CoC	\$2,168,684
Urban Pathways Boston Road	CoC	\$2,243,466
Villa Ave	CoC	\$1,869,555
WSFSSH	CoC	\$564,487

NY-600 Total **\$18,680,099**

NY-601 - Poughkeepsie/Dutchess County CoC

CoC Planning Project Application FY2013	CoC	\$17,000
HRH Housing First	CoC	\$75,876

NY-601 Total **\$92,876**

NY-602 - Newburgh/Middletown/Orange County CoC

CoC Planning Project	CoC	\$19,290
Newburgh Housing First	CoC	\$120,230

MARCUS J. MOLINARO
COUNTY EXECUTIVE



EOIN WRAFTER, AICP
ACTING COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF PLANNING AND DEVELOPMENT

To: Marcus J. Molinaro, Dutchess County Executive

From: Eoin Wrafter, Acting Commissioner of Planning and Development 

Date: September 9, 2014

RE: Legislative Resolution

Attached please find a resolution request for the 2013 Continuum of Care Program for \$700,871.00 for your review and consideration. The funding continues to be used to provide rental assistance to homeless persons and program planning for the Dutchess County Continuum of Care. The resolution is to authorize the Finance Department to receive and disburse funds allocated to Dutchess County under the federal Continuum of Care Program. This request consolidates what where two separate resolutions last year (2013258 and 2013259).

The resolution is being submitted for the October 14, 2014 Legislative meeting date.

If you have any questions, please contact Anne E. Saylor, Community Development Administrator, at 486-3600 or asaylor@dutchessny.gov.

EW/pal
Attachments
cc: Dutchess County Attorney's Office

Environment Committee Roll Call

	<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>		
	District 8 - City and Town of Poughkeepsie	Rolison*	✓			
	District 6 - Town of Poughkeepsie	Flesland*				
	District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*				
	District 10 - City of Poughkeepsie	Jeter-Jackson*				
	District 16 - Town of Fishkill and City of Beacon	MacAvery*				
	District 3 - Town of LaGrange	Borchert				
	District 4 - Town of Hyde Park	Serino				
	District 11 - Towns of Rhinebeck and Clinton	Tyner				
	District 14 - Town of Wappinger	Amparo				
	District 17 - Town and Village of Fishkill	Miccio (C)				
	District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)				
	District 24 - Towns of Dover and Union Vale	Surman				
Present:	<u>12</u>	Resolution:	<u>✓</u>	Total :	<u>12</u>	<u>0</u>
Absent:	<u>0</u>	Motion:	_____		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2014270 AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE GRANT AGREEMENTS AND THE FINANCE DEPARTMENT TO RECEIVE AND DISBURSE FUNDS ALLOCATED TO DUTCHESS COUNTY UNDER THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CONTINUUM OF CARE PROGRAM

Date: October 8, 2014

Roll Call Sheets

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

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

2014270 AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE GRANT AGREEMENTS AND THE FINANCE DEPARTMENT TO RECEIVE AND DISBURSE FUNDS ALLOCATED TO DUTCHESS COUNTY UNDER THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S CONTINUUM OF CARE PROGRAM

Date: October 14, 2014

RESOLUTION NO. 2014271

RE: ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR PROPOSED HIGHWAY IMPROVEMENTS ON BEEKMAN ROAD (CR9), TOWNS OF BEEKMAN AND EAST FISHKILL (PIN 8755.38)

Legislators MICCIO, WEISS, HUTCHINGS, BOLNER, HORTON, and SURMAN offer the following and move its adoption:

WHEREAS, Dutchess County is considering a proposed project: PIN 8755.38 – Highway Improvements on Beekman Road (CR9), and

WHEREAS, the proposed project consists of highway improvements on Beekman Road (CR9) between the Northbound Taconic State Parkway Ramps/Old Sylvan Lake Road and Sylvan Lake Road (CR10), which project is located in the Towns of Beekman and East Fishkill, County of Dutchess, and

WHEREAS, the Legislature has reviewed the Full Environmental Assessment Form (EAF) for the involved action, a copy of which is annexed hereto, prepared by the Department of Public Works and agrees with its conclusion that the involved project will not have a Significant Negative Impact on the Environment, based on the criteria provided in 6 NYCRR 617.7(a)-(c), and

WHEREAS, the Legislature has reviewed the attached Notice of Determination of Non-Significance prepared by the Department of Public Works and agrees with the reasons supporting this determination provided in this notice, now, therefore, be it

RESOLVED, that Dutchess County hereby approves and adopts the attached Full Environmental Assessment Form and Notice of Determination of Non-Significance for the Highway Improvements on Beekman Road (CR9), in the Towns of Beekman and East Fishkill in accordance with 6 NYCRR 617.7(a)-(c).

CA-178-14
CAB/ca/R-0934-B
9/12/14
Fiscal Impact: See attached statement

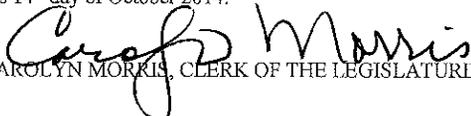
APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Involved resolution deals with Dutchess County adopting a FEAR and making a Negative Declaration of Significance for the SEQR review on the subject capital project, which is funded through other resolutions.

Prepared by: Brad Barclay

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Sponsor Information.

Name of Action or Project: Beekman Road (CR) Improvements		
Project Location (describe, and attach a general location map): Beekman Road (CR 9), Towns of Beekman and East Fishkill, Dutchess County		
Brief Description of Proposed Action (include purpose or need): Rehabilitation of Beekman Road (CR 9) will consist of cold milling with an asphalt overlay, full depth shoulder reconstruction and widening, specific areas of realignment with full depth pavement construction, and all necessary drainage improvements. The areas of proposed realignment will include a full depth pavement construction, and all necessary drainage improvements. The areas of proposed realignment in this alternative would eliminate or improve many non-standard geometric conditions, while still maintaining the existing character of the corridor and proposing the least possible impacts on adjacent properties. The 3.2 km (2.0 miles long portion of Beekman Road (CR 9) would be rehabilitated or reconstructed with 3.3 m (11 foot) wide travel lanes and 1.2m (4 ft) wide shoulders. The roadside drainage will be a combination of closed and open systems to effectively discharge roadway drainage to existing outfall locations. The preferred alternative will require the acquisition of a combination of strip fee takings along the roadway, permanent easements at drainage structures, and temporary easements within the grading limits.		
Name of Applicant/Sponsor: Dutchess County	Telephone: (845) 486-2925	E-Mail: gbentley@co.dutchess.ny.us
Address: 626 Dutchess Turnpike		
City/PO: Poughkeepsie	State: New York	Zip Code: 12603
Project Contact (if not same as sponsor; give name and title/role): Gregory V. Bentley P.E., Assistant Civil Engineer II	Telephone:	E-Mail:
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):	Telephone:	E-Mail:
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees		
b. City, Town or Village <input type="checkbox"/> Yes <input type="checkbox"/> No Planning Board or Commission		
c. City Council, Town or <input type="checkbox"/> Yes <input type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dutchess County Legislature	
f. Regional agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NYSDEC-TBD, NYSDOT- Approval	
h. Federal agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	USACE-TBD, FHWA-Approval	
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<ul style="list-style-type: none"> • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part I 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? <input type="checkbox"/> Yes <input type="checkbox"/> No	
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, identify the plan(s):	

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, identify the plan(s):	

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
If Yes, what is the zoning classification(s) including any applicable overlay district?

East Fishkill - The roadway is surrounded by R-1 (Residential)
Beekman - The roadway is surrounded by R-45 (Residential), R-MH (Mobile Home), and C1 (Neighborhood Commercial)

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No

If Yes,
i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Wappinger Central & Arlington Central School Districts

b. What police or other public protection forces serve the project site?
Local, County, and State law enforcement forces serve the corridor

c. Which fire protection and emergency medical services serve the project site?
East Fishkill Fire Department & Beekman Fire Company

d. What parks serve the project site?
There are no parks within or adjacent to the project site

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Residential (suburban), and rural (non-farm)
Improvement of an existing roadway.

b. a. Total acreage of the site of the proposed action? _____ 12 acres
b. Total acreage to be physically disturbed? _____ 12 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 12 acres

c. Is the proposed action an expansion of an existing project or use? Yes No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
If Yes,
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) _____

ii. Is a cluster/conservation layout proposed? Yes No
iii. Number of lots proposed? _____
iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will proposed action be constructed in multiple phases? Yes No
i. If No, anticipated period of construction: _____ 16 months

ii. If Yes:
• Total number of phases anticipated _____
• Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
• Anticipated completion date of final phase _____ month _____ year
• Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? Yes No

If Yes, show numbers of units proposed.

	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion	_____	_____	_____	_____
of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No

- If Yes,
- i. Total number of structures _____
 - ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length
 - iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No

- If Yes,
- i. Purpose of the impoundment: _____
 - ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____
 - iii. If other than water, identify the type of impounded/contained liquids and their source. _____
 - iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
 - v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length
 - vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? Yes No
(Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)

- If Yes:
- i. What is the purpose of the excavation or dredging? Excavation of embankment and pavement for highway improvements.
 - ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
 - Volume (specify tons or cubic yards): 3,000 cubic yards
 - Over what duration of time? 18 months
 - iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. Excavation of earth and rock for road realignment and drainage installation. Excavation of asphalt pavement. Clean material will be used for embankments. Surplus materials will be removed from site and properly disposed of.
 - iv. Will there be onsite dewatering or processing of excavated materials? Yes No
If yes, describe. _____
 - v. What is the total area to be dredged or excavated? _____ 5.0 acres
 - vi. What is the maximum area to be worked at any one time? _____ 2.0 acres
 - vii. What would be the maximum depth of excavation or dredging? _____ 6.0 feet
 - viii. Will the excavation require blasting? Yes No
 - ix. Summarize site reclamation goals and plan: _____
A SWPPP will be prepared and implemented.

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No

- If Yes:
- i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will proposed action cause or result in disturbance to bottom sediments? Yes No
If Yes, describe: _____

iv. Will proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No
If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No

If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? Yes No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No

If Yes:

• Describe extensions or capacity expansions proposed to serve this project: _____

• Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No

If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No

If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No

If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

- Do existing sewer lines serve the project site? Yes No
 - Will line extension within an existing district be necessary to serve the project? Yes No
- If Yes:
- Describe extensions or capacity expansions proposed to serve this project: _____

- iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
- If Yes:
- Applicant/sponsor for new district: _____
 - Date application submitted or anticipated: _____
 - What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge, or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

- e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No

- If Yes:
- i. How much impervious surface will the project create in relation to total size of project parcel?
- _____ Square feet or 1.5 acres (impervious surface)
- _____ Square feet or 12 acres (parcel size)
- ii. Describe types of new point sources. No new sources - the drainage patterns will match existing

- iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?
- Stormwater will be directed into existing outfall locations, this drainage is currently directed into off-site surface waters.
- If to surface waters, identify receiving water bodies or wetlands: _____
Sylvan Lake Outlet

- Will stormwater runoff flow to adjacent properties? Yes No

iv. Does proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No

- If Yes, identify:
- i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)
- Heavy equipment and delivery vehicles during construction.
- ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)
- iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No

If Yes:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No

- ii. In addition to emissions as calculated in the application, the project will generate:
- _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 - _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 - _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 - _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 - _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 - _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

- i. Estimate methane generation in tons/year (metric): _____
- ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

- i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.
- ii. For commercial activities only, projected number of semi-trailer truck trips/day: _____
- iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____
- iv. Does the proposed action include any shared use parking? Yes No
- v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____
- vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No
- vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No
- viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

- i. Estimate annual electricity demand during operation of the proposed action: _____
- ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____
- iii. Will the proposed action require a new, or an upgrade to, an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

- i. During Construction:
 - Monday - Friday: _____ 7am -5 pm _____
 - Saturday: _____ As needed _____
 - Sunday: _____ As needed _____
 - Holidays: _____ As needed _____
- ii. During Operations:
 - Monday - Friday: _____ N/A _____
 - Saturday: _____ N/A _____
 - Sunday: _____ N/A _____
 - Holidays: _____ N/A _____

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No
 If yes:
 i. Provide details including sources, time of day and duration:
 During construction noise levels may temporarily exceed ambient noise levels _____

ii. Will proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No
 Describe: _____

n. Will the proposed action have outdoor lighting? Yes No
 If yes:
 i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No
 Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No
 If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No
 If Yes:
 i. Product(s) to be stored _____
 ii. Volume(s) _____ per unit time _____ (e.g., month, year)
 iii. Generally describe proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No
 If Yes:
 i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No
 If Yes:
 i. Describe any solid waste(s) to be generated during construction or operation of the facility:
 • Construction: _____ tons per _____ (unit of time)
 • Operation : _____ tons per _____ (unit of time)
 ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:
 • Construction: _____

 • Operation: _____

 iii. Proposed disposal methods/facilities for solid waste generated on-site:
 • Construction: _____

 • Operation: _____

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No
 If Yes:
 i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____
 ii. Anticipated rate of disposal/processing:
 • _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
 • _____ Tons/hour, if combustion or thermal treatment
 iii. If landfill, anticipated site life: _____ years

t. Will proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No
 If Yes:
 i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

 ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

 iii. Specify amount to be handled or generated _____ tons/month
 iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

 v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No
 If Yes: provide name and location of facility: _____

 If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.
 i. Check all uses that occur on, adjoining and near the project site.
 Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Aquatic Other (specify): _____
 ii. If mix of uses, generally describe:

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	5.8	7.3	+1.5
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: grassed road right-of-way	6.2	4.7	-1.5

c. Is the project site presently used by members of the community for public recreation? Yes No
 i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
 If Yes,
 i. Identify Facilities: _____

e. Does the project site contain an existing dam? Yes No
 If Yes:
 i. Dimensions of the dam and impoundment:
 • Dam height: _____ feet
 • Dam length: _____ feet
 • Surface area: _____ acres
 • Volume impounded: _____ gallons OR acre-feet
 ii. Dam's existing hazard classification: _____
 iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
 If Yes:
 i. Has the facility been formally closed? Yes No
 • If yes, cite sources/documentation: _____
 ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____
 iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
 If Yes:
 i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
 If Yes:
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): 9112698, 0505873, 0112151, and more
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
 ii. If site has been subject of RCRA corrective activities, describe control measures: _____
 iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
 If yes, provide DEC ID number(s): _____
 iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ 4 feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ 1 %

c. Predominant soil type(s) present on project site:

Stockbridge-Farmington complex	_____	27 %
Galway-Farmington complex (GFC)	_____	20 %
Bernardston silt loam (BeC)	_____	13 %

d. What is the average depth to the water table on the project site? Average: _____ 5 feet

e. Drainage status of project site soils: Well Drained: _____ 75 % of site
 Moderately Well Drained: _____ 10 % of site
 Poorly Drained _____ 15 % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ 90 % of site
 10-15%: _____ 10 % of site
 15% or greater: _____ % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No
 If Yes to either i or ii, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name Sylvan Lake Outlet, Tribs of Fishkill Creek Classification Class C, Class C
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name 2 federal wetlands within ROW, mapped wetland HJ-13 Approximate Size unknown
- Wetland No. (if regulated by DEC) HJ-13

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100 year Floodplain? Yes No

k. Is the project site in the 500 year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: _____

m. Identify the predominant wildlife species that occupy or use the project site: _____
fox _____ woodchuck _____
raccoon _____ skunk _____

n. Does the project site contain a designated significant natural community? Yes No
If Yes:
i. Describe the habitat/community (composition, function, and basis for designation): _____
ii. Source(s) of description or evaluation: _____
iii. Extent of community/habitat:
• Currently: _____ acres
• Following completion of project as proposed: _____ acres
• Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? Yes No
NHP response indicates the possible presence of two (2) endangered species: the bog turtle (*Glyptemys muhlenbergii*) and Indiana bat (*Myotis sodalis*) within the project corridor. The USFWS indicates that the bog turtle, Indiana bat, dwarf wedgemussel (*Alasmidonta heterodon*), New England cottontail (*Sylvilagus transitionalis*) and the northern long-eared bat (*Myotis septentrionalis*) are also possibly located in the project area.

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? Yes No
NHP response does not indicate any rare or species of special concern being within the project area

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? Yes No
If yes, give a brief description of how the proposed action may affect that use: _____

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
If Yes, provide county plus district name/number: _____

b. Are agricultural lands consisting of highly productive soils present? Yes No
i. If Yes: acreage(s) on project site: _____
ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? Yes No
If Yes:
i. Nature of the natural landmark: Biological Community Geological Feature
ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No
If Yes:
i. CEA name: _____
ii. Basis for designation: _____
iii. Designating agency and date: _____

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on, or has been nominated by the NYS Board of Historic Preservation for inclusion on, the State or National Register of Historic Places?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes:	
i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input checked="" type="checkbox"/> Historic Building or District	
ii. Name: Storm-Adriance-Brinkerhoff House, and stone residence	
iii. Brief description of attributes on which listing is based:	
Based on age, integrity, historic significance, and local appeal	
f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
g. Have additional archaeological or historic site(s) or resources been identified on the project site?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Describe possible resource(s):	
ii. Basis for identification:	
h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Identify resource:	
ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.):	
iii. Distance between project and resource: _____ miles.	
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Identify the name of the river and its designation:	
ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666?	<input type="checkbox"/> Yes <input type="checkbox"/> No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Robert H. Balkind, P.E. Date 9/10/14
Deputy Commissioner

Signature [Handwritten Signature] Title COUNTY OF DUTCHESS

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only [If applicable]

Project : _____
 Date : _____

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

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

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1, D.1) <i>If "Yes", answer questions a - j. If "No", move on to Section 2.</i>				<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>		

2. Impact on Geological Features
 The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) NO YES
If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water
 The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h) NO YES
If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input type="checkbox"/>	<input type="checkbox"/>

I. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1, D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) <i>If "Yes", answer questions a - h. If "No", move on to Section 5.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

5. Impact on Flooding The proposed action may result in development on lands subject to flooding. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1, E.2) <i>If "Yes", answer questions a - g. If "No", move on to Section 6.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____	<input type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air			
The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D.2.h., D.2.g.) <i>If "Yes", answer questions a - f. If "No", move on to Section 7.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: i. More than 1000 tons/year of carbon dioxide (CO ₂) ii. More than 3.5 tons/year of nitrous oxide (N ₂ O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF ₆) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochlorofluorocarbons (HFCs) emissions vi. 43 tons/year or more of methane	D2g D2g D2g D2g D2g D2h	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals			
The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) <i>If "Yes", answer questions a - j. If "No", move on to Section 8.</i>		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input checked="" type="checkbox"/>	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources The proposed action may impact agricultural resources. (See Part 1, E.3.a. and b.) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - h. If "No", move on to Section 9.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

9. Impact on Aesthetic Resources
 The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.)
If "Yes", answer questions a - g. If "No", go to Section 10.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

10. Impact on Historic and Archeological Resources
 The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.)
If "Yes", answer questions a - e. If "No", go to Section 11.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on or has been nominated by the NYS Board of Historic Preservation for inclusion on the State or National Register of Historic Places.	E3e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered "Yes", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. C.2.c, E.1.c., E.2.q.) <i>If "Yes", answer questions a - e. If "No", go to Section 12.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b, E2h, E2m, E2o, E2n, E2p	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c, E1c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

12. Impact on Critical Environmental Areas The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - c. If "No", go to Section 13.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

13. Impact on Transportation NO YES
 The proposed action may result in a change to existing transportation systems.
 (See Part 1. D.2.j)
If "Yes", answer questions a - g. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy NO YES
 The proposed action may cause an increase in the use of any form of energy.
 (See Part 1. D.2.k)
If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____			

15. Impact on Noise, Odor, and Light NO YES
 The proposed action may result in an increase in noise, odors, or outdoor lighting.
 (See Part 1. D.2.m., n., and o.)
If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

16. Impact on Human Health The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.) <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES <i>If "Yes", answer questions a - m. If "No", go to Section 17.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input checked="" type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

17. Consistency with Community Plans
 The proposed action is not consistent with adopted land use plans. NO YES
 (See Part I, C.1, C.2, and C.3.)
 If "Yes", answer questions a - h. If "No", go to Section 18.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character
 The proposed project is inconsistent with the existing community character. NO YES
 (See Part 1, C.2, C.3, D.2, E.3)
 If "Yes", answer questions a - g. If "No", proceed to Part 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

Project :

Date :

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

Question 1: The construction of the new four foot wide shoulders will require excavation and minor grading to accommodate the widening. Road realignment on some curves will also require excavation and embankment construction.

1.b. Slopes of to 1 vertical to 3 horizontal will be employed on roadway embankments and ditch back slopes.

1.d. Depending upon construction staging most natural excavated material will be remain on site for embankment construction. This type of cut and fill option will minimize the need for new materials to be imported to the site. Only clean fill will be reused onsite, all excavated pavement will be removed and disposed of properly. Exact quantities are not yet known but removed material may exceed 1,000 tons.

1.e. Construction may extend into the spring of a second construction season for minor work and plantings. The majority of this work will be within County ROW. Impacts to adjacent land will be minimal.

Question 7: NHP response indicates the possible presence of two (2) endangered species: the bog turtle (*Glyptemys muhlenbergii*) and Indiana bat (*Myotis sodalis*) within the project corridor. The USFWS indicates that the bog turtle, Indiana bat, dwarf wedgemussel (*Alasmidonta heterodon*), New England cottontail (*Sylvilagus transitionalis*) and the northern long-eared bat (*Myotis septentrionalis*) are also possibly located in the project area. Because of the linear shape of the project corridor and the general absence of wetland areas adjacent to the roadway, limited habitat availability for the bog turtle, Blanding's turtle, and Indiana bat was observed. The proposed Beekman Road Improvements Project has been determined to have no adverse impact on federally-listed or State-listed species or natural communities documented within the Towns of East Fishkill and Beekman. Potential habitat for the Indiana bat and the New England cottontail was identified adjacent to Beekman Road, but the majority of this habitat is located outside of proposed disturbance limits for the project. In addition, the minimal clearing that will occur as part of the project allows for the minimization of potential impacts. This clearing will occur adjacent to the existing paved limits of Beekman Road and within the roadside drainage ditches that follow the roadway. The USFWS' proposed tree cutting timelines will be followed in order to minimize potential impacts to Indiana bat habitat. No long-term impacts to these suitable habitat areas or the species that may utilize them are anticipated.

Question 10: A historic property is located east of Old Sylvan Lake Road on at the north side of Beekman Road, the Storm-Adriance-Brinkerhoff House, and stone residence. The NYS Office of Park, Recreation and Historic Preservation has determined that the proposed project will cause "no Adverse Impact" to this residency as stated in their February 21, 2007 letter.

Question 15: Construction vehicles operating during the course of construction may generate noise levels above that of the ambient levels. This work will be limited to daytime work periods.

Question 16: Numerous spills have been reported over the years involving minor spills of petroleum products and milk. All known DEC-reported spills in the project area are now closed.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status:

Type 1

Unlisted

Identify portions of EAF completed for this Project: Part 1

Part 2

Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
the County of Dutchess _____ as lead agency that:

A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.d).

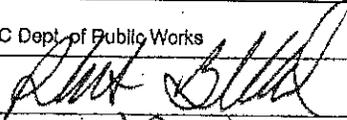
C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: PIN 8755.38 - Rehabilitation of Beekman Road (CR 9)

Name of Lead Agency: County of Dutchess

Name of Responsible Officer in Lead Agency: Robert H. Balkind, P.E.

Title of Responsible Officer: Deputy Commissioner of the DC Dept. of Public Works

Signature of Responsible Officer in Lead Agency: 

Date: 9/10/14

Signature of Preparer (if different from Responsible Officer) 

Date: 9/10/14

For Further Information:

Contact Person: Greg Bentley, P.E.

Address: 626 Dutchess Turnpike

Telephone Number: (845) 486-2925

E-mail: gbentley@dutchessny.gov

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

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)
Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

PRINT FULL FORM

MARCUS J. MOLINARO
COUNTY EXECUTIVE



NOEL H.S. KNILLE, AIA, ASLA
COMMISSIONER

ROBERT H. BALKIND, P.E.
DEPUTY COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

To: Noel Knille, AIA, ASLA, Commissioner

From: Robert H. Balkind, P.E., Deputy Commissioner 

Date: September 10, 2014

Re: Resolution to adopt a FEAF and a Negative Dec. of Significance for a coordinated SEQR review of proposed capital project (PIN 8755.38) to rehabilitate Beekman Rd. (CR 9).

The attached Resolution Request would adopt the attached Full Environmental Assessment Form and make a Negative Declaration of Significance under SEQR for the proposed capital project to make highway improvements on Beekman Road (CR9), between the Northbound Taconic State Parkway Ramps/Old Sylvan Lake Road and Sylvan Lake Road (CR 10). The project was determined to be a Type I action under SEQR and the County of Dutchess has been declared the lead agency in the coordinated SEQR review of the involved capital project. The project is located in the Towns of Beekman and East Fishkill, Dutchess County, New York.

Should you have any questions, please do not hesitate to contact our office.

Thank you.

2014 SEP 10 PM 4:50
COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Serino		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

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

2014271 ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR PROPOSED HIGHWAY IMPROVEMENTS ON BEEKMAN ROAD (CR9), TOWNS OF BEEKMAN AND EAST FISHKILL (PIN 8755.38)

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014271 ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR PROPOSED HIGHWAY IMPROVEMENTS ON BEEKMAN ROAD (CR9), TOWNS OF BEEKMAN AND EAST FISHKILL (PIN 8755.38)

Date: October 14, 2014

RESOLUTION NO. 2014272

RE: ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR PROPOSED HIGHWAY IMPROVEMENTS ON OLD HOPEWELL ROAD (CR28) (PIN 8755.44) AND RECONSTRUCTION OF OLD HOPEWELL ROAD (CR28) ALL ANGELS HILL ROAD (CR94) INTERSECTION, TOWN OF WAPPINGER (PIN 8758.71)

Legislators MICCIO, SURMAN, HUTCHINGS, BOLNER, INCORONATO, and KELSEY offer the following and move its adoption:

WHEREAS, Dutchess County is considering two proposed projects: PIN 8755.44 – Rehabilitation of Old Hopewell Road (CR 28), US Route 9 to All Angels Hill Road (CR94) and PIN 8758.71 – Old Hopewell Road (CR28)/All Angels Hill Road (CR94) Intersection Improvements, which project is located in the Town of Wappinger, County of Dutchess, and

WHEREAS, the proposed projects consist of highway improvements on Old Hopewell Road, from NYS Route 9 to All Angels Hill Road (CR94), and reconstruction of the Old Hopewell Road/All Angels Hill Road Intersection, in the Town of Wappinger, Dutchess County, and

WHEREAS, the Legislature has reviewed the Full Environmental Assessment Form (EAF) for the involved action, a copy of which is annexed hereto, prepared by the Department of Public Works and agrees with its conclusion that the involved projects will not have a Significant Negative Impact on the Environment, based on the criteria provided in 6 NYCRR 617.7(a)-(c), and

WHEREAS, the Legislature has reviewed the attached Notice of Determination of Non-Significance prepared by the Department of Public Works and agrees with the reasons supporting this determination provided in this notice, now, therefore, be it

RESOLVED, that Dutchess County hereby approves and adopts the attached Full Environmental Assessment Form and Notice of Determination of Non-Significance for the Rehabilitation of Old Hopewell Road (CR 28), US Route 9 to All Angels Hill Road (CR94) and Old Hopewell Road (CR28)/All Angels Hill Road (CR94) Intersection Improvements in accordance with 6 NYCRR 617.7(a)-(c).

CA-179-14
CAB/ca/R-0931-B
9/12/14
Fiscal Impact: See attached statement

APPROVED

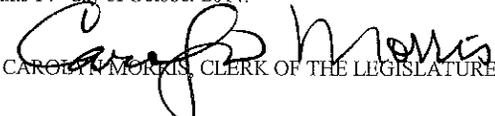
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/17/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____

Over Five Years: _____

Additional Comments/Explanation:

Involved resolution-deals with Dutchess County adopting a FEAF and making a Negative Declaration of Significance for the SEQR review on the subject capital project, which is funded through other resolutions.

Prepared by: Brad Barclay

MARCUS J. MOLINARO
COUNTY EXECUTIVE



NOEL H.S. KNILLE, AIA, ASLA
COMMISSIONER

ROBERT H. BALKIND, P.E.
DEPUTY COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

To: Noel Knille, AIA, ASLA, Commissioner

From: Robert H. Balkind, P.E., Deputy Commissioner *(RB)*

R 931 B

Date: September 10, 2014

Re: Resolution to adopt FEAF and Negative Dec. of Significance for a coordinated SEQR review of proposed capital projects PIN 8755.44 and 8758.71 to make highway improvements on Old Hopewell Road (CR28) and its intersection with All Angels Hill Road (CR 94).

The attached Resolution Request would adopt the attached Full Environmental Assessment Form and make a Negative Declaration of Significance under SEQR for the proposed capital project to make highway improvements on Old Hopewell Road (CR 28), from NYS Route 9 to All Angels Hill Road (CR 94), including the reconstruction of the Old Hopewell Road/All Angels Hill Road Intersection. The project was determined to be a Type I action under SEQR and the County of Dutchess has been declared the lead agency in the coordinated SEQR review of the involved capital project. The project is located in the Towns of Beekman and East Fishkill, Dutchess County, New York.

of Wappinger.
Should you have any questions, please do not hesitate to contact our office.

Thank you.

ATTACHMENTS TO THIS NOTICE:

- Full Environmental Assessment Form (EAF) Part 1 & 2
- Preliminary Site Plan
- Location map (as shown on plan)
- Return Envelope

A copy of this Notice is being sent to the following INVOLVED AND INTERESTED AGENCIES:

Involved Agencies:

Daniel Whitehead, Regional Permit Administrator
NYSDEC
21 South Putt Corners Road
New Paltz, NY 12561-1620

William Gorton, PE, Acting Regional Director
NYSDOT Region 8
Eleanor Roosevelt State Office Building
4 Burnett Boulevard
Poughkeepsie, NY 12603

Stephan Ryba, Chief, Eastern Permits Section
U.S. Army Corps of Engineers-New York District
Attn: Regulatory Branch-Room 1937
26 Federal Plaza
New York, NY 10278-0090

Mr. David A. Stillwell
United States Department of Interior
Fish and Wildlife Service
3817 Luker Road
Cortland, New York 13054

Interested Agencies:

Ruth L. Pierpont, Director
New York State Office of Parks, Recreation & Historic Preservation
Historic Preservation Field Services Bureau
Peebles Island, PO Box 189
Waterford, NY 12188-0189

Barbara Gutzler, Supervisor
Town of Wappinger
20 Middlebush Road
Wappingers Falls, NY 12590

STATE OF NEW YORK
COUNTY OF DUTCHESS

Proposed Lead Agency: Dutchess County Department of Public Works

Name of Proposed Action/Project: PIN 8755.44 - Rehabilitation of Old Hopewell Road, County Route 28, US Route 9 to All Angels Hill Road (County Route 94) and PIN 8758.71 - Old Hopewell Road (County Route 28)/All Angels Hill Road (County Route 94) Intersection Improvements.

RESPONSE TO REQUEST THAT THE ABOVE NAMED AGENCY SERVE AS LEAD AGENCY REGARDING THE ABOVE ACTION

On behalf of _____, I, _____, acknowledge receipt of the Lead Agency Notice in this matter.

The above-named involved agency hereby:

[PLEASE CHECK ONE]

- CONSENTS that the proposed agency serve as lead agency in this application, and requests that the undersigned continue to be notified of SEQR determinations, proceedings and hearings in this matter.
- DOES NOT CONSENT that the proposed agency serving as lead agency in this application, and wishes that _____ serve as lead agency. To contest lead agency designation, the undersigned intends to follow the procedures outlined in 6 NYCRR 617.6(b)(5).
- TAKES NO POSITION on Lead Agency designation.

DATED: _____, New York

Agency Name

By: _____
[signature]

[print signer's name]

Please return to:

Mr. Robert H. Balkind, P.E., Deputy Commissioner
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12603

*Full Environmental Assessment Form
Part 1 - Project and Setting*

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Sponsor Information.

Name of Action or Project: PIN 8755.44 Rehabilitation of Old Hopewell Rd (CR 28), and PIN 8758.71 Old Hopewell Rd (CR 28)/All Angels Hill Rd (CR 94) Intersection Improvements		
Project Location (describe, and attach a general location map): Old Hopewell Rd from US Route 9 to All Angels Hill Rd		
Brief Description of Proposed Action (include purpose or need): The objective of the project is to improve safety and traffic operating conditions along the Old Hopewell Rd corridor between the limits described above by removing non-standard geometric features. The existing pavement will be rehabilitated, four foot minimum paved shoulders will be provided, roadside drainage and guide railing will be upgraded, and pavement striping and signing will be installed to meet NYSDOT current design standards. Left turn lanes will be added at several intersections. Traffic signals will be upgraded at the CR 28/CR 94 intersection and new signals will be provided at two additional locations.		
Name of Applicant/Sponsor: Dutchess County Department of Public Works		Telephone: 845-486-2925 E-Mail: gbenfley@dutchessny.gov
Address: 626 Dutchess Turnpike		
City/PO: Poughkeepsie	State: NY	Zip Code: 12603
Project Contact (if not same as sponsor; give name and title/role): same as sponsor		Telephone: E-Mail:
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor): same as sponsor		Telephone: E-Mail:
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No or Village Board of Trustees		
b. City, Town or Village Planning Board or Commission <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
c. City Council, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dutchess County Department of Public Works	
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	New York State Department of Transportation, New York State DEC	
h. Federal agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	US Army Corps of Engineers, Federal Highway Administration	
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part 1 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	<input type="checkbox"/> Yes <input type="checkbox"/> No
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, identify the plan(s):	

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, identify the plan(s):	

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
 If Yes, what is the zoning classification(s) including any applicable overlay district?

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
 If Yes,
 i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Wappinger Central School District

b. What police or other public protection forces serve the project site?
Dutchess County Sheriff's Office and New York State Police

c. Which fire protection and emergency medical services serve the project site?
Hughsonville Fire Department, New Hackensack Fire Department, and Town of Wappinger EMS

d. What parks serve the project site?
N/A

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)?

b. a. Total acreage of the site of the proposed action? 18 acres
 b. Total acreage to be physically disturbed? 18 acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 100+ acres

c. Is the proposed action an expansion of an existing project or use? Yes No
 i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % 25 Units: acres

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
 If Yes,
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

 ii. Is a cluster/conservation layout proposed? Yes No
 iii. Number of lots proposed? _____
 iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will proposed action be constructed in multiple phases? Yes No
 i. If No, anticipated period of construction: 14 months
 ii. If Yes:
 • Total number of phases anticipated _____
 • Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
 • Anticipated completion date of final phase _____ month _____ year
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase	_____	_____	_____	_____
At completion of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

i. Total number of structures _____
 ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length
 iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

i. Purpose of the impoundment: _____
 ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____
 iii. If other than water, identify the type of impounded/contained liquids and their source. _____
 iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
 v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length
 vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? Yes No
 (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
 If Yes:

i. What is the purpose of the excavation or dredging? Roadway widening
 ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
 • Volume (specify tons or cubic yards): 9000 cubic yards
 • Over what duration of time? 14 months
 iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
Existing earth adjacent to roadway for shoulder construction. Disposal of material will be in accordance with local, state and federal regulations.
 iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____
 v. What is the total area to be dredged or excavated? _____ 5 acres
 vi. What is the maximum area to be worked at any one time? _____ 1 acres
 vii. What would be the maximum depth of excavation or dredging? _____ 2 feet
 viii. Will the excavation require blasting? Yes No
 ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): DEC wetland: WF-5; streams: 857-20, 862-281, 867-13.

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will proposed action cause or result in disturbance to bottom sediments? Yes No

If Yes, describe: _____ Yes No

iv. Will proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No

If Yes: *i.* Total anticipated water usage/demand per day: _____ gallons/day Yes No

ii. Will the proposed action obtain water from an existing public water supply? Yes No

- If Yes:
- Name of district or service area: _____ Yes No
 - Does the existing public water supply have capacity to serve the proposal? Yes No
 - Is the project site in the existing district? Yes No
 - Is expansion of the district needed? Yes No
 - Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No

If Yes: Describe extensions or capacity expansions proposed to serve this project: _____

• Source(s) of supply for the district: _____ Yes No

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No

- If, Yes:
- Applicant/sponsor for new district: _____
 - Date application submitted or anticipated: _____
 - Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), maximum pumping capacity: _____ gallons/minute. Yes No

d. Will the proposed action generate liquid wastes? Yes No

If Yes: *i.* Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No

- If Yes:
- Name of wastewater treatment plant to be used: _____
 - Name of district: _____ Yes No
 - Does the existing wastewater treatment plant have capacity to serve the project? Yes No
 - Is the project site in the existing district? Yes No
 - Is expansion of the district needed? Yes No

Yes No
 Yes No
 If Yes:
 • Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:
 • Applicant/sponsor for new district: _____
 • Date application submitted or anticipated: _____
 • What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge, or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:
 i. How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or _____ ³ acres (impervious surface)
 _____ Square feet or _____ acres (parcel size)

ii. Describe types of new point sources. New water quality swales will be constructed to collect sheet flow from the pavement.

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?
Stormwater will be directed to proposed swales and existing features adjacent to the roadway.

 • If to surface waters, identify receiving water bodies or wetlands: _____
There are several unnamed perennial and intermittent streams and wetlands throughout the corridor which currently collect runoff.

 • Will stormwater runoff flow to adjacent properties? Yes No

iv. Does proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:
 i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

 ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

 iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:
 i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
 ii. In addition to emissions as calculated in the application, the project will generate:
 • _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 • _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 • _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of semi-trailer truck trips/day: _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____

iii. Will the proposed action require a new, or an upgrade to, an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

i. During Construction:		ii. During Operations:	
• Monday - Friday: _____	8 am - 4 pm	• Monday - Friday: _____	24 hours
• Saturday: _____		• Saturday: _____	24 hours
• Sunday: _____		• Sunday: _____	24 hours
• Holidays: _____		• Holidays: _____	24 hours

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No

If yes:

i. Provide details including sources, time of day and duration:
Construction vehicles during periods of work.

ii. Will proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No
 Describe: _____

n. Will the proposed action have outdoor lighting? Yes No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No
 Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No

If Yes:

i. Product(s) to be stored _____

ii. Volume(s) _____ per unit time _____ (e.g., month, year)

iii. Generally describe proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No

If Yes:

i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: _____ tons per _____ (unit of time)
- Operation : _____ tons per _____ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction: _____
- Operation: _____

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction: _____
- Operation: _____

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

Urban Industrial Commercial Residential (suburban) Rural (non-farm)

Forest Agriculture Aquatic Other (specify): _____

ii. If mix of uses, generally describe: _____

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	8.3	11.0	2.7
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	9.2	7.0	2.2
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)	0.5	0	0.5
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation? Yes No
 i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
 If Yes,
 i. Identify Facilities: _____

e. Does the project site contain an existing dam? Yes No
 If Yes:
 i. Dimensions of the dam and impoundment:
 • Dam height: _____ feet
 • Dam length: _____ feet
 • Surface area: _____ acres
 • Volume impounded: _____ gallons OR acre-feet
 ii. Dam's existing hazard classification: _____
 iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
 If Yes:
 i. Has the facility been formally closed? Yes No
 • If yes, cite sources/documentation: _____
 ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____
 iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
 If Yes:
 i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
 If Yes:
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes - Spills Incidents database Provide DEC ID number(s): _____
 Yes - Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
 ii. If site has been subject of RCRA corrective activities, describe control measures: _____
 iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
 If yes, provide DEC ID number(s): 314088
 iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):
 Remediation of the site is complete.

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ >6 feet Yes No

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

DwC Dutchess-Cardigan rolling	31 %
PzB Punsit silt loam	28 %
DwB Dutchess-Cardigan undulating	18 %

d. What is the average depth to the water table on the project site? Average: _____ feet

e. Drainage status of project site soils: Well Drained: 62 % of site
 Moderately Well Drained: 5 % of site
 Poorly Drained: 33 % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: 70 % of site
 10-15%: 20 % of site
 15% or greater: 10 % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features. Yes No

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

Streams:	Name 857-20, 862-281, 857-13	Classification C
Lakes or Ponds:	Name _____	Classification _____
Wetlands:	Name Various Federal and State wetlands.	Approximate Size _____
Wetland No. (if regulated by DEC)	WF-5	

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100 year Floodplain? Yes No

k. Is the project site in the 500 year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: Primary Aquifer, Principal Aquifer

m. Identify the predominant wildlife species that occupy or use the project site:
 White-tailed deer _____

n. Does the project site contain a designated significant natural community? Yes No
 If Yes:
 i. Describe the habitat/community (composition, function, and basis for designation): _____
 ii. Source(s) of description or evaluation: _____
 iii. Extent of community/habitat:
 • Currently: _____ acres
 • Following completion of project as proposed: _____ acres
 • Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? Yes No
 Blanding's turtle, bald eagle, bog turtle, Indiana bat, New England cottontail and shortnose sturgeon.

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? Yes No

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? Yes No
 If yes, give a brief description of how the proposed action may affect that use: _____

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
 If Yes, provide county plus district name/number: DUTC022

b. Are agricultural lands consisting of highly productive soils present? Yes No
 i. If Yes: acreage(s) on project site? _____
 ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? Yes No
 If Yes:
 i. Nature of the natural landmark: Biological Community Geological Feature
 ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No
 If Yes:
 i. CEA name: _____
 ii. Basis for designation: _____
 iii. Designating agency and date: _____

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on, or has been nominated by the NYS Board of Historic Preservation for inclusion on, the State or National Register of Historic Places?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input type="checkbox"/> Historic Building or District	
ii. Name: _____	
iii. Brief description of attributes on which listing is based: _____	
f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
g. Have additional archaeological or historic site(s) or resources been identified on the project site?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Describe possible resource(s): _____	
ii. Basis for identification: _____	
h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Identify resource: _____	
ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____	
iii. Distance between project and resource: _____ miles.	
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Identify the name of the river and its designation: _____	
ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666?	
<input type="checkbox"/> Yes <input type="checkbox"/> No	

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name COUNTY OF DUTCHESS Date 9/10/14

Signature  Title Robert H. Balkind, P.E.
Deputy Commissioner

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only [If applicable]
 Project: _____
 Date: _____

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

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

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

	<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES	
1. Impact on Land Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) <i>If "Yes", answer questions a - j. If "No", move on to Section 2.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>

2. Impact on Geological Features
 The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) NO YES
If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water
 The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h) NO YES
If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>

1. Other impacts: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater
 The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer.
 (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t)
 If "Yes", answer questions a - h. If "No", move on to Section 5.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

5. Impact on Flooding
 The proposed action may result in development on lands subject to flooding.
 (See Part 1. E.2)
 If "Yes", answer questions a - g. If "No", move on to Section 6.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input checked="" type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air

The proposed action may include a state regulated air emission source.
(See Part 1. D.2.f., D,2,h, D.2.g)

NO YES

If "Yes", answer questions a - f. If "No", move on to Section 7.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: i. More than 1000 tons/year of carbon dioxide (CO ₂) ii. More than 3.5 tons/year of nitrous oxide (N ₂ O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF ₆) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions vi. 43 tons/year or more of methane	D2g D2g D2g D2g D2g D2h	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals

The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.)

NO YES

If "Yes", answer questions a - j. If "No", move on to Section 8.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input type="checkbox"/>	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources
 The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.) NO YES
If "Yes", answer questions a - h. If "No", move on to Section 9.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

9. Impact on Aesthetic Resources
 The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1, E.1.a, E.1.b, E.3.h.)
If "Yes", answer questions a - g. If "No", go to Section 10.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

10. Impact on Historic and Archeological Resources
 The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1, E.3.e, f. and g.)
If "Yes", answer questions a - e. If "No", go to Section 11.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on or has been nominated by the NYS Board of Historic Preservation for inclusion on the State or National Register of Historic Places.	E3e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may occur wholly or partially within, or substantially contiguous to; an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: <u>Silver taking of land to accommodate shoulder construction.</u>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered "Yes", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (See Part 1. C.2.c, E.1.c., E.2.q.) <i>If "Yes", answer questions a - e. If "No", go to Section 12.</i>				<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b, E2h, E2m, E2o, E2n, E2p	<input type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input type="checkbox"/>		
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c, E1c, E2q	<input type="checkbox"/>	<input type="checkbox"/>		
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input type="checkbox"/>	<input type="checkbox"/>		
e. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>		

12. Impact on Critical Environmental Areas The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <i>If "Yes", answer questions a - c. If "No", go to Section 13.</i>				<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>		
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>		

13. Impact on Transportation

The proposed action may result in a change to existing transportation systems.
(See Part I. D.2.j)

NO YES

If "Yes", answer questions a - g. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy

The proposed action may cause an increase in the use of any form of energy.
(See Part I. D.2.k)

NO YES

If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____			

15. Impact on Noise, Odor, and Light

The proposed action may result in an increase in noise, odors, or outdoor lighting.
(See Part I. D.2.m., n., and o.)

NO YES

If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: <u>Increased noise levels by construction vehicles during work periods.</u>		<input checked="" type="checkbox"/>	<input type="checkbox"/>

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.)

NO YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____			

17. Consistency with Community Plans
 The proposed action is not consistent with adopted land use plans. NO YES
 (See Part 1. C.1, C.2, and C.3.)
 If "Yes", answer questions a - h. If "No", go to Section 18.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character
 The proposed project is inconsistent with the existing community character. NO YES
 (See Part 1. C.2, C.3, D.2, E.3)
 If "Yes", answer questions a - g. If "No", proceed to Part 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

Question 1: The construction of the new four foot wide shoulders will require excavation and minor grading to accommodate the widening. The majority of this work will be within County ROW. Impacts to adjacent land will be minimal.

Question 3: The construction of the shoulders will impact approximately 0.49 acres of freshwater wetlands throughout the 30 wetlands along the project corridor. The majority of the impacts will be limited to a bandwidth several feet wide adjacent to the roadway.

Question 5: The project will provide new drainage features that are designed to provide improved flow and will reduce potential flooding conditions.

Question 10: A property located at the intersection of Old Hopewell Road and All Angels Hill Road is registered as a Dutchess County historic site. Impacts to this property will be limited to strip takings along the adjacent roadway. There are no impacts to the existing building.

Question 15: Construction vehicles operating during the course of construction may generate noise levels above that of the ambient levels. This work will be limited to daytime work periods

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: Type 1 Unlisted

Identify portions of EAF completed for this Project: Part 1 Part 2 Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
the County of Dutchess _____ as lead agency that:

A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.d).

C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: PIN 8756.44 and 8758.71- Rehabilitation of Old Hopewell Road (CR 28) and Its Intersection with All Angels Road (CR 94)

Name of Lead Agency: County of Dutchess

Name of Responsible Officer in Lead Agency: Robert H. Balkind, P.E.

Title of Responsible Officer: Deputy Commissioner of the DC Dept. of Public Works

Signature of Responsible Officer in Lead Agency:

Date: 9/10/14

Signature of Preparer (if different from Responsible Officer)

Date: 9/10/14

For Further Information:

Contact Person: Greg Bentley, P.E.

Address: 626 Dutchess Turnpike

Telephone Number: (845) 486-2925

E-mail: gbentley@dutchessny.gov

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

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

PRINT FULL FORM

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Serino		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

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

2014272 ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR PROPOSED HIGHWAY IMPROVEMENTS ON OLD HOPEWELL ROAD (CR28) (PIN 8755.44) AND RECONSTRUCTION OF OLD HOPEWELL ROAD (CR28) ALL ANGELS HILL ROAD (CR94) INTERSECTION, TOWN OF WAPPINGER (PIN 8758.71)

Date: October 8, 2014

Roll Call Sheets

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

Present:	<u>25</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>25</u>	<u>0</u>
Absent:	<u>0</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2014272 ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR PROPOSED HIGHWAY IMPROVEMENTS ON OLD HOPEWELL ROAD (CR28) (PIN 8755.44) AND RECONSTRUCTION OF OLD HOPEWELL ROAD (CR28) ALL ANGELS HILL ROAD (CR94) INTERSECTION, TOWN OF WAPPINGER (PIN 8758.71)

Date: October 14, 2014

RESOLUTION NO. 2014273

RE: ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR A PROPOSED PROJECT, HARLEM VALLEY RAIL TRAIL PHASE 4 IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA COUNTY (PIN 8758.74)

Legislators MICCIO, PULVER, KELSEY, SURMAN, SERINO, and SAGLIANO offer the following and move its adoption:

WHEREAS, Dutchess County is considering a proposed project: (PIN 8758.74), Harlem Valley Rail Trail Phase 4, and

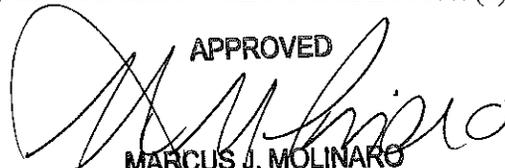
WHEREAS, the proposed project consists of developing a shared use path along approximately eight (8) miles of an abandoned railroad corridor known as the Harlem Valley Rail Line, which project is located in the Village of Millerton and Town of North East, Dutchess County and the Town of Ancram, Columbia County, and

WHEREAS, this Legislature has reviewed the Full Environmental Assessment Form (EAF) for the involved action, a copy of which is annexed hereto, prepared by the Department of Public Works, and agrees with its conclusion that the involved project will not have significant adverse impacts on the environment, based on the criteria provided in 6 NYCRR 617.7(a)-(c), and

WHEREAS, the Legislature has reviewed the attached Notice of Determination of Non-Significance prepared by the Department of Public Works and agrees with the reasons supporting this determination provide in this notice now, therefore, be it

RESOLVED, that Dutchess County hereby approves and adopts the attached Full Environmental Assessment Form and Notice of Determination of Non-Significance for the project, (PIN 8758.74) – Harlem Valley Rail Trail Phase 4, in the Village of Millerton and Town of North East, Dutchess County and the Town of Ancram, Columbia County in accordance with 6 NYCRR 617.7(a)-(c).

CA-184-14
CAB/ca/R-0480-C
9/17/14
Fiscal Impact: See attached statement

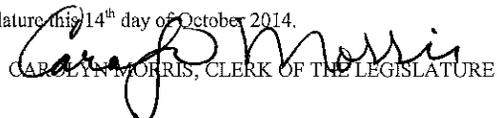
APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

This Fiscal Impact Statement is related to Adoption of a SEQRA Negative Declaration reflecting the finding of non-significance for construction of the Federally Funded project identified as PIN 8758.74 Harlem Valley Rail Trail Phase 4, Village of Millerton and Town of Northeast, Dutchess County and Town of Ancram, Columbia County.

Prepared by: Jefferson H. Akins, P.E., Assistant Civil Engineer II

617.20
Appendix A
State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM

PURPOSE: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance. The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

FULL EAF COMPONENTS: The full EAF is comprised of three parts:

- Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Part 2 and 3.
- Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The form also identified whether an impact can be mitigated or reduced.
- Part 3:** If any impact in Part 2 is identified as potentially-large, than Part 3 is used to evaluate whether or not the impact is actually important.

DETERMINATION OF SIGNIFICANCE -- Type 1 and Unlisted Actions

Identify the Portions of EAF completed for this project: Part 1 Part 2 Part 3

Upon review of the information recorded on this EAF (Parts 1, 2 and 3 if appropriate), and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A. The project will not result in any large and important impact(s) and, therefore, is one which will not have a significant impact on the environment, therefore, a **negative declaration will be prepared.**
- B. Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore, a **CONDITIONED negative declaration will be prepared.***
- C. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore, a **positive declaration will be prepared.**

*A Conditioned Negative Declaration is only valid for Unlisted actions.

Harlem Valley Rail Trail, Phase 4

NAME OF ACTION

Dutchess County Department of Public Works

NAME OF LEAD AGENCY

Robert H. Balkind

PRINT OR TYPE NAME OF RESPONSIBLE OFFICER IN LEAD AGENCY

SIGNATURE OF RESPONSIBLE OFFICER IN LEAD AGENCY

Deputy Commissioner

TITLE OF RESPONSIBLE OFFICER

SIGNATURE OF PREPARED (IF DIFFERENT FROM RESPONSIBLE OFFICER)

9/17/14

Date

PART 1 – PROJECT INFORMATION
PREPARED BY PROJECT SPONSOR

Notice: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire form, Parts A through E. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete Parts 2 and 3.

It is expected that completion of the full EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

NAME OF ACTION: Harlem Valley Rail Trail, Phase 4			
LOCATION OF ACTION: Village of Millerton / Town of North East, Dutchess County; Town of Ancram, Columbia County (include street address, municipality and County)			
NAME OF APPLICANT/SPONSOR: Robert H. Balkind		845-486-2901	
Dutchess County DPW		BUSINESS TELEPHONE	
626 Dutchess Turnpike	Poughkeepsie	NY	12603
STREET ADDRESS	CITY/PO	STATE	ZIP
NAME OF OWNER (IF DIFFERENT): New York State		518-457-5100	
50 Wolf Road		BUSINESS TELEPHONE	
	Albany	NY	12232
STREET ADDRESS	CITY/PO	STATE	ZIP
<p>DESCRIPTION OF ACTION: This project proposes to develop a shared-use path in the Village of Millerton and Town of North East, Dutchess County, and Town of Ancram, Columbia County. The trail, which is considered Phase 4 of the greater Harlem Valley Rail Trail (HVRT), would span approximately 13.2 km (8 miles). The trail would originate at Main Street in the Village of Millerton (Route 44) and terminate at Under Mountain Road in the Town of Ancram.</p> <p>The project would include placement of a 3.0 m (10 feet) wide shared use path within former railroad right-of-way currently owned by New York State Office of Parks, Recreation, and Historic Preservation (NYSOPRHP). A clear area would extend 0.6 m (2 feet) beyond each trail edge where space is available. The shared use path would be paved with asphalt and run in a north – south direction.</p>			

Please complete each question –Indicate N.A. if not applicable.

A. SITE DESCRIPTION

Physical setting of overall project, both developed and undeveloped areas.

1. Present land use: Urban Industrial Commercial Residential(suburban) Rural (non-farm)
 Forest Agriculture Other Abandoned railroad - Currently State Owned

2. Total acreage of project area: 67 acres.

<u>APPROXIMATE ACREAGE</u>	<u>PRESENTLY</u>	<u>AFTER COMPLETION</u>
Meadow or Brushland (Non-agricultural)	<u>20.5</u> acres	<u>15.6</u> acres
Forested	<u>20</u> acres	<u>15.6</u> acres
Agricultural (includes orchards, cropland, pasture, etc.)	<u>1</u> acres	<u>1</u> acres
Wetland (Freshwater or tidal as per Articles 24,25 of ECL)	<u>18</u> acres	<u>17.5</u> acres
Water Surface Area	<u>4</u> acres	<u>4</u> acres
Unvegetated (Rock, earth or fill)	<u>3</u> acres	<u>3</u> acres
Roads, buildings and other paved surfaces	<u>0.5</u> acres	<u>10.3</u> acres
Other (Indicate type)	<u>0</u> acres	<u>0</u> acres

3. What is predominant soil type(s) on project site? _____
- a. Soil drainage:
- well drained 20% of site
 - Moderately well drained 10% of site
 - Poorly drained 70% of site

- b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land Classification System? _____ Acres (See 1 NYCRR 370):
- 4. Are there bedrock outcroppings on project site? Yes No.
 - a. What is depth to bedrock? 6 (in feet):
- 5. Approximate percentage of proposed project site with slopes?
 - 0-10% 95 % 10-15% 5 % 15% or greater _____ %.
- 6. Is project substantially contiguous to, or contain a building, site, or district, listed on the State or the National Registers of Historic Places? Yes No
- 7. Is project substantially contiguous to, to a site listed on the Register of National Natural Landmarks?
 - Yes No
- 8. What is the depth of the water table: _____ (in feet)
- 9. Is the site located over a primary, principal, or sole source aquifer? Yes No.
- 10. Do hunting, fishing or shall fishing opportunities presently exist in the project area? Yes No.
- 11. Does project site contain any species of plant or animal life that is identified as threatened or endangered?
 - Yes No. According to: NYSDEC & US Fish & Wildlife.
 - Identify each species: (see attached)
- 12. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations)? Yes No.
 - Describe:
- 13. Is the project site presently used by the community or neighborhood as an open space or recreation area?
 - Yes No.
 - If yes, explain:
- 14. Does the present site include scenic views known to be important to the community? Yes No.
- 15. Streams within or contiguous to project area? Nortse Creek, Nortse Creek Tibutaries (5 & 6), Webatuck Creek, Webatuck Creek Tributaries (26, 23, 8, 18, 19, 20, 21, & 22), Sawmill Brook.
- 16. Lakes, ponds, wetland areas within or contiguous to project area?

Name: State & Federally Regulated Wetlands	Size (in acres) <u>18</u>
Name:	Size (in acres) _____
Name:	Size (in acres) _____
- 17. Is the site served by existing public utilities? Yes No.
 - a. If yes, does sufficient capacity exist to allow connection: Yes No.
 - b. If yes, will improvements be necessary to allow connection: Yes No.
- 18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No.
- 19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6 NYCRR 6177? Yes No.
- 20. Has the site ever been used for the disposal of solid or hazardous wastes? Yes No.

B. PROJECT DESCRIPTION

- 1. Physical dimensions and scale of project (fill in dimensions as appropriate).
 - a. Total contiguous acreage owned or controlled by project sponsor _____ acres.
 - b. Project acreage to be developed: _____ acres initially; _____ acres ultimately.
 - c. Project acreage to remain undeveloped _____ acres.
 - d. Length of project, in miles: 8 (if appropriate).
 - e. If the project is an expansion, indicate percent of expansion proposed N/A %
 - f. Number of off-street parking spaces existing 0; proposed 50.

- g. Maximum vehicular trips generated per hour 10 (upon completion of project).
- h. If residential, number and type of housing units:

	One family	Two family	Multiple family	Condominium
Initially	N/A			
Ultimately				

- i. Dimensions (in feet) of largest proposed structure N/A height; _____ width; _____ length.
 - j. Linear feet of frontage along a public thoroughfare project will occupy is? _____ Ft.
2. How much natural material (i.e., rock, earth, etc.) will be removed from the site? 0 Tons/cubic yards.
 3. Will disturbed areas be reclaimed: Yes No N/A
 - a. If yes, for what intended purpose is the site being reclaimed? open space
 - b. Will topsoil be stockpiled for reclamation? Yes No
 - c. Will upper subsoil be stockpiled for reclamation? Yes No
 4. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site? 9.3 acres.
 5. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project? Yes No
 6. If single phase project: Anticipated period of construction _____ months, (including demolition).
 7. If multi-phased:
 - a. Total number of phases anticipated 2 (number).
 - b. Anticipated date of commencement phase 1 8 month 2010 year, (including demolition).
 - c. Approximate completion date of final phase 3 month 2012 year.
 - d. Is phase 1 functionally dependent on subsequent phases? Yes No
 8. Will blasting occur during construction? Yes No
 9. Number of jobs generated: during construction? 25; after project is complete? 0
 10. Number of job eliminated by this project? 0
 11. Will project require relocation of any projects or facilities: Yes No
If yes, explain _____
 12. Is surface liquid waste disposal involved? Yes No
 - a. If yes, indicate type of waste (sewage, industrial, etc.) and amount _____
 - b. Name of water body into which effluent will be discharged _____
 13. Is subsurface liquid waste disposal involved? Yes No Type: _____
 14. Will surface area of an existing water body increase or decrease by proposal? Yes No
Explain: _____
 15. Is project, or any portion of project, located in a 100 year flood plain? Yes No
 16. Will the project generate solid waste? Yes No
 - a. If yes, what is the amount per month? _____ Tons.
 - b. If yes, will an existing solid waste facility be used: Yes No
 - c. If yes, give name _____; location _____
 - d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes No
 - e. If yes, explain: _____
 17. Will the project involve the disposal of solid waste: Yes No.
 - a. If yes, what is the anticipated rate of disposal: _____ tons/month.
 - b. If yes, what is the anticipated site life: _____ years.
 18. Will project use herbicides or pesticides? Yes No.
 19. Will project routinely produce odors (more than one hour per day)? Yes No
 20. Will project produce operating noise exceeding the local ambient noise levels? Yes No
 21. Will project result in an increase in energy use? Yes No
If yes, indicate type(s) _____

22. If water supply is from wells, indicate pumping capacity N/A gallons/minute
23. Total anticipated water usage per day N/A gallons/day.
24. Does project involve Local, State or Federal funding? Yes No
 If yes, explain Local: Dutchess, Columbia Counties, & OPRHP (20 % of project total); Federal (80%).
25. Approvals Required:

		Type	Submittal Date
City, Town, Village Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
City, Town, Village Ping. Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
City, Town, Zoning Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
City, County Health Department	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Other Local Agencies	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Columbia County DPW; Dutchess County DPW - SEORA, Funding	
Other Regional Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
State Agencies	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NYSDEC - Environmental Permits NYSDOT - Highway Work Permit	
Federal Agencies	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	FHWA - NEPA Determination, Funding USF&W- T&E Species Concurrence USACOE - Wetland Review	

C. ZONING and PLANNING INFORMATION

1. Does proposed action involve a planning or zoning decision? Yes No
 If yes, indicate decision required:

<input type="checkbox"/> zoning amendment	<input type="checkbox"/> zoning variance	<input type="checkbox"/> special use permit	<input type="checkbox"/> subdivision	<input type="checkbox"/> site plan
<input type="checkbox"/> new/revision of master plan				
<input type="checkbox"/> resource management plan				
<input type="checkbox"/> Other:				

2. What is the zoning classification(s) of the site? _____
3. What is the maximum potential development of the site if developed as permitted by the present zoning?

4. What is the proposed zoning of the site? No change in zoning proposed.
5. What is the maximum potential development of the site if developed as permitted by the proposed zoning?
N/A
6. Is the proposed action consistent with the recommended uses in adopted local land use plans? Yes No
7. What are the predominant land use(s) and zoning classifications within a ¼ mile radius of proposed action?
Agricultural and Residential
8. Is the proposed action compatible with adjoining/surrounding land uses within a ¼ mile? Yes No
9. If the proposed action is the subdivision of land, how many lots are proposed? N/A
 a. What is the minimum lot size proposed? _____
10. Will proposed action require any authorization(s) for the formation of sewer or water districts? Yes No
11. Will the proposed action create a demand for any community provided serviced (recreation, education, police, fire protection)? Yes No
 a. If yes, is existing capacity sufficient to handle projected demand? Yes No

12. Will the proposed action result in the generation of traffic significantly above present levels? Yes No
 a. If yes, is the existing road network adequate to handle the additional traffic? Yes No

D. INFORMATIONAL DETAILS

Attach any additional information as may be needed to clarify your project. If there are, or may be, any adverse impacts associated with your proposal, please discuss such impacts and measures which you propose to mitigate or avoid them.

E. VERIFICATION

I certify that the information provided above is true to the best of my knowledge.

Applicant/Sponsor Name: Dutchess County DPW

Date: 9-16-14

Signature: [Handwritten Signature]

Title: Commissioner

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

**PART 2 – PROJECT IMPACTS AND THEIR MAGNITUDE
RESPONSIBILITY OF LEAD AGENCY**

GENERAL INFORMATION (Read Carefully)

- In completing the form, the reviewer should be guided by the question: *Have my responses and determinations been reasonable?* The reviewer is not expected to be an expert environmental analyst.
- The examples provided are to assist the reviewer by showing types of impacts and, wherever possible, the threshold of magnitude that would trigger a response in column 2. The examples are generally applicable throughout the State and for most situations. But, for any specific project or site other examples and/or lower thresholds may be appropriate for a Potential large Impact response, thus requiring evaluation in Part 3.
- The impacts of each project, on each site, in each locality, will vary. Therefore, the examples are illustrative and have been offered as guidance. They do not constitute an exhaustive list of impacts and thresholds to answer each question.
- The number of examples per question does not indicate the importance of each question.
- In identifying impacts, consider long term, short term and cumulative effects .

INSTRUCTIONS (Read Carefully)

- a. Answer each of the 20 questions in PART 2. Answer *Yes* if there will be *any* impact.
- b. Maybe answers should be considered as Yes answers.
- c. If answering *Yes* to a question, check the appropriate box (column 1 or 2) to indicate the potential size of the impact. If impact threshold equals or exceeds any example provided, check column 2. If impact will occur, but threshold is lower than example, check column 1.
- d. Identifying that an impact will be potentially large (column 2) does not mean that it is also necessarily significant. Any large impact must be evaluated in PART 3 to determine significance. Identifying an impact in column 2 simply asks that it be looked at further.
- e. If reviewer has doubt about size of the impact, then consider the impact as potentially large and proceed to PART 3.
- f. If a potentially large impact checked in column 2 can be mitigated by change(s) in the project to a small to moderate impact, also check the *Yes* box in column 3. A *No* response indicates that such a reduction is not possible. This must be explained in Part 3.

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
IMPACT ON LAND			
1. Will the proposed action result in a physical change to the project site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction of paved parking area for 1,000 or more vehicles.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction of land where the depth to the water table is less than 3 feet.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction that will continue for more than 1 year or involve more than one phase or stage.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil) per year.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction or expansion of a sanitary landfill.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction in a designated floodway.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
2. Will there be an effect to any unique or unusual land forms found on the site? (i.e., cliffs, dunes, geological formations, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
■ Specific land forms:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
3. Will proposed action affect any water body designated as protected? (Under articles 15, 24, 25 of the Environmental Conservation Law, ECL) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Examples that would apply to column 2:			
■ Developable area of site contains a protected water body.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Dredging more than 100 cubic yards of material from channel of a protected stream.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Extension of utility distribution facilities through a protected water body.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction in a designated freshwater or tidal wetland.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
4. Will proposed action affect any non-protected existing or new body of water? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ A 10% increase or decrease in the surface area of any body of water or more than a 10 acre increase or decrease.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction of a body of water that exceeds 10 acres of surface area.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
5. Will Proposed Action affect surface or groundwater quality or quantity? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ Proposed action will require a discharge permit.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action requires use of a source of water that does not have approval to serve proposed (project) action.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action requires water supply from wells with greater than 45 gallons per minute pumping capacity.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction or operation causing contamination of a water supply system.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will adversely affect groundwater.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Liquid effluent will be conveyed off the site to facilities which presently do not exist or have inadequate capacity.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action would use water in excess of 20,000 gallons per day.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action would likely cause siltation or other discharge into an existing body of water to the extent that there will be an obvious visual contrast to natural conditions.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will require the storage of petroleum or chemical products greater than 1,100 gallons.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will allow residential uses in areas without water and/or sewer services.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action locates commercial and/or industrial uses which may require new or expansion of existing waste treatment and/or storage facilities.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
6. Will proposed action alter drainage flow or patterns, or surface water runoff? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ Proposed action would change flood water flows.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action may cause substantial erosion.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action is incompatible with existing drainage patterns.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will allow development in a designated floodway.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
IMPACT ON AIR			
7. Will proposed action affect air quality? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ Proposed action will induce 1,000 or more vehicle trips in any given hour.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will result in the incineration of more than 1 ton of refuse per hour.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Emission rate of total contaminants will exceed 5 lbs. per hour or a heat source producing more than 10 million BTU's per hour.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will allow an increase in the amount of land committed to industrial use.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will allow an increase in the density of industrial development within existing industrial areas.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
IMPACT ON PLANTS AND ANIMALS			
8. Proposed action affect any threatened or endangered species? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ Reduction of one or more species listed on the New York or Federal list, using the site, over or near site, or found on the site.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Removal of any portion of a critical or significant wildlife habitat.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Application of pesticide or herbicide more than twice a year, other than for agricultural purposes.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
9. Will Proposed action substantially affect non-threatened or non-endangered species? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ Proposed action would substantially interfere with any resident or migratory fish, shellfish or wildlife species.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action requires the removal of more than 10 acres of mature forest (over 100 years of age) or other locally important vegetation.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
IMPACT ON AGRICULTURAL LAND RESOURCES			
10. Will the Proposed action affect agricultural land resources? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ Proposed action would sever, cross or limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Construction activity would excavate or compact the soil profile of agricultural land.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action would irreversibly convert more than 10 acres of agricultural land or if located in an Agricultural District, more than 2.5 acres of agricultural land.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action would disrupt or prevent installation of agricultural land management systems (e.g., subsurface drain lines, outlet ditches, strip cropping); or create a need for such measures (e.g., cause a farm field to drain poorly due to increased runoff).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:			
IMPACT ON AESTHETIC RESOURCES			
11. Will proposed action affect aesthetic resources? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (if necessary, use the Visual EAF Addendum in Section 617.20, Appendix B.) Examples that would apply to column 2:			
■ Proposed land uses, or project components obviously different from, or in sharp contrast to current surrounding land use patterns, whether man-made or natural.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed land uses or project components visible to users of aesthetic resources which will eliminate, or significantly reduce, their enjoyment of the aesthetic qualities of that resource.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed components that will result in the elimination, or significant screening, of scenic views known to be important to the area.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
IMPACT ON HISTORIC AND ARCHAEOLOGICAL RESOURCES			
12. Will proposed action impact any site or structure of historic, pre-historic or paleontological importance? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ Proposed action occurring wholly or partially within or substantially contiguous to any facility or site listed on the State or national Register of historic places.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Any impact to an archaeological site or fossil bed located within the project site.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will occur in an area designated as sensitive for archaeological sites on the NYS Site Inventory.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
IMPACT ON OPEN SPACE AND RECREATION			
13. Will proposed action affect the quantity or quality of existing or future open spaces or recreational opportunities? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Examples that would apply to column 2:			
■ The permanent foreclosure of a future recreational opportunity.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ A major reduction of an open space important to the community.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
IMPACT ON CRITICAL ENVIRONMENTAL AREAS			
14. Will proposed action impact the exceptional or unique characteristics of a critical environmental area (CEA) established pursuant to subdivision 6 NYCRR 617.14(g)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No. List the environmental characteristics that caused the designation of the CEA.:			
Examples that would apply to column 2:			
■ Proposed action to locate within the CEA.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will result in a reduction in the quantity of the resource.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will result in a reduction in the quality of the resource.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will impact the use, function or enjoyment of the resource.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
IMPACT ON TRANSPORTATION			
15. Will there be an affect to existing transportation systems? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No. Examples that would apply to column 2:			
■ Alteration of present patterns of movement of people and/or goods.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will result in major traffic problems.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
IMPACT ON ENERGY			
16. Will proposed action affect the community's sources of fuel or energy supply? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No. Examples that would apply to column 2:			
■ Proposed action will cause a greater than 5% increase in the use of any form of energy in the municipality.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two family residences or to serve a major commercial or industrial use.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
NOISE AND ODOR IMPACTS			
17. Will there be objectionable odors, noise, or vibrations as a result of the Proposed Action? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No. Examples that would apply to column 2:			
■ Blasting within 1,500 feet of a hospital, school or other sensitive facility.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Odors will occur routinely (more than one hour per day).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will produce operating noise exceeding the local ambient noise levels for noise outside of structures..	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will remove natural barriers that would act as a noise screen	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
IMPACT ON PUBLIC HEALTH			
18. Will Proposed action affect public health and safety? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No. Examples that would apply to column 2:			
■ Proposed action may cause a risk of explosion or release of hazardous substances (i.e., oil, pesticides, chemicals, radiation, etc.) in the event of accident or upset conditions, or there may be a chronic low level discharge or emission.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action may result in the burial of "hazardous wastes" in any form (i.e. toxic, poisonous, highly reactive, radioactive, irritating, infectious, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Storage facilities for one million or more gallons of liquified natural gas or other flammable liquids.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action may result in the excavation or other disturbance within 2,000 feet of a site used for the disposal of solid or hazardous waste.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
IMPACT ON GROWTH AND CHARACTER OF COMMUNITY OR NEIGHBORHOOD			
19. Will Proposed action affect the character of the existing community? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No. Examples that would apply to column 2:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ The permanent population of the city, town or village in which the project is located is likely to grow by more than 5%.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ The municipal budget for capital expenditures or operating services will increase by more than 5% per year as a result of this project.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ The Proposed action will conflict with officially adopted plans or goals.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ The Proposed action will cause a change in the density of land use.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ The Proposed action will replace or eliminate existing facilities, structures or areas of historic importance to the community.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Development will create a demand for additional community services (e.g., schools, police, fire, etc.).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will set an important precedent for future projects.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Proposed action will create or eliminate employment.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
■ Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
20. Is there, or is there likely to be, public controversy related to potential adverse environmental impacts? <input type="checkbox"/> Yes <input type="checkbox"/> No			
If any action in Part 2 is identified as a potential large impact, or if you cannot determine the magnitude of impact, proceed to Part 3.			

**PART 3 – EVALUATION OF THE IMPORTANCE OF IMPACTS
RESPONSIBILITY OF LEAD AGENCY**

Part 3 must be prepared if one or more impact(s) is considered to be potentially large, even if the impact(s) may be mitigated.

Instructions:

Discuss the following for each impact identified in column 2 of Part 2:

1. Briefly describe the impact.
2. Describe (if applicable) how the impact could be mitigated or reduced to a small to moderate impact by project change(s).
3. Based on the information available, decide if it is reasonable to conclude that this impact is important.

To answer the question of importance, consider:

- The probability of the impact occurring
- The duration of the impact
- Its irreversibility, including permanently lost resources of value
- Whether the impact can or will be controlled
- The regional consequence of the impact
- Its potential divergence from local needs and goals
- Whether known objections to the project relate to this impact

(Continue on attachments)

Project: _____

Date: _____

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

As defined by the preceding Part 2, the Harlem Valley Rail Trail Phase 4 has not identified any potentially moderate to large impacts therefore no significant adverse impacts are anticipated for the project.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: Type 1 Unlisted

Identify portions of EAF completed for this Project: Part 1 Part 2 Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
County of Dutchess as lead agency that:

A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.d).

C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: HARLEM VALLEY RAIL TRAIL PHASE 4

Name of Lead Agency: COUNTY OF DUTCHESS

Name of Responsible Officer in Lead Agency: Noel H.S. Knille

Title of Responsible Officer: Commissioner of Dutchess County Department of Public Works

Signature of Responsible Officer in Lead Agency:

Date: 9-16-14

Signature of Preparer (if different from Responsible Officer)

Date: 9/17/2014

For Further Information:

Contact Person: Robert H. Balkind, Deputy Commissioner of Dutchess County Department of Public Works

Address: 626 Dutchess Turnpike, Poughkeepsie, New York 12603

Telephone Number: (845) 486-2925

E-mail: rbalkind@dutchessny.gov

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

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

PRINT FULL FORM

626 Dutchess Turnpike
Poughkeepsie, NY 12603
Phone: (845) 486-2925
Fax: (845) 486-2940

Dutchess County
DPW ENGINEERING

Memo

TO: Noel H.S. Knille, AIA, ASLA, Commissioner of Public Works

FROM: Robert H. Balkind, P.E., Deputy Commissioner of Public Works (RH)

DATE: September 17, 2014

RE: **RESOLUTION REQUEST -- ADOPTION OF NEGATIVE
DECLARATION
PIN 8758.74 – HARLEM VALLEY RAIL TRAIL PHASE 4
VILLAGE OF MILLERTON AND TOWN OF NORTH EAST,
DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA
COUNTY**

The attached Resolution Request and Fiscal Impact Statement are submitted for the referenced project. The County has circulated for SEQRA Lead Agency status to involved and interested. After completing environmental reviews and studies, the Department of Public Works, in conjunction with its consultant team, has concluded that the project will have no significant adverse impact on the environment. The Harlem Valley Rail Trail – Phase IV project will develop a shared use path along approximately 8 miles of an abandoned railroad corridor known as the Harlem Valley Rail Line.

2014 SEP 17 10:00 AM

RECEIVED
PUBLIC WORKS
SEP 17 2014

Environment Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Serino		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 14 - Town of Wappinger	Amparo		
District 17 - Town and Village of Fishkill	Miccio (C)		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (VC)		
District 24 - Towns of Dover and Union Vale	Surman		

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

2014273 ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR A PROPOSED PROJECT, HARLEM VALLEY RAIL TRAIL PHASE 4 IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA COUNTY (PIN 8758.74)

Date: October 8, 2014

Roll Call Sheets

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

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

2014273 ADOPTION OF FULL ENVIRONMENTAL ASSESSMENT FORM AND NEGATIVE DECLARATION OF SIGNIFICANCE FOR A PROPOSED PROJECT, HARLEM VALLEY RAIL TRAIL PHASE 4 IN THE VILLAGE OF MILLERTON AND TOWN OF NORTH EAST, DUTCHESS COUNTY AND TOWN OF ANCRAM, COLUMBIA COUNTY (PIN 8758.74)

Date: October 14, 2014

RESOLUTION NO. 2014274

RE: AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO GENERAL CONTINGENCY (A.1990)

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

WHEREAS, the year 2014 Adopted County Budget included \$1,500,000 in the General Contingency Account, and

WHEREAS, the contingency fund has been depleted primarily due to increasing mandated transportation costs for the Preschool Special Education Program, the harsh winter we experienced in 2013-2014 which required additional funds for snow removal materials, and various other unexpected obligations, and

WHEREAS, it is now necessary to amend the 2014 Adopted County Budget to replenish the General Contingency Account, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2014 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1990.4007 General Contingency \$423,205

REVENUES

Increase

A.9998.95990 Appropriated Fund Balance \$423,205

CA-188-14
ca/G-106
10/1/14
Fiscal Impact: See attached statement

APPROVED

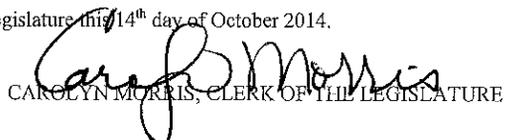
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 423,205

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):

A.9998.95990 Appropriated Fund Balance
A.1990.4007 General Contingency

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Replenishment required of General Contingency with Fund Balance. Depletion occurred primarily due to increasing mandated transportation costs for the Presechool Special Education Program and due to the hard winter we experienced in 2013-2014 additional funds were needed for snow removal materials, and various other unexpected obligations.

Prepared by: Rachel Kashimer Budget Office

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		
Present: <u>12</u>	Resolution: <u>✓</u>	Total : <u>12</u>	<u>0</u>
Absent: <u>0</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2014274 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO GENERAL CONTINGENCY (A.1990)

Date: October 8, 2014

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
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District 4 - Town of Hyde Park	Serino		
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District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014274 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO GENERAL CONTINGENCY (A.1990)

Date: October 14, 2014

RESOLUTION NO. 2014275

RE: AUTHORIZING PAYMENT OF 2012 UNENCUMBERED
VOUCHER FROM 2014 FUNDS – HUMAN RESOURCES/
RISK MANAGEMENT (A.1910.12)

Legislators BORCHERT, BOLNER, SAGLIANO, and FARLEY offer the following
and move its adoption:

WHEREAS, the submission of vouchers following the close of the 2012 budget year
has shown that there is an outstanding 2012 payment invoice in the Department of Human
Resources/Risk Management in the sum of \$4,292 for services to said department, and

WHEREAS, the Division of Risk Management never received the invoice and due to
transition in personnel during that time frame, they were unaware of the outstanding balance until now,
and

WHEREAS, said charges were proper except that appropriations that were made were
left unencumbered at the end of the close out date for submission for 2012, and

WHEREAS, the charges reflected by said voucher remains unpaid, and

WHEREAS, the State Comptroller has, pursuant to County Law Section 362, expressed
the opinion that claims for services rendered to a county in an earlier year may be paid in a later year if
the contracts were valid when made and if there are moneys legally available to be used for such
purposes (Opinion 69-686), now, therefore, be it

RESOLVED, that payment from 2014 funds is hereby approved from the following
accounts in the amounts indicated:

<u>Line Item No.</u>		<u>Amount</u>
A.1910.12.4401.105	Consulting Services	\$4,292

CA-181-14
KPB/ca/G-0175-A
9/15/14

APPROVED

 MARCUS J. MOLINARO
 COUNTY EXECUTIVE

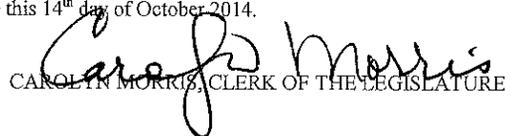
Fiscal Impact: Reduction of 2014 appropriations in amounts indicated.
See attached statements

Date 10/15/2014

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 14th day of October 2014, and that the same is
a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 4,292

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:

The December 2012 invoice amount of \$4,292 will be paid out of existing current year appropriations.

Prepared by: Rachel Kashimer x2018

vrs»vericclaim

A Staffs & Staffing Company

IRS Number: 36-3105904

PLEASE REMIT WITH OUR INVOICE NUMBER(S), TO ENSURE ACCURATE PROCESSING

Checks should be mailed to: VeriClaim, Inc. 1742 Momentum Place Chicago, IL 60689-5317 Billing Inquiries: 866-272-1307	Wire Credit Information for Fees only: Account Name: VeriClaim, Inc./Lockbox		
	Bank Name: Fifth Third Bank Address: 38 Fountain Square Cincinnati, OH 45202	ABA No. 042000314 Account No. 07233891238 Swift Code: FTBCUS3C	
Email remittance instruction to: payments@vericlaiminc.com			

Dutchess County
Dept. Of Risk Management, 22 Market Street
Poughkeepsie NY 12601

Date: Dec 03 2012
Our Ref: NYC08238160/KBS
Invoice No: A036200174

Attn: Rose Elena Marino

Policy No. Admin File	Insured COUNTY OF DUTCHESS	Client's Ref. No. Client Admin File
Date of Loss: Claimant:	Oct 01 2008 COUNTY OF DUTCHESS	

INTERIM INVOICE

December 2012 - Claims Admin File	4,291.67
Total	<u>34,291.67</u> Please Pay Above Total

PAYABLE IN U.S. CURRENCY UPON RECEIPT

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

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

2014275 AUTHORIZING PAYMENT OF 2012 UNENCUMBERED VOUCHER FROM 2014 FUNDS – HUMAN RESOURCES/RISK MANAGEMENT (A.1910.12)

Date: October 8, 2014

Roll Call Sheets

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

Present: 25

Absent: 0

Vacant: 0

Resolution: ✓

Motion: —

Total: 25 0

Yes No

Abstentions: 0

2014275 AUTHORIZING PAYMENT OF 2012 UNENCUMBERED VOUCHER FROM 2014 FUNDS – HUMAN RESOURCES/RISK MANAGEMENT (A.1910.12)

Date: October 14, 2014

RESOLUTION NO. 2014276

RE: ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
ASSESSED TO: SHADY CREEK COMMUNITY
GRID NO.: 134400-6362-02-524960-0000

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

WHEREAS, the Tax Collector of the Town of Pleasant Valley has returned unpaid to this office, County, Town, Special District and re-levied School Taxes based on the 2011, 2012 and 2013 tax rolls against grid number 134400-6362-02-524960-0000, and

WHEREAS, it has been determined by the Real Property Tax Service Agency and local Assessor that the assessment is erroneous due to a duplicate assessment, as this parcel is part of grid numbers:

Grid No.:	Assessed to:
134400-6362-02-509951-0000	Benedict, Walter A.
134400-6362-02-502953-0000	Dong, Mei Yue
134400-6362-01-498970-0000	Elezovic, Jozo
134400-6362-01-474982-0000	Billval LLC, and

WHEREAS, due to the erroneous assessment, the lien of said taxes is rendered unenforceable, now therefore, be it

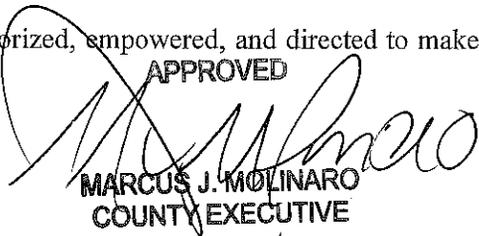
RESOLVED, that the Commissioner of Finance be and she is hereby authorized, empowered, and directed to cancel and charge back the erroneous taxes as follows:

		2011	2012	2013	Total
A342	Allow. For Uncollect. Taxes	45.63	46.74	13.83	106.20
A430.4400	Town of Pleasant Valley	6.78	7.18	7.83	21.79
A430.4400	Pleasant Valley Fire	2.50	2.80	3.11	8.41
A430.4400	Pleasant Valley Light	.30	.37	.47	1.14
A430.4400	Pleasant Valley Amb.	.13	.17	.18	.48
A440	Arlington Central School Dist.	40.24	43.29	46.06	129.59
	Totals:	95.58	100.55	71.48	267.61

and be it further

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

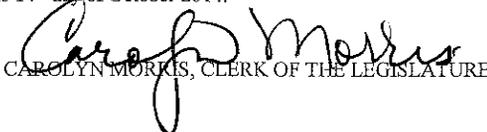
CA-165-14 KPB/ca G-194
9/2/14 Fiscal Impact: None
Fiscal Impact: None

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
 Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

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

2014276 ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
 ASSESSED TO: SHADY CREEK COMMUNITY
 GRID NO.: 134400-6362-02-524960-0000

Date: October 8, 2014

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 20 - Town of Red Hook	Strawinski		
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District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25

Absent: 0

Vacant: 0

Resolution: ✓

Motion:

Total: 25 0

Yes No

Abstentions: 0

2014276 ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
 ASSESSED TO: SHADY CREEK COMMUNITY
 GRID NO.: 134400-6362-02-524960-0000

Date: October 14, 2014

RESOLUTION NO. 2014277

RE: ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
 ASSESSED TO: SHADY CREEK COMMUNITY
 GRID NO.: 134400-6362-01-498985-0000

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

WHEREAS, the Tax Collector of the Town of Pleasant Valley has returned unpaid to this office, County, Town, Special District and re-levied School Taxes based on the 2011, 2012 and 2013 tax rolls against grid number 134400-6362-01-498985-0000, and

WHEREAS, it has been determined by the Real Property Tax Service Agency and local Assessor that the assessment is erroneous due to a duplicate assessment, as this parcel is part of:

Grid Number:	Assessed to:
134400-6362-02-513976-0000	Daley, Gordon S. & Brenda E.
134400-6362-02-514970-0000	Phillips, Duane M. & Nicole R.
134400-6362-02-515961-0000	Thoman, Ryan M.
134400-6362-02-509951-0000	Benedict, Walter A.
134400-6362-02-502953-0000	Dong, Mei Yue
134400-6362-01-498970-0000	Elezovic, Jozo
134400-6362-02-515950-0000	Romero, Jorge Cortes & Avila, Maria

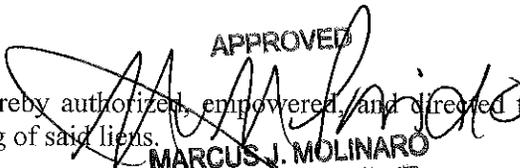
WHEREAS, due to the erroneous assessment, the lien of said taxes is rendered unenforceable, now therefore, be it

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

		<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>Total</u>
A342	Allow. For Uncollect. Taxes	122.96	129.54	82.31	334.81
A430.4400	Town of Pleasant Valley	30.46	32.82	36.70	99.98
A430.4400	Pleasant Valley Fire	14.90	16.66	18.52	50.08
A430.4400	Pleasant Valley Light	1.77	2.23	2.78	6.78
A430.4400	Pleasant Valley Amb.	.80	1.00	1.06	2.86
A440	Arlington Central School Dist.	239.43	257.59	274.09	771.11
	Totals:	410.32	439.84	415.46	1265.62

and be it further

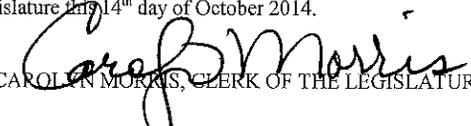
RESOLVED, that the County Clerk is hereby authorized, empowered, and directed to make the necessary changes in his office to correct the filing of said liens.

APPROVED

MARCUS J. MOLINARO
 COUNTY EXECUTIVE
 Date 10/15/2014

CA-166-14 KPB/ca G-194 9/2/14 Fiscal Impact: None
 STATE OF NEW YORK
 COUNTY OF DUTCHESS ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

Present: 12
 Absent: 0
 Vacant: 0

Resolution: ✓
 Motion:

Total : 12 0
 Yes No
 Abstentions: 0

2014277 ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
 ASSESSED TO: SHADY CREEK COMMUNITY
 GRID NO.: 134400-6362-01-498985-0000

Date: October 8, 2014

Roll Call Sheets

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

Present: 25 **Resolution:** ✓ **Total :** 25 0
Absent: 0 **Motion:** — **Yes** **No**
Vacant: 0 **Abstentions:** 0

2014277 ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
ASSESSED TO: SHADY CREEK COMMUNITY
GRID NO.: 134400-6362-01-498985-0000

Date: October 14, 2014

RESOLUTION NO. 2014278

RE: ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
 ASSESSED TO: SHADY CREEK COMMUNITY
 GRID NO.: 134400-6362-02-501971-0000

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

WHEREAS, the Tax Collector of the Town of Pleasant Valley has returned unpaid to this office, County, Town, Special District and re-levied School Taxes based on the 2011, 2012 and 2013 tax rolls against grid number 134400-6362-02-501971-0000, and

WHEREAS, it has been determined by the Real Property Tax Service Agency and local Assessor that the assessment is erroneous due to a duplicate assessment, as this parcel is part of:

Grid Number:	Assessed to:
134400-6362-02-513976-0000	Daley, Gordon S. & Brenda E.
134400-6362-02-514970-0000	Phillips, Duane M. & Nicole R.
134400-6362-02-515961-0000	Thoman, Ryan
134400-6362-02-509951-0000	Benedict, Walter A.
134400-6362-02-502953-0000	Dong, Mei Yue
134400-6362-01-498970-0000	Elezovic, Jozo
134400-6362-02-515950-0000	Romero, Jorge Cortes & Avila, Maria

WHEREAS, due to the erroneous assessment, the lien of said taxes is rendered unenforceable, now therefore, be it

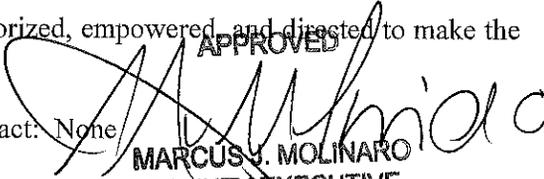
RESOLVED, that the Commissioner of Finance be and she is hereby authorized, empowered, and directed to cancel and charge back the erroneous taxes as follows:

		2011	2012	2013	Total
A342	Allow. For Uncollect. Taxes	328.42	349.53	264.21	942.16
A430.4400	Town of Pleasant Valley	93.37	100.94	113.38	307.69
A430.4400	Pleasant Valley Fire	47.83	53.46	59.45	160.74
A430.4400	Pleasant Valley Light	5.68	7.14	8.93	21.75
A430.4400	Pleasant Valley Amb.	2.56	3.20	3.41	9.17
A440	Arlington Central School Dist.	768.60	826.90	879.88	2475.38
	Totals:	1246.46	1341.17	1329.26	3916.89

and be it further

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

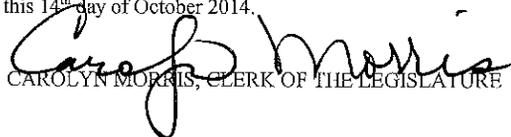
CA-167-14 KPB/ca G-194 9/2/14 Fiscal Impact: None

APPROVED

 MARCUS J. MOLINARO
 COUNTY EXECUTIVE
 Date 10/13/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


 CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

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

2014278 ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
 ASSESSED TO: SHADY CREEK COMMUNITY
 GRID NO.: 134400-6362-02-501971-0000

Date: October 8, 2014

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
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District 20 - Town of Red Hook	Strawinski		
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District 22 - Towns of Beekman and Union Vale	Hutchings		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

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

2014278 ERRONEOUS TAXES, TOWN OF PLEASANT VALLEY
ASSESSED TO: SHADY CREEK COMMUNITY
GRID NO.: 134400-6362-02-501971-0000

Date: October 14, 2014

RESOLUTION NO. 2014279

RE: ACQUISITION OF 503 HAIGHT AVENUE, LOCATED IN
THE TOWN OF POUGHKEEPSIE FROM THE ESTATE OF
JEAN W. PATRICK

Legislators MICCIO, FLESLAND, SURMAN, and NESBITT
offers the following and moves its adoption:

WHEREAS, the Estate of Jean W. Patrick owns 503 Haight Avenue,
located in the Town of Poughkeepsie (hereinafter referred to as “the property”), and

WHEREAS, the property has been leased by the County of Dutchess and
has been the site of the Dutchess County Office of Central and Information Services
(OCIS) for the past forty (40) years, and

WHEREAS, the Estate of Jean W. Patrick has made known its intent to
sell the property and has offered it for sale to the County, and

WHEREAS, during its occupancy the County has made substantial
improvements to the property primarily in the context of housing the facilities needed for
the operation of OCIS, and

WHEREAS, the relocation of OCIS to another site would amount to a
substantial expense of time and money, and

WHEREAS, the Commissioner of OCIS has determined that the property
will continue to meet the needs of the office for the foreseeable future, and, therefore, it is
desirable for the County to purchase the property rather than risk the loss through a sale
to a third party, and

WHEREAS, the County has commissioned an appraisal of the property
which has been conducted by Donald McGrath, and

WHEREAS, the appraisal obtained by the County reflects an opinion of
the value of the property in the amount of **ONE MILLION FIFTY THOUSAND
(\$1,050,000.00)** DOLLARS, and

WHEREAS, the Estate of Jean W. Patrick initiated negotiations with the
County for the sale of the property, and

WHEREAS, after negotiations, the County and the Estate of Jean W.
Patrick have agreed on a proposed purchase price for the property of **ONE MILLION
SEVENTY-FIVE THOUSAND (\$1,075,000.00)** DOLLARS, and

WHEREAS, the Estate of Jean W. Patrick and the County have negotiated a proposed contract of sale for the property, a copy of which is annexed hereto, and

WHEREAS, the County is of the opinion that given the extraordinary expense of time and money in removing OCIS to a new site along with the anticipated additional rental that the County would have to pay for such a site, justifies the expenditure of **TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS** more than the appraised value, and

WHEREAS, the Administrative Code of the County of Dutchess requires the County Legislature to approve any contract for the purchase of real property, now therefore, be it

RESOLVED, that the County Executive is hereby authorized to execute a contract of sale in substantially the same form as annexed hereto for the purchase of 503 Haight Avenue, Town of Poughkeepsie from the Estate of Jean W. Patrick for the sum of ONE MILLION SEVENTY-FIVE THOUSAND (\$1,075,000.00) DOLLARS.

CA-122-14
JMF/ca/R-0156-E
6/25/14; corrected 10/7/14
Fiscal Impact: See attached statement

APPROVED

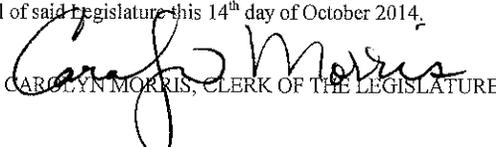
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ _____

Total Current Year Revenue \$ _____
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Please refer to Resolution 2014211 for the fiscal impact associated with acquisition of this parcel.

Prepared by: Rachel Kashimer, Budget Office

CONTRACT OF SALE

This Contract is made as of the _____ day of June, 2014, by and between THE ESTATE OF JEAN W. PATRICK, by William W. Patrick and John W. Patrick, as Co-Executors, with a mailing address of 510 Haight Avenue, Suite 103, Poughkeepsie, New York 12601 ("Seller"), and COUNTY OF DUTCHESS, a municipal corporation with offices at 22 Market Street, Poughkeepsie New York 12601, (the "Purchaser").

In consideration of the promises contained in this Contract, the parties hereby agree as follows:

1. **PREMISES.** The improved real property to be conveyed by this contract is known as 503 Haight Avenue, Town of Poughkeepsie, County of Dutchess, State of New York ; Tax Parcel Number 134689-6161-08-814783-000 (the "Property"), see Schedule "A" annexed hereto.

2. **PURCHASE PRICE.**

The Purchase price is	\$1,075,000.00
The Downpayment is	\$ 0.00
Balance at Closing by Cash	\$1,075,000.00

3. **CONTINGENCY.** Performance by this Contract of Sale by the Purchaser is contingent upon approval of this Contract of Sale and the adoption of a bond resolution to fund the purchase by the Dutchess County Legislature.

4. **SELLER.** It is understood that Jean W. Patrick, survived her husband Charles J. Patrick, and during her lifetime was the holder of a legal life estate of the Property under the Last Will and Testament of Charles J. Patrick and that pursuant said Will, upon the death of Jean W. Patrick, the personal representatives of Jean W. Patrick were empowered to take possession

of the Property and to do all acts necessary to transfer and distribute it to the persons entitled thereto, including the sale of the Property. Should there arise the requirement to have a representative of the Estate of Charles J. Patrick appointed to carry out this Contract of Sale, then the parties agree to reasonable adjournments to the Closing in order to accomplish said appointment.

5. **DUE DILIGENCE.** Purchaser shall have a due diligence period of 60 days following execution of this Contract of Sale. During the Due Diligence period Purchaser may undertake its due diligence investigations, including inspections and testing. If Purchaser's due diligence reveals a materially adverse Property condition as determined by a licensed engineer, or workers versed in the discipline of their trade, then Seller shall have forty five (45) days to remedy the condition or elect to cancel the contract. Copies of all tests and reports obtained by the Purchaser shall be provided to the Seller in the event a materially adverse Property condition is raised by Purchaser.

Purchaser agrees to indemnify and hold harmless Seller from any damage, costs or actions occasioned by the aforesaid tests and/or inspections including, without limitation, reasonable attorney's fees. Purchaser is obligated to restore the property to its condition as it existed prior to Purchaser's investigation. In the event Purchaser's environmental investigations reveal any contamination that exceeds applicable safety levels set by any government agency then and in that event, either party to this Contract reserves the right to terminate this contract on five (5) days notice to the other party.

Purchaser shall otherwise have the right to inspect the Premises during the due diligence period set forth herein and within forty eight (48) hours before the date of closing. Purchaser hereby represents and warrants that upon possession of the property, Purchaser accepts said property in its AS IS CONDITION, unless a condition or conditions are identified and

specified to survive closing. Such conditions and any remedial work shall be addressed in a separate memorandum to be agreed upon by the parties.

6. **EXTENSION.** In the event that Purchaser requires an extension or extensions of the Due Diligence period set forth herein such extension or extensions shall be granted in ten day intervals at the sole discretion of Seller. Such request must be made in writing delivered to counsel for the Seller within the herein prescribed Due Diligence period. Any request for extension necessitated by circumstances which prohibit compliance with the provision of paragraph 5 (Due Diligence) shall not be unreasonably withheld by Seller.

7. **PERSONAL PROPERTY.** The sale includes all fixtures and articles of personal property attached to or used in connection with the premises.

8. **ACCEPTABLE FUNDS.** All money payable under this contract, unless otherwise specified, shall be either:

- A. Cash, but not over one thousand (\$1,000.00) dollars.
- B. Wire transfer as directed by Seller.
- C. Money other than the purchase price; payable to the Seller at closing, may be check of Purchaser, up to the amount of FIVE HUNDRED (\$500.00) DOLLARS.
- D. As otherwise agreed to in writing by Seller or Seller's attorney.
- E. All checks paid shall be accepted subject to collection.
- F. Notwithstanding the acceptance of uncertified funds at the time of closing, in the event that any check, draft or other payment is not honored by the drawer's bank, the same shall immediately be redeemed, in cash or certified check, or upon failure to make such payment within 48 hours of demand to do so, shall be considered as a failure of consideration.

9. **PERMITTED EXCEPTIONS.** The Premises are sold and shall be conveyed subject to:

A. Laws and governmental regulations, zoning ordinances, building regulations and restrictions of record that affect the use and maintenance of the premises, provided they are not now violated by the existing structures on and use of the Property.

B. Consents for the erection of any structures on, under or above any streets on which the premises abut.

C. Encroachments of stoops, areas, cellar steps, trim and cornices, if any, upon any street or highway.

D. Any state of facts that an accurate survey or personal inspection might reveal, provided that the same shall not reveal circumstances that would substantially reduce the usable land area or otherwise render title unmarketable.

E. Any assessment which is or may become payable after the date of closing, Seller represents that there are no such assessments known at the time of this agreement.

10. CONDITION OF PROPERTY. Subject to the provisions of paragraph 3 hereof, Purchaser acknowledges and represents that Purchaser is fully aware of the physical condition of the Premises, is not relying upon any statements or representations from Seller regarding the physical condition of the Premises and takes the Premises "as is", subject to reasonable use, wear and tear between now and Closing.

11. SURVEY DESCRIPTION. In the event that Purchaser desires to have the seller incorporate a new metes and bounds description prepared by Purchaser's surveyor into the deed of conveyance, the purchaser shall provide the Seller with a survey certified to the Seller. Absent said certified survey the Seller does not warrant the accuracy of said metes and bounds description. The provisions of this paragraph shall survive the closing of title.

12. DEED, BILL OF SALE. At the time of closing, Seller will tender to Purchaser a Bargain & Sale Deed with covenant against Grantor's Acts conveying marketable title in fee simple to the Premises, free and clear from all liens and encumbrances except as stated in this Contract and a bill of sale transferring good and marketable title to all items of personal property, if any, being purchased by Purchaser, free from all liens and encumbrances. The deed shall be

prepared, signed and acknowledged by Seller and transfer tax stamps in the correct amount shall be affixed to the deed, all at Seller's expense. The deed shall contain the required language of Section 13 of the Lien Law.

13. EARNEST DEPOSIT. INTENTIONALLY LEFT BLANK.

14. INSURABLE TITLE. Seller shall give and Purchaser shall accept such title as any title insurance company licensed by the State of New York shall be willing to approve and insure in accordance with its standard form of title policy approved by the New York State Insurance Department, subject only to matters provided for in this Contract. The Premises are sold and are to be conveyed subject to any state or facts that an accurate survey may disclose, provided that the same does not disclose conditions that result in a substantial reduction in usable land area, and does not render title unmarketable or uninsurable.

Nothing herein shall be construed to require Seller to clear any defects in title. If Seller is unable to convey such insurable title, Seller's sole obligation shall be a refund of the deposit. Upon such refund and payment, this contract shall be considered canceled, and neither Seller nor Purchaser shall have any further rights against the other.

Purchaser's attorney shall supply a copy of its title report to Seller's attorney with notice of any objections to title. Seller shall be entitled to reasonable adjournment of the Closing if necessary to remove any objection to title.

Seller shall provide to Purchaser a copy of the most recent survey of the Premises within ten days of receipt of a fully executed copy of this Contract.

15. SELLER DOCUMENTATION. Upon Purchaser's execution hereof, Seller shall promptly provide Purchaser with documentation in Seller's possession, if any, related to the property, including but not limited to: environmental, property inspection, subdivision maps, leases, approvals, etc. and survey of the property.

16. **CLOSING.** Closing shall take place at the office of James M. Fedorchak, County Attorney, 22 Market Street, Poughkeepsie, New York 12601 on or about September 2, 2014 at 10:00 a.m. or within 30 days after expiration of the due diligence provided for herein.

17. **ADJUSTMENTS.** The following are to be apportioned as of midnight of the date of closing: taxes, water charges, and sewer rents, on the basis of the fiscal period for which assessed, fuel oil and propane gas, as appropriate. If closing shall occur before a new tax rate is fixed, the apportionment at closing shall be on the basis of the old tax rate for the preceding period applied to the latest assessed valuation. The Seller and Purchaser agree that any errors or omissions in computing apportionments or adjustments at the time of the closing shall be corrected, and that this provision shall survive the closing.

18. **ALLOWANCE FOR UNPAID TAXES.** Seller shall have the option of crediting Purchaser with the amount of any unpaid taxes, assessments, water charges, and sewer rents, together with the interest and penalties thereon, provided that official bills therefore computed to said date are produced at closing, or that the title or abstract company for the Purchaser will accept the same and omit the exception for such unpaid taxes from all title policies issued that date, or running from that date.

19. **USE OF PROCEEDS TO PAY ENCUMBRANCES.** Any other obligations affecting title to the said premises may be paid and discharged at the time of closing out of the proceeds of the Closing. As an alternative, Seller may deposit money with the title company employed by Purchaser and required by it to assure its discharge; but only if the title company will insure Purchaser's title clear of the matter or insure against its enforcement out of the premises. Upon request, made within a reasonable time before Closing, the Purchaser agrees to provide separate certified checks as requested to assist in clearing up these matters.

20. DEFAULTS AND REMEDIES. In case the Purchaser shall fail to make any payment of the purchase price promptly or shall fail promptly to perform any covenant or agreement required by this contract, the Seller may elect to declare a forfeiture and cancellation of this contract. Upon that election being made, all rights of the Purchaser shall cease and Seller shall be entitled to any remedy available at law or equity. It is further expressly agreed that if the Seller shall breach this contract and shall refuse to complete the sale of the land and premises to the Purchaser, then the Purchaser shall be entitled to any remedy available at law or equity, including specific performance.

21. BROKER. The parties represent that they have not dealt with any broker in connection with this sale other than Vincent J. DeMaso, a New York State Real Estate Broker ("Broker") and Seller shall pay Broker any commission earned pursuant to a separate agreement between Seller and Broker. Seller and Purchaser shall indemnify each other against any costs, claims and expenses, including reasonable attorney fees, arising out of the breach on their respective parts of this representation.

22. GENERAL PROVISIONS.

A. The provisions of this Contract and the interpretation of them shall be governed by New York Law. If any portion of this Contract is held invalid, the parties agree that such invalidity shall not affect the validity of the remaining portions of this Contract, and the parties further agree to substitute for the invalid provision a valid provision that most closely approximates the economic effect and interest of the invalid provision. Any action or proceeding commenced related to the provisions of this Contract shall be commenced in the courts of the State of New York and venued in Dutchess County.

B. This Contract constitutes the entire agreement between the parties and Seller is not liable for or bound by express or implied warranties or guarantees unless expressly set forth herein.

C. No modification of this Contract shall be effective unless in a writing signed by the parties.

D. This Contract shall be binding on and shall inure to the benefit of the heirs, successors, assigns and personal representatives of the parties.

E. No term or provision hereof shall be deemed waived and no breach excused, unless such waiver or excuse shall be in writing and signed by the party claimed to have waived or excused. Any consent by any party to, or waiver of, a breach by the other, shall not be deemed a consent to or waiver of any different or subsequent breach. The failure of either party to enforce any of its rights or remedies hereunder on any one occasion shall not be deemed a waiver of the right to enforce any other right or remedy for the same or a different occasion.

23. TENANCIES. The Purchaser is the current sole tenant of the Property. Upon closing the Seller shall refund the Purchaser any security deposits held by Seller on account of the tenancy or provide a credit to Purchaser at closing.

24. ESCROW DEPOSIT. Any funds remitted to Seller in connection with this Contract of Sale to be held in escrow shall be held in escrow by Seller's Attorney in accordance with the provisions of the Agreement. The Down Payment shall be placed in a non-interest-bearing account. The Escrowee shall not be liable to either parties or non-parties for any act or omission, except for bad faith or gross negligence, and the parties hereby indemnify the Escrowee and hold the Escrowee harmless from any claims, damages, losses or expenses, including legal expenses, arising in connection herewith. The parties acknowledge that the Escrowee is acting solely as a stakeholder for their convenience. In the event of a dispute

between the parties, the Escrowee shall not be bound to release and deliver the escrow fund to either party, but may either continue to hold the escrow fund until Escrowee is directed in a writing signed by all parties hereto or Escrowee may deposit the down payment with the clerk of any court of competent jurisdiction. Upon such deposit the Escrowee will be released from all duties and responsibilities hereunder.

The Escrowee shall not be required to defend any legal proceedings which may be instituted against it in respect of the premises or the subject matter of this Agreement unless requested to do so by Purchaser or Seller who must also agree, in writing, to pay all Escrowee's legal fees, costs and disbursements associated with the defense of any such action and the Escrowee shall also be fully indemnified and held harmless by the Purchaser or Seller requesting said defense. Escrowee shall not be required to institute legal proceedings of any kind and shall have no responsibility for the genuineness or validity of any document or other item deposited with it or the collectibility of any check delivered in connection with this Agreement. Escrowee shall be fully protected in acting in accordance with any written instructions given to it hereunder and believed by it to have been signed by the proper parties.

25. RISK OF LOSS. Risk of loss or damage to the Premises by fire or other casualty until transfer of title shall be assumed by Seller. If substantial damage to the Premises by fire or such other casualty occurs prior to transfer, Seller shall have thirty (30) days to repair the Premises. Upon the expiration of the thirty (30) day period, if the Premises have not been repaired, at the option of either party, this Agreement may be canceled and Purchaser's deposit shall be immediately returned.

26. AGREEMENT NOT BINDING ON SELLER UNTIL SIGNED. This agreement, when signed by the Purchaser, constitutes an offer to purchase on the part of the Purchaser, only, and the Purchaser fully understands that this agreement shall not become a

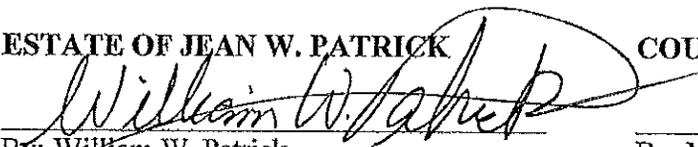
binding obligation on the Seller until it has been signed by the Seller. The Purchaser and the Seller have agreed that the Seller will sign the contract at the time of Closing. The Purchaser and Seller have further agreed that either party can terminate this transaction without penalty or liability of any kind prior to Seller's formal execution of the contract at the Closing.

27. **ATTORNEYS AND NOTICE.** Seller designates Lou Lewis, Esq., LEWIS & GREER, P.C., 510 Haight Avenue, Poughkeepsie, New York 12603 as its attorney with respect to this transaction. Purchaser designates James M. Fedorchak, County Attorney, 22 Market Street, Poughkeepsie, New York 12601 as its attorney with respect to this transaction.

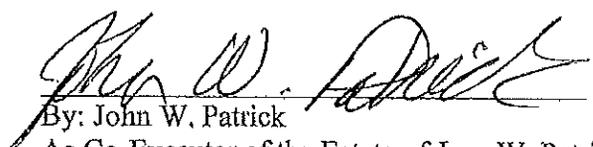
IN WITNESS WHEREOF, the parties have executed this Contract on the date first above written.

ESTATE OF JEAN W. PATRICK

COUNTY OF DUTCHESS


By: William W. Patrick
As Co-Executor of the Estate of Jean W. Patrick

By: Marcus J. Molinaro, County Executive


By: John W. Patrick
As Co-Executor of the Estate of Jean W. Patrick

ADDENDUM TO CONTRACT BETWEEN

ESTATE OF JEAN W. PATRICK

and

COUNTY OF DUTCHESS

Notwithstanding anything to the contrary contained in the contract between the above parties, of which this addendum is hereby made part, the Seller agrees with the Purchaser as follows:

ARTICLE 13. ZONING AND RESTRICTIONS. The premises are conveyed subject to zoning ordinances, building regulations, restrictions of record, except any reverter clause, easements and rights-of-way, provided the same are not violated by the use, occupancy or structure, do not render title unmarketable, threaten the continued existence of the improvements thereon or the present use or occupancy of the premises, or substantially reduce the usable area or beneficial enjoyment of the said premises, or require any affirmative acts or monetary payments on the part of the owner, provided the premises shall be finally and unappealably zoned so as to permit Purchaser to use the premises in substantially the same manner as presently used.

ARTICLE 14. CONDITIONS AND EASEMENTS. It is understood and agreed, that notwithstanding anything to the contrary herein contained, this contract will be contingent upon buyer reviewing the conditions, restrictions and reservations heretofore referred to, as well as any easements which may encumber the within premises, and in the event the Purchaser rejects the conditions, restrictions, reservations and/or easements as unacceptable, then this contract shall be null and void. Any rejection to be issued by the Purchaser shall be done within the due diligence period contained in Paragraph 5 of the Agreement of Purchase and Sale. Upon said nullity being declared, this contract shall be considered cancelled, with no further liabilities to Purchaser or Seller.

ARTICLE 15. RISK OF LOSS. Notwithstanding the liability for risk of loss or damage to the premises due to fire, the Seller agrees that should the premises be damaged in any material way by fire, elements or vandalism, the Purchaser shall have the option of proceeding with this contract or declaring the same null and void.

ARTICLE 16. FIRE INSURANCE. The Purchaser shall have the privilege of procuring its own fire insurance on the subject premises and no adjustment of earned premium due the Seller will be required.

ARTICLE 17. MECHANICAL SYSTEMS AND APPLIANCES. The plumbing, electrical, sanitary sewer, drainage and heating systems, well and pump, if any, and any appliance, equipment, mechanical or electrical devices included in the sale, will meet applicable building

code requirements and be in working order and condition at the time of the transfer of title and delivery of the deed and the Seller agrees that the Purchaser or its agents shall have a right to make an inspection of the premises at any reasonable time prior to the closing for the purposes of these determinations. Any such inspection shall be done within the due diligence period contained in paragraph 5 of the Agreement of Purchase and Sale.

ARTICLE 18. WATER AND SEWER. Seller represents, to the best of its knowledge, the premises are lawfully connected to the municipality's public water supply and sanitary sewer systems and such systems are adequate in quality and quantity for the existing use of the premises.

ARTICLE 19. HOUSING CODE. The Seller represents that to the best of its knowledge, the premises herein are not in violation of any building code regulations. In the event that at the time of the closing, said premises are in violation of any building code regulations, then in that event, the Purchaser may, at his/her option, cancel this contract and each of the parties hereto released from any liabilities against the other.

ARTICLE 20. SURVEY. That in the event a survey and/or title search conducted on behalf of the Purchaser discloses a condition or conditions which render the title herein unmarketable as a matter of law or within the specific provisions of this contract and addendum, or if a new survey discloses a material diminution of land area from that described in this contract, or if the survey shall show that all improvements to be included in the sale are not located within the perimeter boundaries of the premises, or if there are any encroachments, or if any improvement, as shown on the survey, violates by reason of location, size or other dimension, any conditions or restrictions of record or zoning ordinance and the Seller shall, prior to the date of closing or within ninety (90) days thereof, be unable to correct the condition or conditions resulting in said unmarketability, or diminution of land area, the cost of both the survey and the title examination, together with all other sums applied and paid by the Purchaser to the Seller shall be forthwith reimbursed and refunded by the Seller to the Purchaser and this contract shall thereupon become null and void; in the event that the Seller shall fail to make reimbursement and refund a herein provided, such amounts and the sum thereof shall be and hereby are made liens on the subject premises but such liens shall not inure to the benefit of nor continue after default by the Purchaser under this contract.

not to exceed \$1,500

In the event Purchaser obtains a survey of the premises and the survey is certified to Seller, Seller agrees to include in the Deed of conveyance a metes and bounds description in accordance with the survey, with the understanding by Purchaser that Seller does not thereby warrant the accuracy of said metes and bounds description.

Purchaser's survey and title report shall be concluded within the due diligence period in paragraph 7 of the Agreement of Purchase and Sale.

ARTICLE 21. ROOF AND BASEMENT. The Seller represents that the roof and the basement, if any, of the structure located upon the premises are now and will be on the date of the closing of title, free from surface and subsurface water leakage and that the interior of such structure or structures is dry, useable and habitable.

ARTICLE 22. CERTIFICATE OF OCCUPANCY. Seller represents and warrants that there have not been any additions, improvements or alterations to the premises for which a Building Permit or Certificate of Occupancy is required by the Town of Poughkeepsie and for which no Certificate of Occupancy has been issued. This clause survives the closing of title and delivery of deed.

ARTICLE 23. MAINTENANCE OF PREMISES. The Seller shall keep and maintain the premises in customary and presentable condition until the closing, including, but not limited to, the continued care of the grounds, such as regular lawn mowing, removal of leaves, hedge trimming and snow removal.

ARTICLE 24. ADJACENT STREETS. The obligation of Purchaser to complete this transaction is contingent upon Purchaser obtaining confirmation from the applicable municipality that the premises is on a publicly owned and publicly maintained street owned and maintained by the municipality and that the premises which are the subject of this conveyance have a lawful right of ingress and egress to and from said street. Purchaser's obligation to close is further contingent upon Purchaser obtaining confirmation from the municipality that all requirements for completion of said street and/or repair thereof, imposed upon subdivider of the premises, have been satisfied and that there are no outstanding claims by the municipality for repair, alteration or modification of the street.

ARTICLE 25. ~~CONFIRMATION WITH THE LOCALITY. Seller shall obtain confirmation from the applicable municipality that the premises is on a publicly owned and publicly maintained street owned and maintained by the municipality and that the premises which are the subject of this conveyance have a lawful right of ingress and egress to and from said street. Purchaser's obligation to close is further contingent upon Purchaser obtaining confirmation from the municipality that all requirements for completion of said street and/or repair thereof, imposed upon subdivider of the premises, have been satisfied and that there are no outstanding claims by the municipality for repair, alteration or modification of the street.~~

ARTICLE 26. FLOOD PLAIN. In the event that any of the property described herein is located in a flood plain or wetland area, Purchaser shall have the option of declaring this contract null and void and all sums paid on account hereof shall be returned by the Seller to the Purchaser.

ARTICLE 27. REPRESENTATIONS. This contract and Purchaser's obligation to purchase the Premises are also subject to and conditioned upon the accuracy, as of the date of closing, of the representations and warranties of the Seller made in this contract.

ARTICLE 28. SIGNATURE BY PARTIES. This instrument shall not be considered a binding contract until signed by the Seller and Purchaser.

ARTICLE 29. INCONSISTENCY. In the event any of the terms of this Addendum are different or inconsistent with the terms of the contract or any addendum or rider thereto, the terms of this addendum shall govern.

IN WITNESS WHEREOF, the parties hereto have executed this Addendum as of the day and year below indicated.

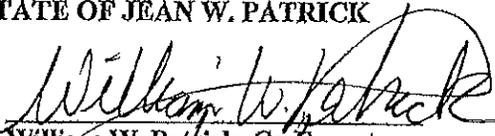
SELLER:

PURCHASER:

ESTATE OF JEAN W. PATRICK

COUNTY OF DUTCHESS

By:


William W. Patrick, Co-Executor

By:

Marcus J. Molinaro, County Executive

Date:

07/15/14

Date:

By:


John W. Patrick, Co-Executor

Date:

Government Services and Administration Roll Call

District	Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison*		
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 12 - Town of East Fishkill	Weiss (VC)		
District 14 - Town of Wappinger	Amparo	<i>absent</i>	
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Strawinski		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

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

2014279 ACQUISITION OF 503 HAIGHT AVENUE, LOCATED IN THE TOWN OF POUGHKEEPSIE FROM THE ESTATE OF JEAN W. PATRICK

Date: October 8, 2014

Roll Call Sheets

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

Chairman Poled
out of order after
Legislative Counsel's
opinion

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

J Tyner / R. Perkins

after last RESOLVED add " as long as the property
 sellers agree in writing to not contribute over \$200
 to any Dutchess County official or candidate over
 the next 4 years.

10.14.14
 Res. No. 279

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison		
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 16 - Town of Fishkill and City of Beacon	MacAvery		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 3 - Town of LaGrange	Borchert		
District 4 - Town of Hyde Park	Serino		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		✓
District 9 - City of Poughkeepsie	Johnson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		✓
District 12 - Town of East Fishkill	Weiss		
District 14 - Town of Wappinger	Amparo		✓
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 18 - City of Beacon and Town of Fishkill	Farley		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
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District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 25 Resolution: ✓ Total: 23 2
 Absent: 0 Motion: — Yes No
 Vacant: 0 Abstentions: 0

2014279 ACQUISITION OF 503 HAIGHT AVENUE, LOCATED IN THE TOWN OF POUGHKEEPSIE FROM THE ESTATE OF JEAN W. PATRICK

Date: October 14, 2014

Discussion on Resolution 2014279 proceeded as follows:

Legislator Tyner made a motion, duly seconded by Legislator Perkins, to amend the Resolved to read as follows:

RESOLVED, that the County Executive is hereby authorized to execute a contract of sale in substantially the same form as annexed hereto for the purchase of 503 Haight Avenue, Town of Poughkeepsie from the Estate of Jean W. Patrick for the sum of ONE MILLION SEVENTY-FIVE THOUSAND (\$1,075,000.00) DOLLARS, **as long as the property seller agrees in writing to not contribute over \$200 to any Dutchess County official or candidate over the next four years.**

Legislator Miccio requested Legislative Counsel's opinion.

Scott L. Volkman, Legislative Counsel, stated that the amendment was not appropriate on either resolution and that he had rendered a substantial written opinion about the inability of this legislature to adopt campaign finance reform. He added if you try to impose limitations on people's abilities to contribute, it was inappropriate in general. He added that until state law changed on the subject, his opinion, which has been consistent over many years, remains unchanged.

Chairman Rolison ruled the amendment out of order based on Counsel's opinion.

Roll call on the foregoing resolution resulted as follows:

AYES: 23

NAYS: 2 Tyner, Amparo

ABSENT: 0

Resolution adopted.

RESOLUTION NO. 2014280

RE: REAPPOINTMENT OF MARCO CAVIGLIA AS COMMISSIONER OF ELECTIONS

Legislators JETER-JACKSON, FARLEY, PERKINS, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the term of Marco Caviglia as Commissioner of Elections will expire on December 31, 2014, and

WHEREAS, pursuant to Section 3-204 of the Election Law, the County Committee of the Democratic Party has recommended that Marco Caviglia be reappointed as such Commissioner of Elections, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby reappoint Marco Caviglia to a two-year term as Commissioner of Elections for Dutchess County commencing on the first day of January 2015 and expiring on the 31st day of December 2016.

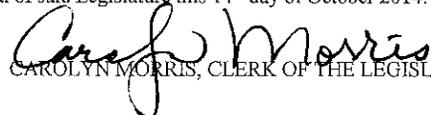
STATE OF NEW YORK

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 14th day of October 2014, 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 Legislaturg this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

STATE OF NEW YORK
STATE BOARD OF ELECTIONS

ELECTION COMMISSIONER CERTIFICATION

To the Clerk of the County (~~Board~~) (Legislature), County of DUTCHESS.

I certify that:

At a meeting of the DEMOCRATIC County Committee of the County of DUTCHESS, held on the 22nd day of SEPTEMBER, 20 14, at HELLENIC COMMUNITY CENTER POUGHKEEPSIE, New York, under the provisions of the Election Law and rules of the County Committee, a quorum being present,

MARCO CAVIGLIA, residing at
(Name)
356 FREEDOM RD. PLEASANT VALLEY New York, 12569 was recommended
(Address) (Zip Code)

by majority of said committee as a suitable and qualified person for appointment to the office of
Commissioner of Elections,

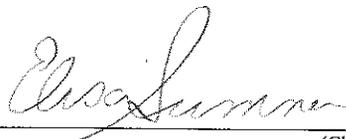
for the term beginning January 1, 20 15

to fill an existing vacancy in said office for the remainder of the current term

and that said designee is a registered voter of the County of DUTCHESS and a duly enrolled member of the DEMOCRATIC Party.

Dated at POUGHKEEPSIE, New York

SEPTEMBER 29, 20 14.
(Date)



(Chairman or ~~Secretary~~)

Government Services and Administration Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 12 - Town of East Fishkill	Weiss (VC)		
District 14 - Town of Wappinger	Amparo	<i>absent</i>	
District 17 - Town and Village of Fishkill	Miccio		
District 20 - Town of Red Hook	Strawinski		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present: 11
 Absent: 1
 Vacant: 0

Resolution: ✓
 Motion:

Total : 11 0
 Yes No
 Abstentions: 0

2014280 REAPPOINTMENT OF MARCO CAVIGLIA AS COMMISSIONER OF ELECTIONS

Date: October 8, 2014

Roll Call Sheets

District	Last Name	Yes	No
District 8 - City and Town of Poughkeepsie	Rolison	✓	
District 6 - Town of Poughkeepsie	Flesland		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
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District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey		

Present:	<u>25</u>	Resolution:	<u>✓</u>	Total:	<u>25</u>	<u>0</u>
Absent:	<u>0</u>	Motion:	<u> </u>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2014280 REAPPOINTMENT OF MARCO CAVIGLIA AS COMMISSIONER OF ELECTIONS

Date: October 14, 2014

RESOLUTION NO. 2014281

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

Legislators FLESLAND, KELSEY, BOLNER, SAGLIANO, JETER-JACKSON JOHNSON, MacAVERY, FARLEY, HORTON, and STRAWINSKI offer the following and move its adoption:

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

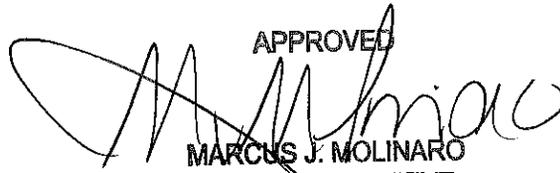
WHEREAS, the New York State Department of Labor has provided allocations to Dutchess County for the operation of FY 2012 TAA funding for the period of 10/01/11 through 9/30/14, and for the operation of FY 2013 TAA funding for the period of 10/01/12 through 9/30/15; now, therefore be it

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

<u>APPROPRIATIONS</u> Increase (Decrease)		
CD6292.2012.4813	TAA Participant Funding	\$ 2,867
CD6292.2013.4813	TAA Participant Funding	<u>16,935</u>
		<u>\$19,802</u>

<u>REVENUES</u> Increase (Decrease)		
CD6292.2012.47910.22	TAA Participant Funding	\$ 2,867
CD6292.2013.47910.22	TAA Participant Funding	<u>16,935</u>
		<u>\$19,802</u>

CA-168-14
LK/CRC/ca/G-1263
9/9/14
Fiscal Impact: See attached statement

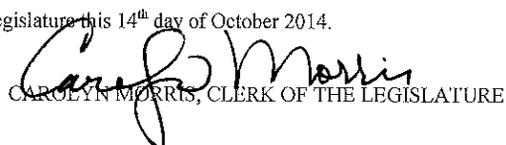
APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 19,802

Total Current Year Revenue \$ 19,802
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

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



New York State Department of Labor
Andrew M. Cuomo, *Governor*
Peter M. Rivera, *Commissioner*

August 19, 2014

Mr. Marcus J. Molinaro
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Molinaro:

This letter is to notify you that the New York State Department of Labor (NYSDOL) has approved the Local Workforce Investment Area's (LWIA's) requests for additional funds to support the provision of services under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Workforce Development System Technical Advisory #04-6 (May 18, 2004).

Attached is a revised Notice of Obligational Authority to reflect approval of the additional funds. Also attached is a listing of individuals associated with the additional funding, and identification of changes and no changes to prior approvals.

As a reminder, the funds awarded to the LWIA under the TAA program may be expended only for costs identified in approved plans 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 must 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
Deputy Commissioner
for Workforce Development

Attachment(s)

cc: Ms. Heidi Seelbach-Budd
Ms. Susan Newhouse
Ms. Nancy Bell
Ms. Laraine Kautz
Mr. Alfonso Rubio-Aragon
Ms. Delores Caruso



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 2012 funding for the period (10/01/11 through 09/30/14).

Program Year 2013 funding for the period (10/01/12 through 09/30/15).

CFDA# 17.245

TAA GRANT

FY12

	<u>PRIOR LEVEL</u>	<u>CHANGE THIS NOA</u>	<u>NEW LEVEL</u>
Training	\$ 172,908.61	\$ 0.00	\$ 172,908.61
Job Search	\$ 81.97	\$ 0.00	\$ 81.97

FY13

Training	\$ 5,966.66	\$ 4,554.34	\$ 10,521.00
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Approved By:

Karen A. Coleman

Deputy Commissioner for Workforce Development

Dated: 8/19/2014



NYS Department of Labor

Trade Adjustment Act Report

TAA PARTICIPANT FUNDING REQUEST ADDITIONAL APPROVALS AND CHANGES TO PREVIOUSLY APPROVED FUNDS

As of: 8/11/2014

LWIA # 60

FY12

New Funding Requests Approved:

No New Funding Request

Changes to Previously Approved Funding Requests:

No Changes to Previous Funding

Total For This Fiscal Year

FY13

New Funding Requests Approved:

Training

LU, SHWU-MING

\$ 4,554.34

Total by Account:

\$ 4,554.34

Changes to Previously Approved Funding Requests:

No Changes to Previous Funding

Total For This Fiscal Year

\$ 4,554.34



New York State Department of Labor
Andrew M. Cuomo, *Governor*
Peter M. Rivera, *Commissioner*

August 29, 2014

Mr. Marcus J. Molinaro
County Executive
Dutchess County
Dutchess County Office Building
22 Market Street, 6th Floor
Poughkeepsie, New York 12601

Dear Mr. Molinaro:

This letter is to notify you that the New York State Department of Labor (NYSDOL) has approved the Local Workforce Investment Area's (LWIA's) requests for additional funds to support the provision of services under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Workforce Development System Technical Advisory #04-6 (May 18, 2004).

Attached is a revised Notice of Obligational Authority to reflect approval of the additional funds. Also attached is a listing of individuals associated with the additional funding, and identification of changes and no changes to prior approvals.

As a reminder, the funds awarded to the LWIA under the TAA program may be expended only for costs identified in approved plans 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 must 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
Deputy Commissioner
for Workforce Development

Attachment(s)

cc: Ms. Heidi Seelbach-Budd
Ms. Susan Newhouse
Ms. Nancy Bell
Ms. Laraine Kautz
Mr. Alfonso Rubio-Aragon
Ms. Delores Caruso



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 2012 funding for the period (10/01/11 through 09/30/14).

Program Year 2013 funding for the period (10/01/12 through 09/30/15).

CFDA# 17.245

TAA GRANT

PRIOR LEVEL

CHANGE THIS NOA

NEW LEVEL

FY12

Training	\$ 172,908.61	\$ 2,867.00	\$ 175,775.61
Job Search	\$ 81.97	\$ 0.00	\$ 81.97

FY13

Training	\$ 10,521.00	\$ 12,380.00	\$ 22,901.00
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Approved By:

Karen A. Coleman

Deputy Commissioner for Workforce Development

Dated: 8/29/2014



NYS Department of Labor

Trade Adjustment Act Report

TAA PARTICIPANT FUNDING REQUEST ADDITIONAL APPROVALS AND CHANGES TO PREVIOUSLY APPROVED FUNDS

As of: 8/25/2014

LWIA # 60

FY12

New Funding Requests Approved:

Training	
AMROD, ADAM	\$ 2,867.00
Total by Account:	\$ 2,867.00

Changes to Previously Approved Funding Requests:

No Changes to Previous Funding

Total For This Fiscal Year \$ 2,867.00

FY13

New Funding Requests Approved:

Training	
MCMILLAN, ROBERT W	\$ 12,380.00
Total by Account:	\$ 12,380.00

Changes to Previously Approved Funding Requests:

No Changes to Previous Funding

Total For This Fiscal Year \$ 12,380.00

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 6 - Town of Poughkeepsie	Flesland*		
	District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
	District 10 - City of Poughkeepsie	Jeter-Jackson*		
	District 16 - Town of Fishkill and City of Beacon	MacAvery*		
	District 1 - Town of Poughkeepsie	Nesbitt	<i>absent</i>	
	District 4 - Town of Hyde Park	Serino	<i>absent</i>	
	District 9 - City of Poughkeepsie	Johnson		
	District 20 - Town of Red Hook	Strawinski		
	District 21 - Town of East Fishkill	Horton (VC)		
	District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
	District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey (C)		
Present:	<u>10</u>	Resolution: <input checked="" type="checkbox"/>	Total :	<u>10</u>
Absent:	<u>2</u>	Motion: <input type="checkbox"/>		<u>0</u>
Vacant:	<u>0</u>		Yes	<u>0</u>
			Abstentions:	<u>0</u>
			No	

2014281 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014281 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: October 14, 2014

RESOLUTION NO. 2014282

RE: AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE (A.4320)

Legislators FLESLAND, KELSEY, NESBITT, BOLNER, SAGLIANO, JOHNSON, MacAVERY, FARLEY, PERKINS, HORTON, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the Commissioner of Mental Hygiene has advised that New York State Office of Mental Health (OMH) has awarded System Transformation Plan funding for the creation of and support for three adult respite beds in Dutchess County, and

WHEREAS, these respite beds are targeted for individuals with a history of state psychiatric hospital admissions with the goal of reducing admissions from Dutchess County by stabilizing individuals in the outpatient system, and

WHEREAS, this 100% pass through funding is effective July 1, 2014 and will be distributed to PEOPLE, Inc. to provide for the program, and

WHEREAS, it is necessary to amend the 2014 Adopted County Budget to provide for the receipt and expenditure of these funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2014 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.4320.42.4400.4655 Contract Agencies-PEOPLE, Inc. \$100,000

REVENUES

Increase

A.4320.42.34900.55 Mental Health-PEOPLE, Inc. \$100,000

CA-174-14
KPB/ca/G-0167
9/12/14
Fiscal Impact: See attached statement

APPROVED

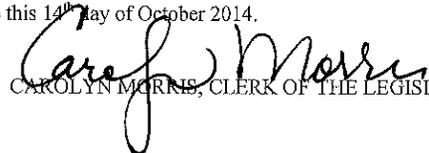
MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS
(To be completed by requesting department)

Total Current Year Cost \$ 100,000

Total Current Year Revenue \$ 100,000
and Source

100% State funded state aid from NYS OMH

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

Identify Line Items(s):

Related Expenses: Amount \$ 0

Nature/Reason:

Anticipated Savings to County: \$ 0

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

Additional Comments/Explanation:

To allow for the receipt of and payment to PEOPLE, Inc. additional 100% state funded state aid from NYS OMH in the amount of \$100,000, per the attached resolution.

Prepared by: Gerald A. Brisley, II, MBA, Division Chief - Administrative Operations



State of New York
Andrew Cuomo
Governor

omh Office of Mental Health
44 Holland Avenue
Albany, New York 12229
www.omh.ny.gov
Ann Marie T. Sullivan, M.D., Acting Commissioner

August 18, 2014

Kenneth M Glatt, Ph.D. ABPP
Commissioner
Dutchess Co Dept of Mental Hyg
230 North Rd.
Poughkeepsie, NY 12601

Dear Commissioner Glatt, Ph.D. ABPP:

The NYS Office of Mental Health (OMH) is issuing your January 1, 2014 to December 31, 2014 State Aid Letter (SAL) to reflect your latest allocation. Your total allocation amount at this time is \$11,912,877. The allocations authorized in this letter include full annual funding for initiatives previously authorized.

Please ensure the County Allocation Tracker (CAT) is updated to agree with the State Aid Letter allocations and reflects all county contracts funded with State Aid. As a reminder, the Consolidated Claim Report (CCR)/Consolidated Financial Report (CFR) for local fiscal year 2013 was due May 1, 2014. Guidelines for completion of the CCR/CFR can be accessed through the OMH website. If any of your providers need assistance in completing these forms, they should contact the OMH Help Desk at 1-800-HELPNYS.

The Aid to Localities Spending Plan Guidelines, which explain the reporting and use requirements of your authorized funding, can also be accessed through the OMH website. In addition, please remember if you receive federal funds, to submit your two federal certifications which are also available on the OMH website. Please share this website with all of your subcontract providers so that they may become familiar with the guidelines that apply to them, and refer to the guidelines as necessary. As a reminder, failure to submit the CAT, and/or CCR/CFR schedules in a timely manner may result in the delay of subsequent State Aid payments and/or Medicaid payments.

Inherent in OMH's budget and claiming policy is the expectation that your department will monitor expenditures against budgeted costs throughout the year. Please notify your OMH Field Office of any significant fiscal or programmatic problems as soon as they become known. If you have questions regarding any local mental health fiscal issues, including questions regarding the information or instructions that are included in this letter, please call William Porter at OMH Hudson River Field Office at (845) 454-8229.

Sincerely,

April A. Wojtkiewicz, Assistant Director
Community Budget & Financial Management

Att.

cc: William Porter



Hudson River Field Office

10 Ross Circle, Suite 5N, Poughkeepsie, NY 12601

Tel: (845) 454-8229

Fax: (845) 454-8218



May S. Lum
Field Office Director

Dear County Directors:

The Hudson River Field Office is pleased to announce the approval of the 7 County System Transformation Plan Initiatives

Today, August 18, 2014, revised CY 14 State Aid letters were issued including 6 months of funding for the approved programs submitted to HRFO. Funds appear in the State Aid letter under two funding codes:

- > 142 A- Expanded Community Support Adult
- > 142 B- Expanded Community Support CY.

Once your county has awarded the programs to a provider, some additional action is needed:

- MHPD changes need to occur,
- CAIRS updated (for residential),
- If a licensed program (EZ Per, Par or Administrative Actions may be needed- please contact your FO licensing representative), and
- CY 14 CAT needs to be updated.

Background: The 2014-15 Budget side letter agreement requires OMH to demonstrate service expansion prior to reducing state psychiatric center capacity, and showing number of new people we have served each month. Some of the services we are developing have existing reporting mechanisms (MHARS, Medicaid, other existing data portals); but there will be some new State Aid funded, voluntary-operated and unlicensed services supported for which there are no uniform reporting systems to monitor utilization. Attached are the tables that allow us to capture the following data points to report back to the Legislature:

- Number of unduplicated individuals served per month
- Number of new individuals served per month (people served by the program for first time)
- faxed roster of each individual served and date(s) of service prioritizing RPC/RPC individuals or exclusive to RPC individuals

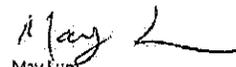
What is covered: This tool should be used to collect monthly aggregate data for new or expanded programs or services funded through RCE Reinvestment Aid to Localities/Voluntary line funding. You *do not need to use this form to gather data on the following:* HCBS waiver, Supported Housing, any Medicaid funded program, or any new State operated program or service; these programs/services have existing reporting systems.

Frequency and County Contact Responsible: We will need an aggregate **monthly data report** for each individual new funded service to be collected by the Field Office by the 10th of each month, showing data for the prior month. **(First report is due 9/10/14)** There should be separate tables/sums for each program. Rosters with names of specific individuals served must be faxed to the Field Office (845-454-8218) as per HIPAA guidelines. Also, please identify the County staff (email address/phone number) that will be responsible for submitting the data report and rosters for each program (email address/phone number)

We look forward to the startup of these services and will be scheduling a conference call to clarify any questions or concerns you may have about these monthly monitoring requests.

Att:

Cc: Martha Schaefer Hayes, Ex. Deputy Commissioner
Jeremy Dorman, Director, Office of Planning
Christopher Tavella, Ph.D., RPC Director
Molra Tashjian, Director, Housing
HRFO Program Staff


May Lum
HRFO Director

AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER



Aid to Localities Financial System

Attachment A
Funding Source Allocation Table
County Code: 14 County Name: Dutchess
Year: 2014

Print Date : 08/21/2014 01:31 PM
 Printed By : GERRALDB
 Page : 3 of 5

Funding Source	Code	Type	Prior Letter Allocation	Allocation Changes Since Prior Letter	Revised Current Fiscal Year	Annualized Value from Prior Letter	Annualized Value Changes from Prior	Fiscal Year Revised Annualized Value	Beds
----------------	------	------	-------------------------	---------------------------------------	-----------------------------	------------------------------------	-------------------------------------	--------------------------------------	------

Remarks
 Increase of \$5,412 (FAV=\$5,412) as restoration to State Aid, effective 01/01/2014, of CSP Medicaid that has funded the following provider/program code/amount: Astor Services for Children & Families/PC 1400/S1,096, Dutchess County Dept. of Mental Health/PC 1400/\$4,316.

Emergency Services C&F	046G	MHPFA	\$458,980	\$0	\$458,980	\$458,980	\$0	\$458,980	
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Remarks
 Increase of \$206,992 (FAV \$206,992) as restoration to State Aid, effective 01/01/14, of CSP Medicaid that has funded the following provider/program code: Astor Services for Children/PC3040/\$206,992.
 The allocation funds a Home Based Crisis Intervention program.

Community Support Programs-C&F	048L	MHPFA	\$298,784	\$0	\$298,784	\$298,784	\$0	\$298,784	
Supported Housing	078	MHPFA	\$2,657,118	\$0	\$2,657,118	\$2,679,664	\$0	\$2,679,664	208

Remarks
 Effective April 1, 2014, adding 7 beds at \$12,883 per bed associated with enhanced investment in community support programs in an effort to reduce reliance on inpatient services and beds. OMH will provide further guidance on these beds in a separate correspondence.
 The annualized funding assumes 174 beds at an annual per bed rate of \$13,026. Funding for 15 new beds as of 10/10. Full annual funding for these beds is \$195,390. Of the 15 new units, all are designated for long-stay SPC patients.

Expanded Community Support Adm	142A	MHPFA	\$0	\$100,000	\$100,000	\$0	\$200,000	\$200,000	
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Aid to Localities Financial System

Attachment A
Funding Source Allocation Table
County Code: 14 County Name: Dutchess
Year: 2014

Print Date : 08/21/2014 01:31 PM
Printed By : GERALDB
Page : 4 of 5

Funding Source	Code	Type	Prior Letter Allocation	Allocation Changes Since Prior Letter	Revised Current Fiscal Year	Annualized Value from Prior Letter	Annualized Value Changes from Prior	Fiscal Year Revised Annualized Value	Beds
----------------	------	------	-------------------------	---------------------------------------	-----------------------------	------------------------------------	-------------------------------------	--------------------------------------	------

Remarks:
Allocation supports a Hospital Diversion/Short-term Crisis Residence program, effective 7/1/2014. These funds are part of the System Transformation Plan initiative.
The State aid allocation includes \$100,000 for a Hospital Diversion/Short-term Crisis respite program, effective July 1, 2014 (\$200,000 annualized). This program will provide services to people experiencing mental health crisis and/or significant emotional distress. These funds are part of the System Transformation Plan initiative which is intended to reduce the need for and length of costly psychiatric hospitalizations. These funds must be reported separately on all OMH financial reports and must not be commingled with existing programs and OMH funding sources. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. The program code to be included on OMH's financial reports is Self Help Programs (2770). Allocations may be adjusted based upon actual program performance.

Trans. Mgmt. Kendra's	170B	MHPFA	\$38,440	\$0	\$38,440	\$38,440	\$0	\$38,440	
MGP Admin Kendra's	170C	MHPFA	\$13,956	\$0	\$13,956	\$13,956	\$0	\$13,956	
Medication Grant Kendra's	170D	MHPFA	\$27,188	\$0	\$27,188	\$27,188	\$0	\$27,188	
Adult Home Court Ordered / Nursin	178	MHPFA	\$1,389,765	\$0	\$1,389,765	\$1,111,812	\$0	\$1,111,812	70

Remarks
This funding represents an allocation of 70 supported housing beds related to the adult home RFP as of 1/1/14, plus an allocation for in-reach and assessments. The 1/1/14 payment represents 2 quarters. These beds have an annualized value of \$901,810 (\$12,883 per bed) and an annualized value of \$210,000 for in-reach and assessments. The total annual allocation for these beds is \$1,111,810.

Com. Reinvestment	200	MHPFA	\$2,733,608	\$24,940	\$2,758,548	\$1,366,302	\$1,417,186	\$2,783,488	
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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 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt	<i>absent</i>	
District 4 - Town of Hyde Park	Serino	<i>absent</i>	
District 9 - City of Poughkeepsie	Johnson		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (VC)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey (C)		

Present:	<u>10</u>	Resolution:	<input checked="" type="checkbox"/>	Total :	<u>10</u>		<u>0</u>
Absent:	<u>2</u>	Motion:	<input type="checkbox"/>		Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>		

2014282 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE

Date: October 8, 2014

Roll Call Sheets

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

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

2014282 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE

Date: October 14, 2014

Family & Human Services

RESOLUTION NO. 2014283

RE: AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE (A.4320)

Legislators FLESLAND, KELSEY, NESBITT, SAGLIANO, JOHNSON, MacAVERY, STRAWINSKI, HORTON, and FARLEY offer the following and move its adoption:

WHEREAS, the Commissioner of Mental Hygiene has advised that New York State Office of Mental Health (OMH) has awarded state aid funds to Dutchess County for seven new Supported Housing Beds, effective April 1, 2014, and

WHEREAS, these new Supported Housing Beds are associated with an enhanced investment in community support programs in an effort to reduce reliance on inpatient services and beds, and

WHEREAS, this 100% pass through funding will be distributed to Hudson River Housing to provide for the program, and

WHEREAS, it is necessary to amend the 2014 Adopted County Budget to provide for the receipt and expenditure of these funds, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2014 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.4320.42.4400.4425 Contract Agencies-Hud Rvr Hsng \$67,635

REVENUES

Increase

A.4320.42.34900.64 Mental Health-Hud Rvr Hsng \$67,635

CA-175-14

KPB/ca/G-0167

9/12/14

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/15/2014

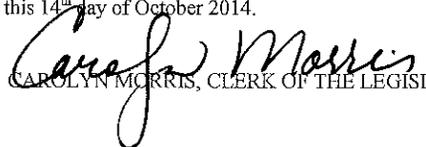
STATE OF NEW YORK

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 67,635

Total Current Year Revenue \$ 67,635
and Source

100% State funded state aid from NYS OMH

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

Identify Line Items(s):

Related Expenses: Amount \$ 0

Nature/Reason:

Anticipated Savings to County: \$0

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

Additional Comments/Explanation:

To allow for the receipt of and payment to Hudson River Housing additional 100% state funded state aid from NYS OMH in the amount of \$67,635, per the attached resolution.

Prepared by: Gerald A. Brisley, II, MBA, Division Chief - Administrative Operations



State of New York
Andrew Cuomo
Governor

omh Office of Mental Health
44 Holland Avenue
Albany, New York 12229
www.omh.ny.gov
Ann Marie T. Sullivan, M.D., Acting Commissioner

April 25, 2014

Kenneth M Glatt, Ph.D. ABPP
Commissioner
Dutchess Co Dept of Mental Hyg
230 North Rd
Poughkeepsie, NY 12601

Dear Commissioner Glatt, Ph.D. ABPP:

The NYS Office of Mental Health (OMH) is issuing your January 1, 2014 to December 31, 2014 State Aid Letter (SAL) to reflect your latest allocation. Your total allocation amount at this time is \$11,799,283. The allocations authorized in this letter include full annual funding for initiatives previously authorized. The first six months are approved actuals and the second six months are estimates. Any changes in your authorization level based on the enactment of the 2014-15 State Budget will result in a revised State Aid Letter.

Please ensure the County Allocation Tracker (CAT) is updated to agree with the State Aid Letter allocations and reflects all county contracts funded with State Aid. As a reminder, the Consolidated Claim Report (CCR)/Consolidated Financial Report (CFR) for local fiscal year 2013 is due May 1, 2014. Guidelines for completion of the CCR/CFR can be accessed through the OMH website. If any of your providers need assistance in completing these forms, they should contact the OMH Help Desk at 1-800-HELPNYS.

The Aid to Localities Spending Plan Guidelines, which explain the reporting and use requirements of your authorized funding, can also be accessed through the OMH website. In addition, please remember if you receive federal funds, to submit your two federal certifications which are also available on the OMH website. Please share this website with all of your subcontract providers so that they may become familiar with the guidelines that apply to them, and refer to the guidelines as necessary. As a reminder, failure to submit the CAT, and/or CCR/CFR schedules in a timely manner may result in the delay of subsequent State Aid payments and/or Medicaid payments.

Inherent in OMH's budget and claiming policy is the expectation that your department will monitor expenditures against budgeted costs throughout the year. Please notify your OMH Field Office of any significant fiscal or programmatic problems as soon as they become known. If you have questions regarding any local mental health fiscal issues, including questions regarding the information or instructions that are included in this letter, please call William Porter at OMH Hudson River Field Office at (845) 454-8229.

Sincerely,

April A. Wojtkiewicz, Assistant Director
Community Budget & Financial Management

Att.

cc: William Porter

Attachment A
Funding Source Allocation Table
 County Code: 14 Funding Source: Dutchess Year: 2014

Authorized On: 4/25/2014 3:32:55 PM
 Printed On: 4/28/2014
 Page 3 of 4

Funding Source	Code	Type	Prior Letter	Allocation Changes	Revised Current	Annualized	Annualized	Fiscal Year	Beds
			Allocation	Since Prior Letter	Fiscal Year	Value from Prior	Value Changes	Revised	

Remarks
 Increase of \$206,992 (FAV \$206,992) as restoration to State Aid, effective 01/01/14 of CSP Medicaid that has funded the following provider/program code: Astor Services for Children/PC3040/\$206,992.
 The allocation funds a Home Based Crisis Intervention program.

Community Support Programs-C&F	046L	MHPFA	\$298,784	\$0	\$298,784	\$0	\$149,392	\$149,392	
Supported Housing	078	MHPFA	\$2,589,483	\$67,635	\$2,657,118	\$0	\$2,679,664	\$2,679,664	

Remarks

Effective April 1, 2014, adding 7 beds at \$12,883 per bed associated with enhanced investment in community support programs in an effort to reduce reliance on inpatient services and beds. OMH will provide further guidance on these beds in a separate correspondence
 The annualized funding assumes 174 beds at an annual per bed rate of \$13,026. Funding for 15 new beds as of 10/10. Full annual funding for these beds is \$195,380. Of the 15 new units, all are designated for long-stay SPC patients.

Prior Year Liability	122P	MHPFA	\$0	\$0	\$0	\$0	\$0	\$0	
Trans. Mgmt Kendra's	170B	MHPFA	\$38,440	\$0	\$38,440	\$0	\$19,220	\$19,220	
MGP Admin Kendra's	170C	MHPFA	\$13,956	\$0	\$13,956	\$0	\$6,978	\$6,978	
Medication Grant Kendra's	170D	MHPFA	\$27,188	\$(13,594)	\$13,594	\$0	\$0	\$0	
Adult Home Court-Ordered / Nursing H78		MHPFA	\$1,389,765	\$0	\$1,389,765	\$0	\$555,906	\$555,906	

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 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt	<i>absent</i>	
District 4 - Town of Hyde Park	Serino	<i>absent</i>	
District 9 - City of Poughkeepsie	Johnson		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (VC)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey (C)		

Present: 10
 Absent: 2
 Vacant: 0

Resolution: ✓
 Motion: —

Total : 10 0
 Yes No
 Abstentions: 0

2014283 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE

Date: October 8, 2014

Roll Call Sheets

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

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

2014283 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF MENTAL HYGIENE

Date: October 14, 2014

RESOLUTION NO. 2014284

RE: AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE HEALTH DEPARTMENT (A.4046.33)

Legislators KELSEY, INCORONATO, JETER-JACKSON, HORTON, PERKINS, FARLEY, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the Commissioner of Health has advised that additional funds are needed to meet the projected cost for mandated preschool education transportation services, and

WHEREAS, the Preschool Special Education program has experienced a three (3%) percent increase in transportation cost due to contractual obligations; fueling costs have also increased due to an additional charge of ten cents per gallon for the use of our County-owned gas stations, necessitated in order to implement better cost controls and auditing of gas usage, and

WHEREAS, in the 2013-2014 school year, the number of children transported increased 12% from the 2012-2013 school year and the trend is continuing, and

WHEREAS, it is necessary to amend the 2014 Adopted County Budget to provide funds to meet the County's obligations, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2014 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.4046.33.4430.87 Preschool Spec Ed 3-5 Transportation \$870,226

Decrease

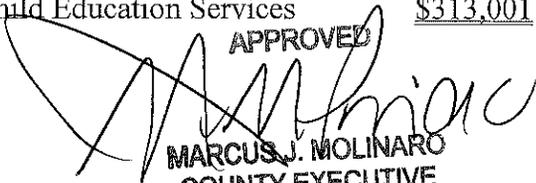
A.1990.4007 General Contingency (557,225)
\$313,001

REVENUES

Increase

A.4046.33.34460.01 Handicap Child Education Services \$313,001

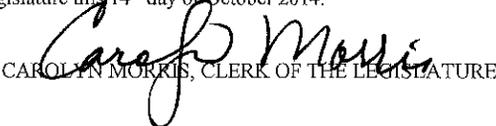
CA-186-14
CRC/ca/G-0153
9/23/14
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 870,226

Total Current Year Revenue \$ 313,001
and Source

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

Identify Line Items(s):

A.1990.4007

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: \$ 0

Net County Cost (this year): \$557,225

Over Five Years: _____

Additional Comments/Explanation:

Prepared by: Sabrina Marzouka

MARCUS J. MOLINARO
COUNTY EXECUTIVE



KARI REIBER, MD
COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF HEALTH

TO: Val Sommerville
FROM: Sabrina Marzouka *S. Marzouka*
DATE: September 19, 2014
RE: Resolution Request – 2015 Preschool Special Education Transportation Budget Appropriation

Please find attached a Request for Resolution to increase the Department's appropriation by \$870,226 to meet projected cost for Preschool Education Transportation Services.

The Preschool Special Education Program has experienced a 3% increase in transportation cost due to contractual obligation. Fueling costs have also increased due to an additional charge of ten cents a gallon for the use of our county-owned gas stations. This was necessary to implement better cost controls and auditing of gas usage.

Finally, in the 2013-2014 school year, we transported 361 children to center-based programs, a 12% increase from the 2012-2013 school year. The trend is continuing for the 2014-2015 school year.

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 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt	<i>absent</i>	
District 4 - Town of Hyde Park	Serino	<i>absent</i>	
District 9 - City of Poughkeepsie	Johnson		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (VC)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey (C)		

Present: <u>10</u>	Resolution: <input checked="" type="checkbox"/>	Total : <u>10</u>	<u>0</u>
Absent: <u>2</u>	Motion: <u> </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

2014284 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE HEALTH DEPARTMENT (A.4046.33)

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014284 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE HEALTH DEPARTMENT (A.4046.33)

Date: October 14, 2014

RESOLUTION NO. 2014285

RE: AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS TO FAMILY COURT (A.1162.04)

Legislators FLESLAND, BOLNER, HORTON, JETER-JACKSON, and FARLEY offer the following and move its adoption:

WHEREAS, the Chief Clerk of the Family Court has advised that due to higher than estimated Assigned Counsel costs there are insufficient funds remaining for the payment of assigned counsel fees for attorneys serving Family Court through December 31, 2014, and

WHEREAS, it is necessary to amend the 2014 Adopted County Budget to provide funds to meet these expenses, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2014 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1162.04.4444 Attys/Assgnd Counsel \$275,000

Decrease

A.1990.4007 General Contingency \$275,000

CA-182-14

ca/ G-137

9/16/14

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 10/15/2014

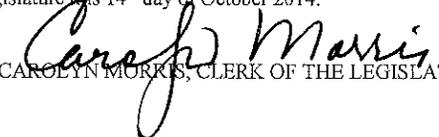
STATE OF NEW YORK

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 275,000

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):

A.1162.04.4444 Attys/Assigned Counsel
A.1990.4007 General Contingency

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

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

Additional Comments/Explanation:

Prepared by: Rachel Kashimer, Budget Office

MEMORANDUM

To: Dutchess County Budget Office
From: Peter A. Palladino, Chief Clerk III 
Dutchess County Family Court
Date: September 16, 2014
Subject: Supplemental Appropriations request for Assigned Counsel
for A.1162.04.4444 Attys/Assigned Counsel

In reviewing the above referenced Assigned Counsel account and based on average monthly expenses it is projected that by mid-October 2014 this account will be exhausted and will require supplemental appropriations in the amount of \$275,000 to complete the 2014 fiscal year expenses.

The initial court request submitted in October 2013 by my office for projected expenditures was for \$1,300,000 and was based on an educated projection of Assigned Counsel costs.

Factors considered in that projection included a continued steady caseload with no radical changes to the Family Court Law or any changes in operational processing of the caseload as well as additional phasing in of the Public Defender expansion of services assigned to our court.

The A.1162.04.4444 Attys/Assigned Counsel was budgeted for \$1,058,518 for fiscal year 2014.

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 6 - Town of Poughkeepsie	Fiesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt	<i>absent</i>	
District 4 - Town of Hyde Park	Serino	<i>absent</i>	
District 9 - City of Poughkeepsie	Johnson		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (VC)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey (C)		<i>abstain</i>

Present: <u>10</u>	Resolution: <input checked="" type="checkbox"/>	Total: <u>9</u> <u>10</u>	
Absent: <u>2</u>	Motion: _____	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u> <u>0</u>	

2014285 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS OF FAMILY COURT (A.1162.04)

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total: 24 0
 Yes No
 Abstentions: 1

abstain

2014285 AMENDING THE 2014 ADOPTED COUNTY BUDGET AS IT PERTAINS OF FAMILY COURT (A.1162.04)

Date: October 14, 2014

Discussion on Resolution No. 2014285 proceeded as follows:

Legislator Kelsey requested to abstain because he serves on the 18-b panel.

Chairman Rolison granted permission.

Roll call on the foregoing resolution resulted as follows:

AYES: 24

NAYS: 0

ABSENT: 0

ABSTAIN: 1 Kelsey

Resolution adopted.

FAMILY & HUMAN SERVICES

RESOLUTION NO. 2014286

RE: AUTHORIZING THE COUNTY OF DUTCHESS TO ASSUME OWNERSHIP AND MAINTENANCE OF THE DUTCHESS COUNTY WAR MEMORIAL IF APPROVED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION

Legislators FLESLAND, KELSEY, WEISS, NESBITT, INCORONATO, SAGLIANO, BOLNER, HORTON, PERKINS, JETER-JACKSON, JOHNSON, and STRAWINSKI offers the following and moves its adoption:

WHEREAS, the County Executive has requested authorization for the County of Dutchess to assume ownership and maintenance of the Dutchess County War Memorial situated at the northeast intersection of Main Street and Raymond Avenue Extension in the Town of Poughkeepsie, if approved by the New York State Department of Transportation, and

WHEREAS, the parcel of land on which the Dutchess County War Memorial is situated is presumed to be currently owned by New York State as part of its right-of-way to Raymond Avenue Extension, over which the State of New York Department of Transportation has maintenance jurisdiction for State highway purposes, and

WHEREAS, the Dutchess County War Memorial is currently maintained by the Dutchess County War Memorial Committee, Inc., a not-for-profit corporation which has requested that the responsibility for maintenance of the monument, the parcel of real property on which it sits, and the adjacent parking lot be transferred to the County of Dutchess, and

WHEREAS, New York State Highway Law Section 10(32) authorizes the Commissioner of Transportation upon proper request, to abandon a State Highway, or portion thereof, to a municipality, when such parcel is no longer needed by, or useful to the State Highway System, and

WHEREAS, New York Highway Law Section 10(32) requires that such abandoned highway or portion thereof shall thereafter be maintained as a part of the highway or road system of such municipality, and

WHEREAS, the County of Dutchess has initiated the process to assume ownership by letter of request dated September 4, 2014 from Robert H. Balkind, P.E., Deputy Commissioner of Public Works, to the New York State Department of Transportation, and

WHEREAS, the County shall continue to maintain and utilize such abandoned highway or portion thereof for public transportation purposes, and

WHEREAS, the County's obligation of maintenance shall minimally consist of monument repairs, adding names to the monument, providing tents and chairs for ceremonies, and maintaining insurance coverage, and

WHEREAS, the County will request that the Town of Poughkeepsie continue to provide snow removal and lawn care services, and

WHEREAS, New York General Municipal Law §77-a and New York County Law §226 require a two-thirds vote of the total membership of the Dutchess County Legislature for the County to construct and/or maintain monuments and memorials in commemoration of the members of the armed forces of the United States in any of its wars, and

WHEREAS, New York General Municipal Law §77-a requires that the resolution authorizing the maintenance of a memorial site shall create a committee, to be at all times comprised of members of the Dutchess County Legislature to have charge of such maintenance, and direct expenditures therefor, now, therefore, be it

RESOLVED, that this Legislature authorizes the County of Dutchess to assume ownership and maintenance of the Dutchess County War Memorial situated at the northeast intersection of Main Street and Raymond Avenue Extension in the Town of Poughkeepsie, if approved by the New York State Department of Transportation, and to execute such documents as may be necessary as authorized by Dutchess County Administrative Code Section 32.01, and be it further

RESOLVED, that pursuant to the provisions of New York State General Municipal Law Section 77-a, the Dutchess County Legislature's Veteran Affairs Committee shall exercise oversight responsibility of such maintenance and expenditures. Such Legislative Committee may seek input from the members of the current citizens' Dutchess County War Memorial Committee.

CA-170-14
CRC/ca/G-0203
9/12/14; revised 9/16/14; 10/2/14
Fiscal Impact: See attached statement

APPROVED

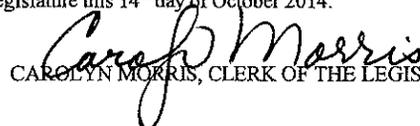
MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 10/15/2014

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: \$12,500

Additional Comments/Explanation:

Costs for the remainder of 2014 are expected to be minimal and can be absorbed in the 2014 Adopted budget. The annual projection for maintenance, monument repairs, adding names to the monument, providing tents and chairs for ceremonies totals \$2,500 and will be included in the 2015 budget.

Prepared by: Nelson Eddy Rivera, Director of Veterans Affairs



COUNTY OF DUTCHESS

MARCUS J. MOLINARO
COUNTY EXECUTIVE

MEMORANDUM

To: Rob Rolison, County Legislature Chairman
 From: Marc Molinaro, County Executive
 Date: October 6, 2014
 RE: Veteran Services Donation Line

The 2015 proposed budget presented to the Legislature in October will include a line in the Veteran Services budget for the acceptance of private donations. Should the 2015 budget with the donations line be approved by the Legislature in December, this division will begin to solicit and collect donations for various veteran projects including upkeep of the Dutchess County War Memorial in Poughkeepsie and the installation of a flagpole in Hyde Park at the Route 9G end of the newly dedicated "Dutchess County Veterans Memorial Highway".

During your October meetings, we will ask the County Legislature approve a resolution for the County to assume responsibility for the Dutchess County War Memorial. The Dutchess County War Memorial Committee will remain active and involved but has agreed to transfer funds to Veteran Services for purposes related to the memorial. Any money secured for the Memorial will be put into this newly created budget line and expended under the direction of the Veteran Services Director.

At the request of Legislators Sue Serino, Rich Perkins and Rob Weiss, the County has agreed to place a flagpole at the intersection of state Route 9G and Saint Andrews Road. The caveat is that to the extent possible private donations should be sought and secured in order to offset the cost. The Department of Public Works estimates the total project will cost between \$5,000 and \$6,000 – \$1,600 for a flagpole, \$400-\$600 for the solar lights, and about \$3,000 for installation. The goal is to raise sufficient funds in time to install the flagpole before Memorial Day 2015.

Anyone interested in donating to these projects should contact Veteran Services Director Nelson Eddy Rivera at (845) 486-2060 who will make arrangements to collect funds starting in 2015.

If you or any member of the Legislature should have any questions please do not hesitate to contact Assistant County Executive Michael Ellison.

MARCUS J. MOLINARO
COUNTY EXECUTIVE



NOEL H.S. KNILLE, AIA, ASLA
COMMISSIONER

ROBERT H. BALKIND, P.E.
DEPUTY COMMISSIONER

COUNTY OF DUTCHESS
DEPARTMENT OF PUBLIC WORKS

September 4, 2014

Kathy Busa, Real Estate Specialist 1
NYS Department of Transportation
4 Burnett Blvd.
Poughkeepsie, NY 12603

**RE: DUTCHESS COUNTY WAR MEMORIAL:
ABANDONMENT OF MAINTENANCE JURISDICTION TO
DUTCHESS COUNTY; PARCEL ALONG THE FRONTAGE OF
MAIN STREET AND RAYMOND AVENUE
TOWN OF POUGHKEEPSIE, DUTCHESS COUNTY**

Dear Ms. Busa:

The County of Dutchess is seeking to acquire maintenance jurisdiction for the parcel of real property containing the Dutchess County War Memorial and the adjacent parking lot as shown on the accompanying sketch. This parcel is currently being maintained by Dutchess County Veterans who no longer have the funding to properly maintain the property. Dutchess County is willing to acquire this parcel and assume all maintenance responsibilities. This parcel will continue to be used as the site of the Dutchess County War Memorial and for public parking.

Please contact Matthew W. Davis at (845) 486-2929 with any questions concerning this matter. Thank you for your consideration in this matter.

Very truly yours,

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

ls

Enc.

c: Carol A. Bogle, Chief Assistant County Attorney

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 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 1 - Town of Poughkeepsie	Nesbitt	<i>absent</i>	
District 4 - Town of Hyde Park	Serino	<i>absent</i>	
District 9 - City of Poughkeepsie	Johnson		
District 20 - Town of Red Hook	Strawinski		
District 21 - Town of East Fishkill	Horton (VC)		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Kelsey (C)		

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

2014286 AUTHORIZING THE COUNTY OF DUTCHESS TO ASSUME OWNERSHIP AND MAINTENANCE OF THE DUTCHESS COUNTY WAR MEMORIAL IF APPROVED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

Resolution:
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014286 AUTHORIZING THE COUNTY OF DUTCHESS TO ASSUME OWNERSHIP AND MAINTENANCE OF THE DUTCHESS COUNTY WAR MEMORIAL IF APPROVED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION

Date: October 14, 2014

RESOLUTION NO. 2014287

RE: DESIGNATION OF DUTCHESS TOURISM INC. AS THE TOURISM PROMOTION AGENCY FOR THE COUNTY OF DUTCHESS

Legislators FLESLAND, BORCHERT, HUTCHINGS, WEISS, HORTON, PERKINS, STRAWINSKI, and FARLEY offer the following and move its adoption:

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

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

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

RESOLVED, that the Dutchess County Economic Development Corporation is hereby designated the Tourism Promotion Agency for Dutchess County for the state fiscal year April 1, 2014, through December 31, 2014, and is hereby authorized to apply for state matching funds up to \$325,000, and, be it further

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

APPROVED

~~MARCUS J. MOLINARO~~
COUNTY EXECUTIVE

Date 10-16-2014


William F.X. O'Neil
Deputy County Executive

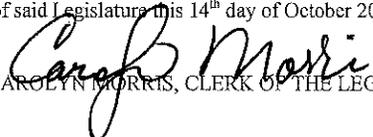
STATE OF NEW YORK

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Budget, Finance, and Personnel Committee Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 8 - City and Town of Poughkeepsie	Rolison*	✓	
District 6 - Town of Poughkeepsie	Flesland*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 10 - City of Poughkeepsie	Jeter-Jackson*		
District 16 - Town of Fishkill and City of Beacon	MacAvery*		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano(VC)		
District 3 - Town of LaGrange	Borchert (C)		
District 7 - Towns of Hyde Park and Poughkeepsie	Perkins		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 15 - Town of Wappinger	Incoronato		
District 17 - Town and Village of Fishkill	Miccio		
District 22 - Towns of Beekman and Union Vale	Hutchings		

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

2014287 DESIGNATION OF DUTCHESS TOURISM INC. AS THE TOURISM PROMOTION AGENCY FOR THE COUNTY OF DUTCHESS

Date: October 8, 2014

Roll Call Sheets

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

Present: 25
 Absent: 0
 Vacant: 0

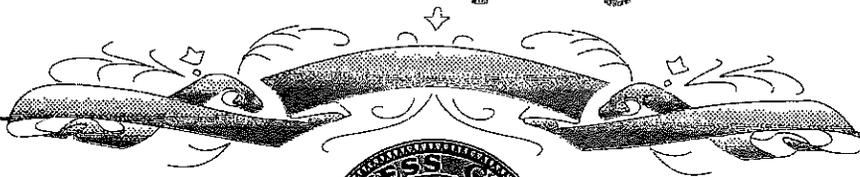
Resolution: ✓
 Motion:

Total: 25 0
 Yes No
 Abstentions: 0

2014287 DESIGNATION OF DUTCHESS TOURISM INC. AS THE TOURISM PROMOTION AGENCY FOR THE COUNTY OF DUTCHESS

Date: October 14, 2014

Dutchess County Legislature



PROCLAMATION: RECOGNIZING OCTOBER 2014 AS ANTI-BULLYING AWARENESS MONTH

Legislator Flesland offers the following and moves its adoption:

WHEREAS, we must safeguard schools and communities for our children, and, through our recognition of the serious issues that face them each day, offer our children an environment that holds promise and security, and

WHEREAS, many organizations, school districts, educators, and parents have publicly expressed concern about the bullying of children, and

WHEREAS, each day an estimated 160,000 children refuse to go to school because they dread the physical and verbal aggression of their peers, and the loneliness that comes from being excluded and being made the target of rumors and cyber-bullying, and many more students attend school in a chronic state of anxiety, and

WHEREAS, it is important that we acknowledge and heighten awareness about the serious issues and the negative effects of bullying, including the long-term damage it can cause on our youth, as well as the risks of teenage suicide, and

WHEREAS, providing a safe physical and emotional environment is a significant goal and a personal responsibility of each individual, and

WHEREAS, it is time to "Stand UP for Character - DOWN to Bullying," now, therefore be it

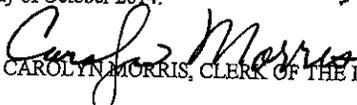
RESOLVED, that the Dutchess County Legislature does hereby designate the month of October 2014 as Anti-Bullying Awareness Month as a symbol of our commitment to the year-round struggle against bullying.

STATE OF NEW YORK Resolution No. 2014288

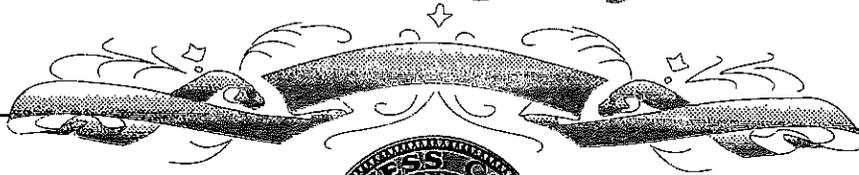
COUNTY OF DUTCHESS ss:

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



Proclamation: October is Domestic Violence Awareness Month

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

WHEREAS, Domestic Violence Awareness Month (DVAM) evolved from the "Day of Unity" in October 1981, conceived by the National Coalition Against Domestic Violence (NCADV), and

WHEREAS, the intent of this day was to connect advocates across the nation who were working to end violence against women, and their children to join together and devote a range of activities conducted at the local, state, and national levels to educate and inform the public of this continued violence, and

WHEREAS, in October 1987, the first Domestic Violence Awareness Month was observed, and that same year also marked the initiation of the first national domestic violence toll-free hotline, and

WHEREAS, in 1989 the U.S. Congress passed Public Law 101-112 designating October as National Domestic Violence Awareness Month. Since then, legislation has been passed every year, beginning with the Day of Unity, being celebrated on the first Monday of every October to kickoff Domestic Violence Awareness Month, and

WHEREAS, the Dutchess County Legislature established the Citizens' Advisory Committee on Domestic Violence in 1990 following a series of public hearings and presentations relating to the issue of domestic violence within the community. The County Legislature noted the profound effect that violence has within families and, as a result, within the community, and

WHEREAS, the Citizens' Advisory Committee has met on a regular basis since July 1990. The members appointed by the County Legislature include representatives from many groups, including law enforcement, advocacy groups, family courts, the District Attorney's Office, private industry, and public and private schools. In keeping with its mandate, this committee seeks input from all groups who deal with domestic violence within the community, now, therefore, be it

RESOLVED, that the Dutchess County Legislature and the Dutchess County Executive do hereby recognize the month of October to be Domestic Violence Awareness Month, and offer their endorsement to the efforts of the National Coalition Against Domestic Violence and, in addition, the Dutchess County Legislature Citizens' Advisory Committee on Domestic Violence, the Grace Smith House, Family Services, and House of Hope, among others, in assisting the members of our community to bring awareness to this ongoing violence and to educate the community to help stop the violence.

STATE OF NEW YORK

ss:

Resolution No. 2014289

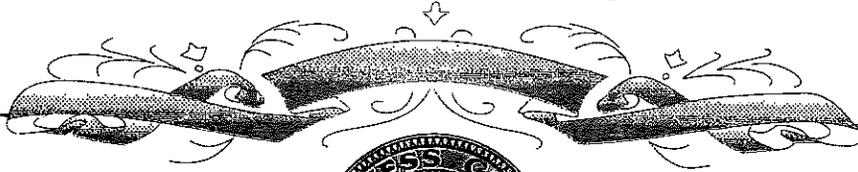
COUNTY OF DUTCHESS

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Dutchess County Legislature



Commendation: Sgt. Patrick Hildenbrand

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

WHEREAS, the Dutchess County Legislature seeks to acknowledge and commend those individuals whose actions serve to save lives and enhance the quality of life in Dutchess County, and

WHEREAS, Sgt. Patrick Hildenbrand of the Village of Red Hook Police Department has been recognized for coming to the aid of a Dutchess County resident, and

WHEREAS, Sgt. Patrick Hildenbrand of the Village of Red Hook Police Department was on duty when he saw a car speeding down South Broadway, that soon became a matter of life and death, and after Sgt. Hildenbrand switched on the lights of his police SUV, the driver of the speeding car locked up his brakes, threw open the door, and emerged with a lifeless child in his arms, and

WHEREAS, the child's father was racing to Northern Dutchess Hospital when he was stopped by Sgt. Hildenbrand, and

WHEREAS, Sgt. Hildenbrand put the father and child in the backseat of his SUV and headed to the hospital at full speed, calling ahead to alert the medical staff all while en route, and

WHEREAS, Sgt. Hildenbrand then began coaching the father on CPR techniques, but it was not working, and panic was making it difficult for the father to follow instructions, so Sgt. Hildenbrand had him hold the child up close to the partition and Sgt. Hildenbrand reached backwards through the partition and started doing two-finger compressions, and when they arrived at Northern Dutchess Hospital, the medical staff began to put an airway into the child, and then the child started crying and was breathing again, and

WHEREAS, blood tests later revealed that the 22 month old child had suffered a seizure, and

WHEREAS, the child's parents, and the community at large, are relieved and thankful for Sgt. Hildenbrand's assistance in saving the child's life, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all people of Dutchess County, does hereby compliment, commend, and thank Sgt. Patrick Hildenbrand for his observation, action, and genuine concern for mankind and for saving a life, and, be it further

RESOLVED, that the Dutchess County Legislature hereby honors Sgt. Patrick Hildenbrand for his heroic deed and conduct, his commitment to his duty, and respect for fellow human beings.

STATE OF NEW YORK

COUNTY OF DUTCHESS ^{ss:} Resolution No. 1.2014290

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

Lay on Desks 10-14-14

PULLED BY SPONSOR 11/6/14

RESOLUTION NO. 2014291

RE: LOCAL LAW NO. _____ OF 2014, A LOCAL LAW TO ESTABLISH A
SUSTAINABLE ENERGY LOAN PROGRAM IN THE COUNTY OF
DUTCHESS

Legislators TYNER, STRAWINSKI, MACAVERY, and FARLEY offer the following
and move its adoption:

RESOLVED, that the Legislature of the County of Dutchess adopt Local Law No.
_____ of 2014 which has been submitted this day for consideration by said Legislature.

NO FURTHER ACTION TAKEN IN 2014

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 10th day of November 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 10th day of November 2014.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

LOCAL LAW NO. _____ OF 2014

RE: LOCAL LAW NO. _____ OF 2014, A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM IN THE COUNTY OF DUTCHESS

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

SECTION 1. SHORT TITLE

This Local Law shall be known as the “Energize NY Benefit Financing Program”, and shall read as follows:

SECTION 2. LEGISLATIVE INTENT AND PURPOSE

A. It is the policy of both the County of Dutchess and the State of New York to achieve energy efficiency and renewable energy goals, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The County of Dutchess finds that it can fulfill this policy by providing property assessed clean energy financing to property owners for the installation of renewable energy systems and energy efficiency measures. This Local Law establishes a program that will allow the Energy Improvement Corporation (“EIC”), a local development corporation, acting on behalf of the County of Dutchess, to make funds available to qualified property owners that will be repaid by such property owners through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this section and fulfilling an important public purpose.

B. The County of Dutchess is authorized to implement this Energize NY Benefit Financing Program pursuant to Article 5-L of the New York General Municipal Law.

C. This Local Law shall be known and may be cited as the “Energize NY Benefit Financing Program Law of the County of Dutchess”.

SECTION 3. DEFINITIONS

For purposes of this Local Law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

a. Authority – The New York State Energy Research and Development Authority, as defined by subdivision two of Section eighteen hundred fifty-one of the Public Authorities Law, or its successor.

b. County – County of Dutchess, State of New York

c. EIC – The Energy Improvement Corporation, a local development corporation, duly organized under Section fourteen hundred eleven of the Not-For-Profit Corporation Law, authorized hereby on behalf of the County to implement the Energize NY Benefit Financing Program by providing funds to qualified property owners (as defined in this chapter) and providing for repayment of such funds from monies collected by the County tax collector as a charge to be levied on the real property and collected in the same manner and same form as the County taxes.

d. Energy Audit – A formal evaluation or “assessment” of the energy consumption of a permanent building or structural improvement to real property, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of identifying appropriate energy efficiency improvements that could be made to the property.

e. Energy Efficiency Improvement – Any renovation or retrofitting of a building to reduce energy consumption, such as window and door replacement, lighting, caulking, weather stripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by the Authority, not including lighting measures or household appliances that are not permanently fixed to real property.

f. Qualified Property Owner – An owner of residential or commercial real property located within the boundaries of the County that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility set forth under this Local Law.

g. Renewable Energy System – An energy generating system for the generation of electric or thermal energy, to be used primarily as such property, by means of solar thermal, solar photovoltaic, wind, geothermal, anaerobic digester gas-to-electricity systems, fuel cell technologies, or other renewable energy technology approved by the Authority not including the combustion or pyrolysis of solid waste.

h. Renewable Energy System Feasibility Study – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

SECTION 4. ESTABLISHMENT OF AN ENERGIZE NY BENEFIT FINANCING PROGRAM

A. An Energize NY Benefit Financing Program is hereby established by the County, whereby EIC acting on its behalf, may provide funds to Qualified Property Owners in accordance with the procedures set forth under this Local Law, to finance the acquisition, construction and installation of Renewable Energy Systems and Energy Efficiency Improvements and the verification of the installation of such systems and improvements.

B. The funds provided shall not exceed the lesser of ten percent (10%) of the appraised value of the real property where the Renewable Energy Systems and / or Energy Efficiency Improvements will be located, or the actual cost of installing the Renewable Energy Systems and / or Energy Efficiency Improvements, including the costs of necessary equipment, materials, and labor and the cost of verification of such systems and improvements.

SECTION 5. PROCEDURES OF ELIGIBILITY

A. Any property owner in the County may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and on the Ulster County Government website.

B. Every application submitted by a property owner shall be reviewed by EIC acting on behalf of

the County, which shall make a positive or negative determination on such application based upon the criteria for making a financing enumerated in subsection A of Section 6 of this Local Law. EIC may also request further information from the property owner where necessary to aid in its determination.

C. If a positive determination on an application is made by EIC acting on behalf of the County, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Energize NY Benefit Financing Program in accordance with the procedure set forth under Section 7 of this Local Law; provided that in no case shall a property owner that has received funds from another municipal corporation for the acquisition, construction and installation of Energy Efficiency Improvements and /or Renewable Energy Systems be deemed a Qualified Property Owner.

SECTION 6. APPLICATION CRITERIA

A. Upon the submission of an application, EIC acting on behalf of the County shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

1. The proposed Energy Efficiency Improvement and / or Renewable Energy Systems are determined to be cost effective by the Authority;
2. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems will generate an estimated annual cost savings greater than the annual charge payments;
3. Sufficient funds are available to provide to the property owner;
4. The property owner is current in payments on any existing mortgage;
5. The property owner is current in payments on any existing real property taxes and has been current on real property taxes for the previous three years; and
6. Such additional criteria, not inconsistent with the criteria set forth above, as the County, or EIC acting on its behalf, may set from time to time.

SECTION 7. OPT-IN, ENERGIZE FINANCE AGREEMENT

A. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an Energize Finance Agreement made by and between the Qualified Property Owner and EIC, acting on behalf of the County.

B. Upon execution of the Energize Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC acting on behalf of the County, for the acquisition, construction, and installation of qualifying Renewable Energy Systems and Energy Efficiency Improvements; provided the requirements of Section 8 of this Local Law have been met.

C. The Energize Finance Agreement shall include the terms and conditions of repayment set forth under Section 9 of this Local Law.

SECTION 8. ENERGY AUDIT, RENEWABLE ENERGY SYSTEM FEASIBILITY STUDY

A. No funds shall be made available for Energy Efficiency Improvements unless determined to be appropriate through an Energy Audit as defined in Section 3.

B. No funds shall be made available for a Renewable Energy System unless determined to be feasible through a Renewable Energy System Feasibility Study as defined in Section 3.

C. The cost of such Energy Audit and / or Renewable Energy System Feasibility Study shall be borne solely by the property owner but may be included in the financed amount if the work is approved.

SECTION 9. TERMS AND CONDITIONS REPAYMENT

The Energize Finance Agreement between the Qualified Property Owner and EIC acting on behalf of the County, shall set forth the terms and conditions of repayment in accordance with the following:

A. The principal amount of the funds paid to the Qualified Property Owner hereunder, together with the interest thereon, shall be paid by the property owner as a charge on their real property tax bill and shall be levied and collected at the same time and in the same manner as County taxes, provided that such charge shall be separately listed on the tax bill. The County shall make payment to EIC or its designee in the amount of all such separately listed charges within thirty (30) days of the County real property tax due date.

B. The term of such repayment shall be determined at the time the Energize Finance Agreement is executed by the property owner and EIC, provided that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC acting on behalf of the County.

C. The rate of interest for the charge shall be fixed by EIC acting on behalf of the County at the time the Energize Finance Agreement is executed by the property owner and EIC.

D. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program and shall run with the land. A transferee of title to the benefited real property shall be required to pay any future installments, including interest thereon.

SECTION 10. VERIFICATION AND REPORT

A. EIC shall be responsible for verifying and reporting to the County on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such program.

B. The County shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Energize NY Benefit Financing Program in such form and manner as the Authority may establish.

SECTION 11. EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.

**Local Law No. 6: A Local Law To Establish A Sustainable Energy Loan Program
In The County Of Ulster: Energize NY Benefit Financing Program**
to join Energy Investment Corporation (EIC) to allow Property Assessed Clean Energy (PACE)
for Ulster County commercially or institutionally owned properties.

Ulster County Businesses and Residents: Your help is needed to encourage Ulster County Legislators to pass Local Law No. 6 to create the Energy Improvement Corporation (EIC), which allows area businesses and multi-family dwellings to finance energy retrofits and solar installations and pay it back on their tax bill with the savings that accrue from their energy improvements. Called Property Assessed Clean Energy (PACE), this financing system is enabled by NYS Law and has been adopted by Westchester towns and by Orange County. Here's a link to your reach legislator: <http://ulstercountyny.gov/legislature/legislative-members>

Key Talking Points:

Liability: The key issue is the County's liability.

I don't think there is a property that would default due to increase the County's liability because of improvements related to EIC. People who make improvements tend not to default; the businesses default rate in Ulster County is very low, and those who default would have anyway. Energy retrofits allow savings that can prevent a marginal business from failing. If an EIC improved business does default, they leave a more salable property. EIC includes a large Loan Loss Reserve to help cover this miniscule liability. Some legislators are concerned that EIC has no liability -- only county has liability or that EIC is making profit and county taking risk. The services EIC will provide are worth the small percentage points on loan that they charge and the County risk is minimal. It would take a whole new County department specialized in energy, financing, and outreach to do what EIC will provide here in Ulster County, if approved.

Tax Cap: Another key issue is whether EIC will impact the 2% tax cap. EIC bond counsel advises that it is not relevant, but some legislators want this from the NYS Comptroller. The Ulster County Comptroller, Elliot Auerbach, agrees and is confirming with the NYS Comptroller as well.

Competition: One other concern: Why only EIC? EIC is the only the only PACE provider for businesses in NY State at present. There is no exclusivity clause that would exclude others in future.

Other Options: There is now on-bill financing through Central Hudson for up to \$25,000 for residents through NYSERDA's Green Job/Green NY program, and up to \$50,000 for businesses through the EDGE program/EFS, but there are other businesses and multi-family dwellings not covered by GJ/GNY or EDGE. Businesses can also finance directly through a bank loan, but will likely pay a higher interest. EIC will be another tool in the tool box, one which may be easier to for some businesses to obtain and which would allow a higher investment (up to 10% of property value) in energy retrofits, efficiency and renewable generation via solar. See: <http://energizeny.org/eic>

Please contact me or Tracey Bartels if you have any further questions:

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DISTRICT NO. 16- Town of Gardiner, Town of
Shawangunk
Chairman Energy and Environment Committee

See more at: <http://ulstercountyny.gov/legislature/legislative-members#sthash.peg3pjfl.dpuf>



County Legislature

Christopher W. Eachus, Legislator
15th Legislative District

65 Clancy Avenue
New Windsor, New York 12553

Cell: (845) 527-4514
e-mail: cweachus@msn.com

To: The Ulster County Legislature, Ulster County, New York

Date: August 19, 2014

**Re: A Local Law To Establish A Sustainable Energy Loan Program
In The County Of Ulster, "Energize NY Benefit Financing
Program"**

As a fellow County Legislator, in the State of New York, I would like to personally 'Thank You' for considering the above legislation for your municipalities and your commercial enterprises in the County of Ulster. Your detailed investigation and questions into the program have brought forward all pertinent information about the program and hopefully has allowed you to make a qualified evaluation on this potential business-friendly program.

Although, there are many positive aspects to establishing a program that will allow the Energy Improvement Corporation ("EIC"), a local development corporation, acting on behalf of the County of Ulster, to make funds available to qualified property owners, the legislature in Orange County when considering similar legislation focused on the small business-friendly aspects of the law. At the time of consideration in Orange County there did not exist the newly increased energy costs by FERC or other proposals for supplying New York City with additional energy. These factors have only further justified Orange County's enactment of its law and have led to further inquiry by local small businesses looking to offset their energy costs.

I ask that the Ulster County Legislature evaluate the acquired information about the EIC program and to enact this proposed law for the benefit of your community. The cost savings attained by your local small businesses will be a direct benefit to your residents and add the success of your economic development.

Proposed Local Law Number 6 Of 2014

County Of Ulster

A Local Law To Establish A Sustainable Energy Loan Program In The County Of Ulster

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

SECTION 1. SHORT TITLE

This Local Law shall be known as the “Energize NY Benefit Financing Program”, and shall read as follows:

SECTION 2. LEGISLATIVE INTENT AND PURPOSE

- A. It is the policy of both the County of Ulster and the State of New York to achieve energy efficiency and renewable energy goals, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The County of Ulster finds that it can fulfill this policy by providing property assessed clean energy financing to property owners for the installation of renewable energy systems and energy efficiency measures. This Local Law establishes a program that will allow the Energy Improvement Corporation (“EIC”), a local development corporation, acting on behalf of the County of Ulster, to make funds available to qualified property owners that will be repaid by such property owners through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this section and fulfilling an important public purpose.
- B. The County of Ulster is authorized to implement this Energize NY Benefit Financing Program pursuant to Article 5-L of the New York General Municipal Law.
- C. This Local Law shall be known and may be cited as the “Energize NY Benefit Financing Program Law of the County of Ulster”.

SECTION 3. DEFINITIONS

For purposed of this Local Law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Proposed Local Law Number 6 Of 2014

County Of Ulster

**A Local Law To Establish A Sustainable Energy Loan Program In
The County Of Ulster**

- a. **Authority** – The New York State Energy Research and Development Authority, as defined by subdivision two of section eighteen hundred fifty-one of the public authorities law, or its successor.
- b. **County** – County of Ulster, State of New York
- c. **EIC** – The Energy Improvement Corporation, a local development corporation, duly organized under section fourteen hundred eleven of the Not-For-Profit Corporation Law, authorized hereby on behalf of the County to implement the Energize NY Benefit Financing Program by providing funds to qualified property owners (as defined in this chapter) and providing for repayment of such funds from monies collected by the County tax collector as a charge to be levied on the real property and collected in the same manner and same form as the County taxes.
- d. **Energy Audit** – A formal evaluation or “assessment” of the energy consumption of a permanent building or structural improvement to real property, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of identifying appropriate energy efficiency improvements that could be made to the property.
- e. **Energy Efficiency Improvement** – Any renovation or retrofitting of a building to reduce energy consumption, such as window and door replacement, lighting, caulking, weather stripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by the Authority, not including lighting measures or household appliances that are not permanently fixed to real property.
- f. **Qualified Property Owner** – An owner of residential or commercial real property located within the boundaries of the County that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility set forth under this Local Law.

Proposed Local Law Number 6 Of 2014

County Of Ulster

**A Local Law To Establish A Sustainable Energy Loan Program In
The County Of Ulster**

- g. **Renewable Energy System** – An energy generating system for the generation of electric or thermal energy, to be used primarily as such property, by means of solar thermal, solar photovoltaic, wind, geothermal, anaerobic digester gas-to-electricity systems, fuel cell technologies, or other renewable energy technology approved by the Authority not including the combustion or pyrolysis of solid waste.
- h. **Renewable Energy System Feasibility Study** – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

**SECTION 4. ESTABLISHMENT OF AN ENERGIZE NY BENEFIT
FINANCING PROGRAM**

- A. An Energize NY Benefit Financing Program is hereby established by the County, whereby EIC acting on its behalf, may provide funds to Qualified Property Owners in accordance with the procedures set forth under this Local Law, to finance the acquisition, construction and installation of Renewable Energy Systems and Energy Efficiency Improvements and the verification of the installation of such systems and improvements.
- B. The funds provided shall not exceed the lesser of ten percent (10%) of the appraised value of the real property where the Renewable Energy Systems and / or Energy Efficiency Improvements will be located, or the actual cost of installing the Renewable Energy Systems and / or Energy Efficiency Improvements, including the costs of necessary equipment, materials, and labor and the cost of verification of such systems and improvements.

SECTION 5. PROCEDURES OF ELIGIBILITY

- A. Any property owner in the County may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and on the Ulster County Government website.

Proposed Local Law Number 6 Of 2014

County Of Ulster

**A Local Law To Establish A Sustainable Energy Loan Program In
The County Of Ulster**

- B. Every application submitted by a property owner shall be reviewed by EIC acting on behalf of the County, which shall make a positive or negative determination on such application based upon the criteria for making a financing enumerated in subsection A of section 6 of this Local Law. EIC may also request further information from the property owner where necessary to aid in its determination.

- C. If a positive determination on an application is made by EIC acting on behalf of the County, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Energize NY Benefit Financing Program in accordance with the procedure set forth under section 7 of this Local Law; provided that in no case shall a property owner that has received funds from another municipal corporation for the acquisition, construction and installation of Energy Efficiency Improvements and /or Renewable Energy Systems be deemed a Qualified Property Owner.

SECTION 6. APPLICATION CRITERIA

- A. Upon the submission of an application, EIC acting on behalf of the County, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:
 - 1. The proposed Energy Efficiency Improvement and / or Renewable Energy Systems are determined to be cost effective by the Authority;
 - 2. The proposed Energy Efficiency Improvements and / or Renewable Energy Systems will generate an estimated annual cost savings greater than the annual charge payments;
 - 3. Sufficient funds are available to provide to the property owner;
 - 4. The property owner is current in payments on any existing mortgage;
 - 5. The property owner is current in payments on any existing real property taxes and has been current on real property taxes for the previous three years; and
 - 6. Such additional criteria, not inconsistent with the criteria set forth above, as the County, or EIC acting on its behalf, may set from time to time.

Proposed Local Law Number 6 Of 2014

County Of Ulster

**A Local Law To Establish A Sustainable Energy Loan Program In
The County Of Ulster**

SECTION 7. OPT-IN, ENERGIZE FINANCE AGREEMENT

- A. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an Energize Finance Agreement made by and between the Qualified Property Owner and EIC, acting on behalf of the County.
- B. Upon execution of the Energize Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC acting on behalf of the County, for the acquisition, construction, and installation of qualifying Renewable Energy Systems and Energy Efficiency Improvements; provided the requirements of section 8 of this Local Law have been met.
- C. The Energize Finance Agreement shall include the terms and conditions of repayment set forth under section 9 of this Local Law.

**SECTION 8. ENERGY AUDIT, RENEWABLE ENERGY SYSTEM
FEASIBILITY STUDY**

- A. No funds shall be made available for Energy Efficiency Improvements unless determined to be appropriate through an Energy Audit as defined in Section 3.
- B. No funds shall be made available for a Renewable Energy System unless determined to be feasible through a Renewable Energy System Feasibility Study as defined in Section 3.
- C. The cost of such Energy Audit and / or Renewable Energy System Feasibility Study shall be borne solely by the property owner but may be included in the financed amount if the work is approved.

Proposed Local Law Number 6 Of 2014

County Of Ulster

**A Local Law To Establish A Sustainable Energy Loan Program In
The County Of Ulster**

SECTION 9. TERMS AND CONDITIONS REPAYMENT

The Energize Finance Agreement between the Qualified Property Owner and EIC acting on behalf of the County, shall set forth the terms and conditions of repayment in accordance with the following:

- A. The principal amount of the funds paid to the Qualified Property Owner hereunder, together with the interest thereon, shall be paid by the property owner as a charge on their real property tax bill and shall be levied and collected at the same time and in the same manner as County taxes, provided that such charge shall be separately listed on the tax bill. The County shall make payment to EIC or its designee in the amount of all such separately listed charges within thirty (30) days of the County real property tax due date.
- B. The term of such repayment shall be determined at the time the Energize Finance Agreement is executed by the property owner and EIC, provided that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC acting on behalf of the County.
- C. The rate of interest for the charge shall be fixed by EIC acting on behalf of the County at the time the Energize Finance Agreement is executed by the property owner and EIC.
- D. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program and shall run with the land. A transferee of title to the benefited real property shall be required to pay any future installments, including interest thereon.

SECTION 10. VERIFICATION AND REPORT

- A. EIC shall be responsible for verifying and reporting to the County on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such program.

Proposed Local Law Number 6 Of 2014

County Of Ulster

**A Local Law To Establish A Sustainable Energy Loan Program In
The County Of Ulster**

- B. The County shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Energize NY Benefit Financing Program in such form and manner as the Authority may establish.

SECTION 11. EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.

TO CREATE
PUTTUESSE
COUNTY

ENERGY IMPROVEMENT CORPORATION

No Fiscal Impact

FISCAL IMPACT STATEMENT

APPROPRIATION RESOLUTIONS

Total Current Year Cost \$ 0

Total Current Year Revenue and Source: \$ 0

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

Identify Line Item (s):

Related Expenses: 0

Nature of Expenses: 0

Anticipated Savings to County: [savings to businesses!]

Net county Cost (this year): \$ 0

(over five years): \$ 0

(\$ funding available / other assistance from NYSPERPA, CCERC, DEC, EPA)

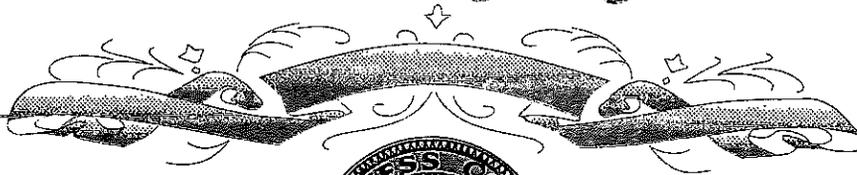
Additional Comments:

(EIC's already exist in Westchester and Orange counties to help local businesses save on energy bills - true for some here!)

The foregoing local law Resolution No. 2014291 was laid on desks on October 14, 2014, and pulled by sponsor on November 6, 2014.

No further action was taken on this resolution in 2014.

Dutchess County Legislature



Condolence: Police Officer Michael C. Williams
End of Watch: Sunday, September 21, 2014

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

WHEREAS, the Dutchess County Legislature has learned with profound sadness and regret of the recent death of Police Officer Michael C. Williams of the Bronx, and formerly of Poughquag and Mahopac, and

WHEREAS, Officer Michael C. Williams died on Sunday, September 21, 2014, at Lincoln Medical Center following a tragic accident while on duty for the New York City Police Department, en route to a special detail assignment of the United Nations General Assembly at the age of 25, and

WHEREAS, Michael C. Williams was born in Carmel on May 25, 1989, and was the beloved son of Michael G. and Joann Johanson Williams of Poughquag, New York, and

WHEREAS, Michael graduated from Arlington High School in 2007, and from Keene State College in 2011, with a Bachelor's Degree in Sociology and a minor in Criminal Justice, and

WHEREAS, Michael was employed by the New York City Police Department, stationed at the 47th Precinct, Bronx, and before that, Officer Williams started his law enforcement career and dreamed of serving as a Deputy Sheriff for the Dutchess County Sheriff's Office, and

WHEREAS, Michael is survived by his parents, Michael G. and Joann Johanson Williams, his grandmother, Barbara Johanson, his aunts and uncles, and many cousins and friends, and

WHEREAS, his passing will be mourned by his family, friends and colleagues throughout Dutchess County, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all the people of Dutchess County, does hereby extend its deep sympathy and sincere condolences to the family and friends of the late Michael C. Williams, and, be it further

RESOLVED, that the meeting of the Dutchess County Legislature be adjourned in memory of the late Officer Michael C. Williams.

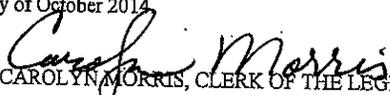
STATE OF NEW YORK Resolution No. 2014292

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 14th day of October 2014, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14th day of October 2014.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

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

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

There being no further business, the Chairman adjourned the meeting at 7:50 p.m. in memory of Police Officer Michael C. Williams.