

GOVERNMENT SERVICES & ADMINISTRATION COMMITTEE

OF THE

DUTCHESS COUNTY LEGISLATURE

Thursday, July 8, 2021

Committee Vice Chair Truitt called the committee to order at 6:25 pm

PRESENT: 10 ATKINS, BOLNER, BRENDLI, EDWARDS, GARITO,
HAUSER, METZGER, POLASEK, PULVER, and TRUITT

ABSENT: 2 PAGE and HOUSTON

PRESENT/LATE: 0

QUORUM PRESENT

Committee Vice Chair Truitt entertained a motion from the floor, which was seconded and carried, to suspend the rules to allow the public to address the Committee on agenda items.

No one wishing to speak Committee Vice Chair Truitt entertained a motion from the floor, which was seconded and carried, and the regular order of business was resumed.

2021099 A LOCAL LAW FOR FAIR HOUSING IN DUTCHESS COUNTY, NEW YORK

On motion by Majority Leader Bolner, duly seconded by Assistant Majority Leader Metzger, the Government Services and Administration Committee adopted the foregoing resolution with Legislator Houston and Assistant Minority Leader Page being absent.

2021100 A LOCAL LAW AUTHORIZING LICENSED YOUTH DEER HUNTERS IN DUTCHESS COUNTY, NEW YORK

On motion by Majority Leader Bolner, duly seconded by Assistant Majority Leader Metzger, the Government Services and Administration Committee adopted the foregoing resolution with Legislator Houston and Assistant Minority Leader Page being absent.

2021111 A LOCAL LAW ESTABLISHING AN ADDITIONAL APPLICATION PERIOD FOR THE COMMISSION ON REAPPORTIONMENT

On motion by Majority Leader Bolner, duly seconded by Assistant Majority Leader Metzger, moved the foregoing resolution. Discussion on Resolution No. 2021111 proceeded as follows:

Legislator Brendli moved, which was seconded and carried, to table the foregoing resolution.

Roll call vote on the motion to table the resolution proceeded as follows:

AYES: 3 ATKINS, BRENDLI, and EDWARDS,
NAYS: 7 BOLNER, GARITO, HAUSER, METZGER, POLASEK,
PULVER, and TRUITT
ABSENT: 2 PAGE and HOUSTON

Motion defeated.

Legislative Attorney Hagstrom referred to Chief Assistant County Attorney Chris Cullen's memorandum that was addressed to Majority Leader Bolner and Minority Leader Edwards stating that Local Law 5 of 2020 provides at Section 2F3 that the Dutchess County Department of Law provides legal advice to the commission. In that memorandum he explained his legal basis for why, as a matter of law, the commission had to be disbanded. The person who was an elected official as a school board member was not eligible at the very time he was appointed to the commission. Therefore, it was void right from the beginning. The law does provide that if you do not appoint someone timely, then the entire commissioner is disbanded. He was void right from the start, therefore the entire commission under the terms of this law was disbanded.

Roll call on the foregoing resolution resulted as follows:

AYES: 10 ATKINS, BOLNER, BRENDLI, EDWARDS, GARITO,
HAUSER, METZGER, POLASEK, PULVER, and TRUITT
NAYS: 0
ABSENT: 2 PAGE and HOUSTON

Pursuant to the 2020-2021 Permanent Rules of the Dutchess County Legislature Rule 4.13D, a member who refuses to cast a vote or who does not obtain permission to abstain, shall be deemed to have voted with the prevailing side on the motion.

Resolution adopted.

2021112 A LOCAL LAW AMENDING ARTICLE II (LEGISLATIVE BRANCH) OF THE DUTCHESS COUNTY CHARTER AS IT PERTAINS TO SECTION 2.01

On motion by Majority Leader Bolner, duly seconded by Assistant Majority Leader Metzger, the Government Services and Administration Committee adopted the foregoing resolution with Legislator Houston and Assistant Minority Leader Page being absent.

2021113 ESTABLISHING WORDING FOR REFERENDUM PROPOSITION RELATIVE TO AMENDING ARTICLE II (LEGISLATIVE BRANCH) OF THE DUTCHESS COUNTY CHARTER

On motion by Majority Leader Bolner, duly seconded by Assistant Majority Leader Metzger, the Government Services and Administration Committee adopted the foregoing resolution with Legislator Houston and Assistant Minority Leader Page being absent.

There being no further business to come before this committee the meeting was adjourned.