

# Attendance Sheets

District	Last Name	Present	Absent	Present/Late
District 14 - Town of Wappinger	Amparo	✓		
District 4 - Town of Hyde Park	Black	✓		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner	✓		
District 3 - Town of LaGrange	Borchert	✓		
District 8 - City and Town of Poughkeepsie	Brendli	✓		
District 22 - Towns of Beekman and Union Vale	Coviello	✓		
District 6 - Town of Poughkeepsie	Flesland	.	✓	
District 16 - Town of Fishkill and City of Beacon	Forman	✓		
District 21 - Town of East Fishkill	Horton	✓		
District 15 - Town of Wappinger	Incoronato	✓		
District 10 - City of Poughkeepsie	Jeter-Jackson	✓		
District 18 - City of Beacon and Town of Fishkill	Landisi	✓		
District 12 - Town of East Fishkill	Metzger	✓		
District 17 - Town and Village of Fishkill	Miccio	✓		
District 1 - Town of Poughkeepsie	Nesbitt	✓		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver	✓		
District 9 - City of Poughkeepsie	Rieser	✓		
District 5 - Town of Poughkeepsie	Roman	✓		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano	✓		
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 7 - Towns of Hyde Park and Poughkeepsie	Truitt	✓		
District 11 - Towns of Rhinebeck and Clinton	Tyner	✓		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn	✓		
<b>Present:</b>	<u>24</u>	<b>Total:</b>	<b>24</b>	<b>1</b>
<b>Absent:</b>	<u>1</u>			
<b>Vacant:</b>	<u>0</u>			

Date: 3/14/16

Regular Meeting  
of the  
Dutchess County Legislature

Monday, March 14, 2016

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

Roll Call by the Clerk of the Legislature

PRESENT: 24 Borchert, Miccio, Bolner, Strawinski, Amparo, Black,  
Brendli, Coviello, Forman, Horton, Incoronato, Jeter-  
Jackson, Landisi, Metzger, Nesbitt, Pulver, Rieser, Roman,  
Sagliano, Surman, Thomes, Truitt, Tyner, Washburn

ABSENT: 1 Flesland

PRESENT, LATE: 0

Quorum Present.

Pledge of Allegiance to the Flag; invocation given by Rabbi Daniel Victor of Temple Beth El in Poughkeepsie, followed by a moment of silent meditation.

**Commendations and Proclamations**

Commendation: Sam Patton

**Public Hearing:**

Public Hearing in connection with the establishment of Part  
County Sewer District #10 Vanderburgh Sewer System located in  
the Towns of Rhinebeck and Hyde Park

The Clerk read the Notice of Public Hearing.

Chairman declared the public hearing open.

No one wishing to speak, the Chairman declared the public hearing closed.

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 Borchert entertained a motion to approve the February 2016 minutes.

The February 2016 minutes were adopted.

**COMMUNICATIONS RECEIVED FOR THE MARCH 2016 BOARD MEETING**

Received from County Clerk, Mortgage Tax Report October 2015 – February 2016 and foreclosure actions initiated in February 2016.

Received from Tompkins County Legislature, Resolution 2016-43, Urging New York State to Provide Technical and Financial Assistance to Assist Counties in Complying with Federal Child Care Law Changes, so that Local Child Care Slots are not Lost Due to Increased Costs of Meeting New Federal Mandates.

Received from Laura Patrick, email regarding the mental state of an addict.

RESOLUTION NO. 2016041

RE: APPOINTMENTS TO THE DUTCHESS COUNTY BOARD OF HEALTH

Legislators THOMES, BORCHERT, BOLNER, FLESLAND, SAGLIANO, INCORONATO, LANDISI, TRUITT, HORTON, and WASHBURN offer the following and move its adoption:

WHEREAS, vacancies exist on the Dutchess County Board of Health due to the retirement of Legislator Gerald Hutchings and term expiration of Robert Irving Miller, Jr, and

WHEREAS, Legislator Joseph Incoronato and Melissa Ann D. Dizon have expressed an interest in being appointed to such board, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby appoint Legislator Joseph Incoronato as a member of the Dutchess County Board of Health to fill the unexpired term of Gerald Hutchings to expire on December 31, 2017, and Melissa Ann D. Dizon as a member of the Dutchess County Board of Health to replace Robert Irving Miller, Jr. to expire on December 31, 2021.

**APPROVED**  
  
**MARCUS J. MOLINARO**  
**COUNTY EXECUTIVE**  
Date 3/17/2016

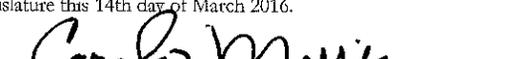
STATE OF NEW YORK

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

# MELISSA ANN D. DIZON

Sholes & Miller, LLP  
300 Westage Business Center Drive  
Suite 295  
Fishkill, New York 12524  
(845) 454-5909  
mad@sholesmiller.com

Residence:  
126 Benton Moore Road  
Hopewell Junction, NY 12533

## BAR ADMISSIONS

*New York State*, 2012  
*U.S. District Court, Northern District of New York*, 2013  
*U.S. Court of Appeals for the Second Circuit*, 2013

## EDUCATION

### **Albany Law School**, Albany, NY

*Juris Doctor*, May 2011

- *cum laude* (Top 25%)
  - *Honors*, Health Law Concentration (GPA: 3.7)
  - *Dean's List*: Spring 2010 & 2011
  - *Recipient*, Diversity Scholarship, 2008-2011
  - *Senior Editor*, ALBANY GOVERNMENT LAW REVIEW, 2009-2011
  - *Columnist*, New York State Bar Association Health Law Journal, "In the Journals," 2010-2012
- Summer Law Study Abroad: **Widener University/Université de Lausanne**, Lausanne, Switzerland, 2009

### **Thomas Jefferson University**, College of Graduate Studies, Philadelphia, PA

*Graduate Certificate in Public Health*, August 2008

- GPA: 3.94
- **Research Analysis**: "An Examination Using the PRECEDE Framework of Teen Pregnancy in the City of Philadelphia," grade A+

### **Drexel University**, College of Medicine, Philadelphia, PA

*Certificate in Post-Baccalaureate Pre-Medical Studies*, May 2007

- GPA: 3.6

### **Stony Brook University**, Stony Brook, NY

*B.S. Health Science (Public Health Concentration); Minor: Social History*, May 2005

- *cum laude* (GPA in major 3.8); *Dean's List*: 5 out of 6 eligible semesters
- *Selected*, Golden Key International Honor Society
- *Phi Alpha Theta*, National History Honor Society
- *Recipient*, Department of History Award of Undergraduate Excellence
- **Research Analysis**: "Healthy Choices, Responsible Actions," grade A

## LEGAL EXPERIENCE

### **Sholes & Miller, LLP**, Fishkill, New York

*Associate Attorney*, January 2013-Present

- Provide comprehensive representation of clients in the healthcare industry, including issues concerning professional malpractice, disciplinary matters, healthcare transactions and regulatory compliance.
- Participate in all aspects of civil litigation, including drafting pleadings and motions, preparing discovery demands and responses, and assisting with trial preparation.
- Conduct factual investigation, and research and draft legal memoranda.
- Represent clients at depositions and depose adverse parties.

- Draft petitions and conduct hearings pursuant to New York Mental Hygiene Law, specifically pertaining to guardianship of incapacitated individuals, involuntary retention, and involuntary administration of psychotropic and medical treatment.
- Appear in courts throughout New York State for preliminary, compliance and pre-trial conferences.
- Review, analyze and draft reports regarding patients' medical records.

**Davis and Davis, Attorneys at Law, New City, New York**

*Associate Attorney*, June 2012-August 2012

- General family law practice involving work on a variety of issues with a particular emphasis on child custody disputes and marital dissolutions.
- Duties included all aspects of case management including legal research, preparation and drafting of legal documents, participation in settlement negotiations, and responsibility for filing initial and responsive papers.
- Attended numerous court proceedings and participated in all phases of litigation, including trial preparation.

**Mental Hygiene Legal Service, Third Department, Albany, New York**

*Volunteer Legal Intern*, February 2011-June 2011

- Conducted extensive legal research and prepared research memoranda on issues involving state and federal sex offender civil commitment statutes.
- Assisted in the drafting of an appellate brief concerning competency in sex offender civil commitment proceedings.
- Attended various appellate arguments and involuntary civil commitment trials and hearings.

*Legal Extern* (Albany Law School Field Placement Program), January 2010-May 2010

- Prepared research memoranda on various legal issues, including supplemental social security income, guardianship proceedings, involuntary civil commitment and retention orders, and juror misconduct.
- Assisted in client interviews and guardianship proceedings.
- Prepared a manual outlining the provisions of the Family Health Care Decisions Act.

**New York State Bar Association, Continuing Legal Education Department, Albany, New York**

*Law Clerk*, December 2009-May 2011

- Conducted extensive legal research of citations and textual information in NYSBA publications.
- Collaborated with the NYS Unified Court System, Department of Health, and NYC Department of Health and Mental Hygiene in the production of the first edition of New York's *Public Health Legal Manual*.

**Health Law Clinic, Albany Law Clinic and Justice Center, Albany, New York**

*Legal Intern*, August 2009-December 2009

- Worked with chronically ill and vulnerable populations on a wide variety of legal health issues, including social security disability benefit appeals, health care proxies, and Medicaid application assistance.

## PRESENTATIONS

Abilities First, "Guardianships in New York State," Poughkeepsie, New York, September 24, 2014.  
HealthAlliance Hospital Ethics Committee, "Informed Consent," Kingston, New York, April 7, 2014.

## PROFESSIONAL AFFILIATIONS

*Member*, New York State Bar Association, 2008-Present

*Member*, Dutchess County Bar Association, 2013-Present

*Member*, American Health Lawyers' Association, 2013-Present

*Member*, HealthAlliance Hospital Ethics Committee, 2013-Present

*Member*, Albany Law School Health Law Society, 2008-2011; *Treasurer*, 2009-2010

3rd Thursday 4pm

Board of Health  
2016041

## Family and Human Services Sub Committee Roll Call

District	Name	Yes	No
District 14 - Wappinger	Amparo*		
District 13 - Town of East Fishkill/LaGrange/Wappinger	Bolner*		
District 3 - Town of LaGrange	Borchert*		
District 21 - Town of East Fishkill	Horton	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 18 - City of Beacon/Fishkill	Landisi	✓	
District 17 - Town/Village of Fishkill	Miccio*		
District 20 - Red Hook	Strawinski*		
* = Ex Officio			
Total:			

Recommendations:

Melissa Ann D. Dizon

Keep Laura Pi Clementi on  
Disparities and Health Care Cmtee

Date: February 29, 2016

**Wager, Leigh**

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**From:** Wager, Leigh  
**Sent:** Tuesday, March 01, 2016 3:10 PM  
**To:** Duncan, Eileen  
**Cc:** Morris, Carolyn; Rapley, Carrie (Legislature)  
**Subject:** Health Subcommittees  
**Attachments:** DiClementi Resume 5-2014.pdf

Per our phone conversation, please note that Laura DiClementi is interested in serving on the Disparities and Health Care Committee.

I have attached her resume for your convenience. Thank you for your assistance.

**Leigh Wager**  
**Deputy Clerk**  
Dutchess County Legislature  
22 Market Street  
Poughkeepsie, New York 12601  
Tel: (845) 486-2100 Fax: (845) 486-2113  
Email: [lwager@dutchessny.gov](mailto:lwager@dutchessny.gov)

## *Family and Human Services Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson (VC)		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 11  
 Absent: 1  
 Vacant: 0

Resolution: ✓  
 Motion:     

Total : 11 0  
           Yes       No  
 Abstentions: 0

**2016041 APPOINTMENTS TO THE DUTCHESS COUNTY BOARD OF HEALTH**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

2016041 APPOINTMENTS TO THE DUTCHESS COUNTY BOARD OF HEALTH

Date: March 14, 2016

RESOLUTION NO. 2016042

RE: REAPPOINTMENT AND APPOINTMENTS TO THE MENTAL HYGIENE BOARD

Legislators THOMES, FLESLAND, HORTON, SAGLIANO, LANDISI, TRUITT, and WASHBURN offer the following and move its adoption:

WHEREAS, Article 41 of the Mental Hygiene Law, Section 9.03 of the Dutchess County Charter, and Section 9.03 of the Dutchess County Administrative Code provide for the Creation of an Advisory Mental Hygiene Board whose members are appointed by the Legislature, and

WHEREAS, Section 41.11 of the Mental Hygiene Law provides that each member shall be appointed for a four-year term; that vacancies shall be filled for unexpired terms and that no member may serve more than two consecutive terms, and

WHEREAS, there presently exists vacancies on said Board, now, therefore, be it

RESOLVED, that the Dutchess County Legislature does hereby reappoint and appoint the following to the Dutchess County Advisory Mental Hygiene Board:

<u>Reappointment</u>	<u>Term ending</u>
Joan Cybulski (1 <sup>st</sup> term) 70 North Clove Road Verbank, NY 12585	12/31/19
Maria Bernal-Rabasco (1 <sup>st</sup> term) 3 Midge Drive Wappingers Falls, NY 12590	12/31/19
Rosemary Thomas (2 <sup>nd</sup> Term) 5 Colleen Court Wappingers Falls, NY 12590	12/31/19

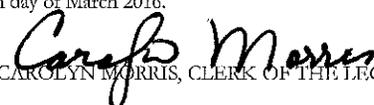
<u>Appointments</u>	<u>Term Ending</u>
John R. Ashburn Jr., Ph.D. 33 Herring Drive Fishkill, NY 12524 (replacing Aviva Kafka)	12/31/19
Elizabeth Quinn, Ph.D. 61 Oxford Road Pleasant Valley, NY 12569 (replacing Joyce Carter-Krawczyk)	12/31/19

**APPROVED**  
  
**MARCUS J. MOLINARO**  
**COUNTY EXECUTIVE**  
 Date 4/17/2016

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

## CURRICULUM VITAE

**JOHN R. ASHBURN JR., PH.D**

**LCDR, US NAVY (RETIRED)**

CONTACT: 33 Herring Drive  
Fishkill, New York 12524  
845-629-0034  
[johnashburnjr@gmail.com](mailto:johnashburnjr@gmail.com)

EDUCATION: Doctor of Philosophy (Ph.D.), Clinical Psychology (2005). Uniformed Services University of the Health Sciences, Bethesda, Maryland. APA-approved program.

Master of Science (M.S.), Psychology (2003). Uniformed Services University of the Health Sciences, Bethesda, Maryland.

Bachelors of Science (B.S.), Information Systems Management (1998). University of Maryland University College, College Park, Maryland. Alpha Sigma Lambda, 1997.

Associate of Science (A.S.), Business Management (1992). Dutchess Community College. Poughkeepsie, New York.

LICENSING INFORMATION: New York State Psychologist; 020349, expires 9/30/2016  
NPI: 1124178538  
(NSC First Aid and CPR, expires July 2017)

AREAS OF EXPERTISE/EXTENSIVE EXPERIENCE:

Clinical supervision; program management/evaluation; inter-agency mental health operations; mental health operations in deployed settings; psychometric assessment; short-term cognitive behavioral therapy; health psychology topics; anxiety and trauma disorders including Post-Traumatic Stress Disorder (PTSD); autism spectrum disorders.

EMPLOYMENT:

July 2014-Present: Director of Clinical Services  
Anderson Center for Autism  
4885 Route 9/PO Box 367  
Staatsburg, New York

Supervise a staff of twenty including board certified behavioral analysts, behavior specialists, clinical psychologists, school psychologists, international fellows, and administrative assistants. Provide behavioral support via the Applied Behavioral Analysis ('ABA') model to a population of approximately 250 children and adults diagnosed with a variety of developmental disabilities and co-morbid conditions. Ensure compliance with internal standard operating procedures and with external regulatory bodies (e.g., OPWDD, SED) policies/regulations. Complete staff performance evaluations; work with the human resources department on personnel matters (e.g., hiring, salary structure, etc). Complete psychological testing and guardianship evaluations; provide psychotherapy services. Co-lead on grant to provide EMDR services to participants. Provide briefings to staff on various elements of ABA and implementation of behavior plans; periodically brief the Anderson Center Board of Directors on departmental matters. Represent the department at several meetings including the Human Rights Committee, admissions meetings, and program administration meetings. Assist with operational planning as relates to distribution of staff and resource allocations across programs. Provide/ensure provision of school consultation, family support services, and outpatient insurance services.

November 2014-Present:      Clinical Psychologist  
Summit Counseling and Wellness  
1983 Route 52, Suite 6  
Hopewell Junction, New York

Private practice setting - provide assessment and treatment services for adults and children presenting with a wide variety of psychiatric conditions. Empaneled with several insurance companies including ValueOptions, UBH, MVP, Oxford, Multiplan, Military OneSource, CDPHP, Fidelis, MHN, and Beacon Health Strategies.

August 2012-June 2014:      Program Advisor  
Behavioral Healthcare/Substance  
Abuse/Traumatic Brain Injury programs  
Naval Health Care New England (NHCNE)  
Groton, Connecticut

Headed behavioral health, substance abuse, and traumatic brain injury programs for eight clinics within the four branch clinics of the NHCNE command. Maintained programmatic responsibility for approximately fifty-five staff including eleven TBI program assets over these four sites accounting for approximately fifteen thousand patient appointments annually. Was responsible for annual budget of approximately \$6 million. Maintained direct accountability for operations of clinic with a patient

throughput of approximately five-hundred clients/month. Was responsible for hiring and evaluation of assigned personnel. Generated and reported metrics of interest to senior members of the Chain of Command (CoC). Provided clinical supervision for several psychiatric nurses, unlicensed psychologists, and others as needed. Maintained overall responsibility for program(s) compliance with Joint Commission requirements; completed both Joint Commission and Medical Inspector General Inspections in 2013 with zero adverse findings. Provided coverage for survival evasion resistance escape ('SERE') East Coast psychologist as needed. Ensured recognition and retention of staff. Chaired the regional pain care control committee; oversaw narcotic utilization of beneficiaries and acted as primary point of contact for the region for the Navy Comprehensive Pain Management Program.

November 2011-July 2012: Department Head  
Clinical Psychologist  
Behavioral Healthcare Clinic  
NHCNE  
Newport, Rhode Island

Headed Behavioral Healthcare Clinic, NHCNE Newport, Rhode Island. Duties included: management of 12-person department which included two psychiatrists, one psychologist, two social workers, two substance abuse counselors, and several administrative and paraprofessionals; oversaw annual operational budget of approximately \$50,000. Maintained overall accountability for operations of clinic with a patient throughput of approximately two-hundred clients/month. Coordinated operations with substance abuse and deployment health care clinics. Acted as point-of-contact of clinic reporting to NHCNE Program Advisor. Responsible for maintaining local compliance with Joint Commission requirements. Provided briefings to prospective Commanding Officers, Executive Officers, and Command Master Chiefs attending school at the Command Leadership School on the operational stress continuum. Chairperson of regional pain care control committee. 'By-name' requested to replace departing NHCNE program advisor.

June 2010-October 2011: Staff Psychologist  
Camp Lester Hospital  
Okinawa, Japan

Duties included the provision of a wide range of outpatient and inpatient mental health services. Completed intensive two-month period of being the only uniformed Navy psychologist on Okinawa due to general staffing shortages. Completed psychological testing on patients in the inpatient unit to assist psychiatrists in diagnostic formulation and discharge planning. Provided supervision to three unlicensed mental health providers

and provided 'ad hoc' supervision on many cases involving significant acute safety risk and command coordination issues. Supervised the Outpatient Crisis Coordination Program ('OCCP') (an outpatient stress management and coping skills group); this program demonstrated average reductions of over 20% in patient distress over the course of treatment. Coordinated with embedded USMC medical resources to ensure adherence to policy mandates in regards to servicemembers with personality disorders and/or TBI. Led a root cause analysis ('RCA') team in the investigation of a servicemember suicide; briefed results to the chain of command and provided results to the Joint Commission.

December 2010-August 2011: Neuropsychological Assessment/treatment  
Mild Traumatic Brain Injury (mTBI) clinic  
Role III Hospital  
Kandahar, Afghanistan

Duties: (deployment) - assigned to the mTBI clinic performing neuropsychological assessments on servicemembers ('SVM's') who experienced blast and non-blast concussive incidents. Performed regular consultations with other TBI program assets including neurologist, occupational therapist, and physical therapist. Provided over one-hundred and fifty hours of direct neuropsychological testing and evaluation services to concussed SVM's. Acted as mTBI consultant to both hospital mental health clinic as well as local military organic mental health staff. Assisted mental health clinic with completion of peer reviews. Coordinated resources between local combat stress unit and regional mental health elements (i.e., 10th Mountain Division). Acted as regional subject matter expert on the Automated Neuropsychological Assessment Metrics ('ANAM') and ensured that several smaller regional bases obtained ANAM-loaded computers and training on the program. Collaborated with neuropsychologists affiliated with the Defense Veterans Brain Injury Center ('DVBIC'). Presented findings to the Vice Chief of Staff of the US Army and head of DVBIC. Taught University of Maryland University College ('UMUC') college course 'Introduction to Psychology'. Assisted with coordination and presented on neuropsychological assessment of concussed SVM's at the first regional behavioral health and TBI conference (June 2011) in Kandahar.

July 2006-June 2010: Staff Psychologist  
Groton Mental Health Clinic  
Groton, CT  
Naval Health Care, New England

Primary responsibility included providing general outpatient clinical services for behavioral healthcare clinic. Provided mentorship for junior psychologists in Naval Health Care New England region; interviewed

several prospective Navy Psychology applicants. Completed over five-hundred MMPI-2 evaluations on patients. Led effort for use of biofeedback resources in clinic and expanded the use of this treatment modality via purchase of new equipment. Co-led a critical incident stress debriefing ('CISM') on USS Hawaii after a members suicide. Completed numerous health psychology consultations with primary care. Utilized tele-behavioral health assets to provide care to outlying clinics. Provided evaluations of clients seen in the substance abuse clinic. Involved in several process improvement projects; assisted in preparation for two separate Joint Commission inspections. Presented a grand rounds presentation on the assessment of patient risk in a primary care setting. Participated in both the command narcotic control board as well as the ethics committee.

July 2007-April 2008:           Clinical Psychologist (detainee operations)  
Joint Task Force  
Guantanamo Bay, Cuba

Duties: (deployment) - served as Deputy Chief, Detainee Behavioral Healthcare. Supervised four psychiatric technicians. Provided consultation on detainee mental health issues to the senior medical officer as well as the head of the Joint Detention Group. Performed as one of two staff members on after-hours call (with psychiatrist) for all detainee mental health issues/emergency issues. Hand-picked to develop and implement the Detainee Socialization Management Program (DSMP). Completed hundreds of hours of interactions with high-value detainee population. As DSMP program manager supervised two senior psychiatric technicians and three linguists; on-call 24/7 to site commander and Joint Task Force Admiral. Providing briefings/briefing materials to the Attorney General and Deputy Secretary of Defense on DSMP. Regularly interacted with the Joint Task Force Admiral as well as national leaders in counter-terrorism and senior government officials. Requested 'by-name' to return to position in October-November 2008.

July 2004-June 2006           Staff Psychologist  
National Naval Medical Center  
Bethesda, Maryland

Primary responsibilities included the provision of general outpatient mental health evaluations/treatment. Completed health psychology-focused assessments and interventions (including the use of biofeedback and hypnosis) during a 1-year period assigned to the National Postgraduate Dental School ('NPDS') Oral-Facial Pain clinic. Participated in advanced seminars on pathophysiology with dental staff and oro-facial pain residents. Taught classes on psychology and patient-doctor interactions to dentists in post-graduate training. Acted as psychology

consultant for head of NPDS. Provided 1-day/week mental health services to an otherwise unserved active duty and dependent patient population in Dahlgren, VA.

October 2005-March 2006      Clinical Psychologist  
Expeditionary Medical Facility  
Camp Arifjan, Kuwait

Duties: (deployment) - assigned as only clinical psychologist to medical detachment/hospital. Handled a wide-variety of clinical cases, frequently with high-risk patients, and participated in after-hours 'on-call' schedule. Headed the Intensive Outpatient Program which provided in-theater intensive group treatment for service members who would have otherwise been returned to the United States. Implemented the use of outcome measures to track results of group program. Supervised one psychiatric nurse and three corpsmen/psychiatric technicians. Provided psychoeducation on psychological elements of stress management and tobacco addiction for smoking cessation group. Co-led critical incident stress debriefing after a mass casualty. Completed Fleet Hospital training at Camp Pendleton, California.

July 2003-July 2004              Psychology Intern  
National Naval Medical Center  
Bethesda, Maryland  
(APA-approved program)

Duties: internship year – engaged in a wide range of clinical training rotations including in: psychological assessment and testing, clinical evaluation and provision of psychotherapy, inpatient consultation, and health-psychology focused training. Carried both long-term and short-term patients. Obtained clinical supervision from a variety of supervisors. Co-led process group with social worker. Participated with psychiatric rapid response unit ('SPRINT') team to sudden death of a servicemember in Sugar Grove, West Virginia.

#### PRESENTATIONS AND PUBLICATIONS:

Ashburn, J.R. (2015, November 11). Returning from deployment is a process. *The Poughkeepsie Journal*. Retrieved from <http://www.poughkeepsiejournal.com/story/news/2015/11/10/returninghome-ashburn/75049466/>

Ashburn, J.R. (May 2015). Anderson Clinical Consulting Services/Autism Supportive Environment. Invited guest for "Chamber Sunrise Show" Dutchess County Regional Chamber of Commerce radio show, WRNQ, Poughkeepsie, New York.

Ashburn, J.R. (April 2015). Autism – an overview. Invited presentation for the Autism Legacy Project, Honor Society, Beacon High School, Beacon, New York.

Ashburn, J.R., Brager, J. (March 2015). Anderson Clinical Consulting Services. Invited guest for “1 in 68” radio show, WBNR, Beacon, New York.

Ashburn, J.R. Interview, *Acing Autism* (video). FDR High School, Hyde Park New York, February 2015.

Ashburn, J.R., Biddle, J (October 2014). Reinforcement strategies for participants with Autism Spectrum Disorders. Professional development for post-orientation class, Anderson Center for Autism, Staatsburg, NY.

Ashburn, J.R., Smallidge, T. (July 2013). Submarine screening assessment battery. Invited presentation to the Commanding Officer and senior staff of Recruit Training Command (RTC), Great Lakes, IL.

Ashburn, J.R. (2013 June 27). Today is PTSD Awareness Day. *The Dolphin*, pp. 3, 4.

Ashburn, J.R., DiFilippo, S. (May 2013). Selected topics - psychological care for the Submarine community. Invited presentation to submarine Independent Duty Corpsman, at the Naval Undersea Medicine Institute (NUMI), Submarine Base Groton, CT.

Ashburn, J.R. (February 2013). Psychological care for the Submarine community. Invited presentation to the Undersea Medicine Officer (UMO) students at the Naval Undersea Medicine Institute (NUMI), Submarine Base Groton, CT.

Ashburn, J.R. (August 2012). Psychological care for the Submarine community. Invited presentation to the Undersea Medicine Officer (UMO) students at the Naval Undersea Medicine Institute (NUMI), Submarine Base Groton, CT.

Ashburn, J.R. (June 2012). Psychological Debriefing for SERE class. Presenter for the SERE East school on psychological aspects of Survival/Evasion/Resistance/Escape training, Portsmouth Naval Shipyard, Kittery, ME.

Ashburn, J.R. (May-August 2012). Operational Stress Continuum (OSC). Presenter to command elements (prospective Commanding Officers, Executive Officers, etc) at the Command Leadership School, Naval Station Newport, RI.

Ashburn, J.R. (February 2012). Review of the Outcome Questionnaire-45.2 (OQ-45.2). Invited presentation to the mental health staff of Naval Health Care New England, Newport RI.

Ashburn, J.R., Domery, M. (October 2011). Coping With the Post-Deployment Environment. Invited guest for "Shrink Rap" radio show, Armed Forces Network radio (AFN) Pacific, Okinawa, Japan.

Ashburn, J.R. (June 2011). Neuropsychological Assessment of Concussion in Theater: An Overview. Invited conference presentation for 1<sup>st</sup> Annual Afghanistan Theater of Operations Behavioral Health and Concussion Care Summit, Kandahar Afghanistan.

Ashburn, J.R, Miller, L. (May 2011). Mild Traumatic Brain Injury: Science, Sequelae and Functional Capacity Evaluations. Invited presentation, continuing education series at Role III Kandahar MMU, Afghanistan.

Ashburn, J.R. (March 2011). Review of the Outcome Questionnaire-45.2 (OQ-45.2). Invited presentation to the mental health staff of the Role III Hospital, Kandahar MMU Afghanistan.

Ashburn, J.R. (October 2009). Use of standardized assessment instruments. Invited presentation given to the mental health staff of Naval Health Care New England, Groton, CT.

Ashburn, J.R. (May 2009). Assessing Risk in the Primary Care Environment. Invited presentation given at Grand Rounds to the medical staff (local and distant via VTC) of Naval Health Care New England, Groton, CT.

Ashburn, J.R. (January-February 2006). Behavioral aspects to smoking cessation. Invited presentation given to tobacco cessation group, Expeditionary Medical Group, Camp Arifjan, Kuwait.

Kim, S., Law, W.A., Matulich, W., Ashburn, J.A., Roy, M.J., & Deuster, P.A. (2005). Neurocognitive features of ADHD in a non-clinical adult sample. *The Clinical Neuropsychologist*, 19, 534-535.

Ashburn, J.R., Law, W.A. (2005). Neuropsychological Construct Structure of a Brief Computerized Neuropsychological Battery: Windows Spaceflight Cognitive Assessment Tool (WinSCAT). Unpublished dissertation, Uniformed Services University, Bethesda, MD.

Kim, S.J., Law, W.A., Ashburn, J.R., Deuster, P.A., Roy, M.J.  
Neurocognitive features of ADHD in a non-clinical adult sample: Do people with symptoms have similar cognitive weaknesses seen in ADHD patients? Poster presentation, USU Research Day, Bethesda, MD., May 2004.

Law, W. A., Kane, R. L., Ashburn, J. R., Kim, S. J., & Deuster, P.A. (2003). Cognitive inefficiency after exercise-stress: Resistance to Tyrosine enhancement. *Journal of the International Neuropsychological Society*, 9 (2), 248-249.

Ashburn, J.R., Law, W.A., Roy, M.J., Kim, S.J., Seegers, C., Deuster, P.A. (2003). The relationship between social discomfort and executive functioning. Poster presentation, USU Research Day, Bethesda, MD, May.

Law, W.A., Kane, R. L., Bates, M. J., Ashburn, J. R., Coll, R., & Deuster, P. A. (2001). Enhanced sensitivity of combined traditional neuropsychological and computerized performance assessments. Poster presentation at the American Psychological Association Annual Convention, San Francisco, CA, August.

#### PROFESSIONAL AFFILIATIONS/ACTIVITIES:

American Psychological Association (APA); 5809-8417

- Division 19 (Military Psychology)
- Division 30 (Psychological Hypnosis)
- Division 33 (Intellectual and Developmental Disabilities)
- Division 40 (Clinical Neuropsychology)

Eye Movement Desensitization and Reprocessing International Association (EMDRIA), member

American Society of Clinical Hypnosis (ASCH); member (25179)

Hudson Valley Psychological Association, member

Medical Reserve Corps of Dutchess County, volunteer

Reviewer, Society for Military Psychology (Division 19) paper and poster submissions for APA Conferences, 2013 and 2014

Adjunct Assistant Professor, University of Maryland University College (1-year appointment; "Introduction to Psychology", 2011-2012)

Faculty Lecturer, Naval Postgraduate Dental School (NPDS), Bethesda MD. ("Advanced Dental Psychology", 2004-2005; mentor and consultant on research methods for graduate projects for dental students at NPDS)

Associate Investigator Kandahar EMF; Comparison of Computerized Neurocognitive Assessment Tools for the Acute Evaluation of Cognitive Changes in Blast Exposed/Concussed Service Members Deployed in Afghanistan (USFOR-A-10-026) (2011)

PROFESSIONAL TRAINING (selected listing):

- Neurofeedback Training (BCIA) 36-hour course (November 2015)
- Mental Health First Aid USA (April 2015)
- Sensory Processing Disorder: Practical Solutions that Work (September 2013)
- Center for Deployment Psychology, Cognitive Processing Therapy for PTSD (July 2013)
- American Society of Clinical Hypnosis (ASCH) Advanced class (Hypnosis for Pain Management) (June 2013)
- Electromedical Products International Cranial Electrotherapy Stimulation/Alpha-Stim (May 2013)
- Cognitive Behavioral Therapy and Mindfulness: Integrative Cognitive-Behavioral and Mindfulness Interventions for Clinical Practice (December 2012)
- American Society of Clinical Hypnosis (ASCH) Basic class (May 2012)
- Eye Movement Desensitization and Reprocessing (EMDR) Basic, Weekend 1 (January 2012)
- Defense and Veterans Brain Injury Center TBI training conference (August 2011)
- Hazelden Co-morbid Substance Abuse Training (May 2010)
- Biofeedback (BCIA) 5-Day training program (April 2007)
- American Society of Clinical Hypnosis (ASCH) Basic class (May 2004)
- Critical Incident Stress Management (CISM) (February 2004)

MILITARY DATA: Lieutenant Commander, retired  
Date enlisted: April 26, 1993; date commissioned: June 5, 1999  
Retirement date: June 30, 2014  
Clinical Psychologist (code 2300)  
- Secondary codes in joint and inter-agency medical operations; participated in three deployments to combat zones/imminent danger areas as an individual augmentee ('IA')  
Enlisted experience: intelligence collection, analysis, and fusion at both the strategic and tactical levels; deployed aboard two Atlantic Fleet attack submarines  
Security Clearance: Secret/SCI (eligible); also held 'Top Secret' clearance for fourteen years.

MILITARY AWARDS (INDIVIDUAL):

Defense Meritorious Service Medal, Joint Service Commendation Medal,  
Navy and Marine Corps Commendation Medal (x3), Joint Service  
Achievement Medal, Navy and Marine Corps Achievement Medal (x3)

REFERENCES:

Stuart Fisher, Ph.D.  
Head, Personal and Work Stress Counseling Unit  
Health Services Unit  
The World Bank  
Washington DC 20433  
[s.fisher.1@alumni.nyu.edu](mailto:s.fisher.1@alumni.nyu.edu)

Larry C. James, Ph.D., ABPP  
Colonel (retired), U.S. Army  
Associate Vice President for Military Affairs  
& Professor, School of Professional Psychology  
Wright State University  
Dayton, Ohio 45435  
[Larry.james@wright.edu](mailto:Larry.james@wright.edu)

Edward L. Robinson III  
Commander (retired), U.S. Navy  
Foreign Service Officer, Vice Consul  
U.S. Embassy, Manila Philippines  
[Elr35@cornell.edu](mailto:Elr35@cornell.edu)

**ELIZABETH TEED QUINN, Ph.D., LMHC**  
61 Oxford Road  
Pleasant Valley, NY 12569  
(845) 309 5045

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**EDUCATION** The Union Institute, Cincinnati, Ohio  
Doctoral Degree in Clinical Psychology, 2000  
Sussman Award for Excellence in Scholarly Research Nomination  
Circle of Scholars Award Nomination  
Marist College, Poughkeepsie, New York  
MA Psychology, May 1995  
Dan Kirk Award for Excellence in Graduate Psychology  
General Excellence Award, First in Merit, Class of 1995, GPA 3.98

**New York State Mental Health Counselor License # 18002455**

**PROFESSIONAL EXPERIENCE**

*Teaching*

Developed and currently present a graduate level curriculum for Chemical Dependency Counseling, Cognitive Behavioral Psychology, Individual Counseling; and undergraduate History and Systems of Psychology, Psychology of Women, and Research Methods. Have also taught graduate Community Psychology, Multimodal Therapy, Theories of Personality and undergraduate Social Psychology. Presented "Outcome Measures" training to more than 500 human service and government staff over a three year period.

*Counseling*

Currently treating recidivist DWI offenders using cognitive behavioral therapy, Provide training and consultation to therapists of local agencies on effective use of cognitive behavioral therapy. Also maintain a small private psychotherapy practice. Responsible for psychological testing and evaluation and providing treatment for individuals experiencing a variety of psychological and academically related difficulties. Utilize interviewing skills and therapeutic interventions to foster improvement of self-esteem and personal growth.

*Service and Memberships*

Chair, Marist College Institutional Review Board  
Vice Chair, Marist College Faculty Affairs Committee  
Member, Editorial Board of *Champagnat*, "a peer reviewed quarterly publication."  
Vice President; Chair, Personnel Committee, Cornell Cooperative Extension Board of Directors, (2006 - 2008)  
Chair, Board Development Committee, Mental Health Association Board of Directors. (2007 - 2012)

Member, American Psychological Association (2000 – present)  
Member, Eastern Psychological Association (2007 – present)  
Member, Dutchess County Department of Mental Hygiene Research Review  
Committee (2000 – 2012)

## SCHOLARSHIP

### *Juried Research and Publications*

#### Books

- Quinn, E. L. & Scileppi, J. A. Eds. (2015) *Empowering students: A contemporary and essential approach to education*. Washington, DC: New Academia Publishing.
- Teed, E. L., Scileppi, J. A., Boeckmann, M., Crispi, E. L., Regan, J., & Whitehouse, D. J. M. (2007). *The community mental health system: A navigational guide for providers*. New York: Allyn & Bacon.
- Scileppi, J. A., Teed, E. L., & Torres, R.D. (2005). *Community psychology: A common sense approach to mental health*. Japan: Minerva Shobo. (Japanese Edition)
- Scileppi, J. A., Teed, E. L., & Torres, R.D. (2000). *Community psychology: A common sense approach to mental health*. New Jersey: Prentice Hall.

#### Book Chapter

- Quinn, T. & Quinn, E. in Kelly, Howe-Barksdale, & Gitelson Eds. (2011) *Treating young veterans: Promoting resilience through practice and advocacy*. Trauma & the Developmental course of PTSD post-deployment. NY:Springer.

#### Refereed Articles

- Quinn, T. & Quinn, E. (2015). *The effects of cognitive Behavioral Therapy (CBT) on driving while intoxicated recidivism*. *Journal of Drug Issues*, 45(4), 431-436.  
DOI:10.1177/0022042615603390
- Matheus, C. & Quinn, E. (2014). Gender-based occupational stereotypes: Implicit and explicit measures. *Personality and Social Psychology* (under review)
- Quinn, E. (2012). Stress management skills for leaders. *Champagnat Journal*, 14(3), 48-53.

#### Proceedings of Conferences and Symposia

- Rosenstein, A. & Quinn, E. (2015, March). Predictors of Engagement and Retention in Substance Abuse Treatment. [Summary]. Proceedings of the 86<sup>th</sup> Annual Meeting of the Eastern Psychological Association, Philadelphia, PA.

- Guzzardi, J. & Quinn, E. Motivational interviewing in the criminal justice system: Helping officers and parolees/probation officers achieve better supervision outcomes. [Summary]. Proceedings of the 85th Annual Meeting of the Eastern Psychological Association. March, 2014. Boston, MA: EPA.
- Quinn, E., Woody, A, Burns, D., Amy, K, & Greenfield, A. Alcohol use: You think you know, but you have no idea. [Summary]. Proceedings of the 83rd Annual Meeting of the Eastern Psychological Association. March, 2012. Pittsburgh, PA: EPA.
- Schrivver, M., Ketteridge, V., Butler, A., Quinn, E., & Scileppi, J.S. *Stages of change and the relationship between social support and overall functioning in clients with chemical dependency.* [Summary]. Proceedings of the Addictions, Infectious Disease and Public Health Conference. May, 2010. Baltimore, MD.
- Scileppi, J., McCauley, K.W., & Teed, E.L. *The ideal family social support scale: A reliability study.* [Summary]. Proceedings of the 78th Annual Meeting of the Eastern Psychological Association. March, 2007. Philadelphia, PA: EPA.
- Ali, S. R., Marzouka, S. J., & Teed, E. L. *Youth tobacco use prevention: Dutchess County NY.* [Summary]. Proceedings of the 132nd Annual Meeting and Exposition of the American Public Health Association. September 2004. Washington DC: APHA.
- Ucci, J., Caccamo, T., Teed, E.L., & Scileppi, J.A. Perceived quality of the life among Compeer Program participants: Enhancing community reentry of adults with psychiatric conditions. [Summary]. Proceedings of the 168th Annual Meeting of the American Association for the Advancement of Science. Washington, DC, February 2002. Washington, DC: AAAS.
- Dingman, S., Davis, A., Gregor, S., Teed, E., Zanetich, J., & Smith, M. *Maternal health and smoking behavior surveyed in New York.* [Summary]. Proceedings of the 166th National Meeting and Science Innovation of the American Association for the Advancement of Science. February, 2000. Washington, DC: AAAS.
- Gregor, S., Davis, A., Teed, E. Dingman, S., Zanetich, J. & Smith, M. *Physician's referral practices for smoking patients.* [Summary]. Proceedings of the 166th National Meeting and Science Innovation of the American Association for the Advancement of Science. February, 2000. Washington, DC: AAAS
- Teed, E., Dingman, S., Davis, A., Gregor, S., Zanetich, J., & Smith, M. *Adult health and smoking behavior surveyed in New York.* [Summary]. Proceedings of the 166th National Meeting and Science Innovation of the American Association for the Advancement of Science. February, 2000. Washington, DC: AAAS.

### **Competitive Grants with Published Summaries**

- Teed, E. L. (2007).** Dutchess County sex offender management procedure and resource guide, a project grant funded by the Bureau of Justice Assistance, U.S. Department of Justice.
- Teed, E. (2005).** City of Poughkeepsie 2002-2005 drug treatment court evaluation grant funded by the Bureau of Justice Assistance, U.S. Department of Justice.
- Teed, E. & McGahan, J. (2003).** Children's Health Initiative (CHI) evaluation report and presentation funded by Dutchess County Government.
- Teed, E. L. & McGahan, J. L. (2003).** Dutchess County youth tobacco survey for The Children's Services Council funded by Dutchess County Government.
- Teed, E. (2003).** Status report of children, youth and families in Dutchess County for the Dutchess County Children's Services Council funded by Dutchess County Government.
- Teed, E. (2002).** Dutchess County community needs assessment for the United Way of Dutchess County.
- Stillerman, L., & Teed, E. (2001).** Southern Dutchess archival risk indicator profile for Choices For Change, a project grant funded by NYS Office of Alcoholism and Substance Abuse Services.
- Teed, E. (2001).** Disenfranchised youth study for the Workforce Investment Board funded by the Workforce Investment Act.
- Teed, E. (1999).** Dutchess County integrated county planning needs assessment for children, youth, and families for Dutchess County Children's Services Council.
- Teed, E. (1997).** Dutchess County community needs assessment for the United Way of Dutchess County.

### **Invited Lectures and Symposia**

- Quinn, E. (2014).** *Chemical Dependency Treatment: One Size Does Not Fit All.* Marist College CTE Social & Faculty Lecture Series
- Quinn, E. (2014)** *Knowledge of Addiction Treatment: Use of Intervention and Determining Level of Care; and Motivational Interviewing.* Adelphi University CASAC Training Certificate Program.
- Adelphi School of Social Work, Guest lecture each semester

Emerging Leaders Program, Annual presenter

Quinn, E. (2013) *Stress Management*. Marist College Faculty Lecture Series

Participated in panel *Treating and Preventing Nicotine Addiction* with students at the D.C. Council on Alcoholism and Substance Abuse Annual Conference.

Quinn, E. Women and DWI: Reducing Recidivism using CBT; DBT; Motivational Interviewing; Working with Trauma; Therapist Burnout; CBT and Axis II Disorders; and Addressing Re-Entry Issues among CD Clients 2013 Staff Development Series, Lexington Center for Recovery, Dutchess County, NY.

Teed, E. Treating DWI offenders. New York State Probation Officer's Association, Inc. Crowne Plaza Hotel. August, 2007. Albany NY.

Teed, E. Cognitive Behavior Therapy and recidivist DWI: Promising directions. New York State Highway Safety Annual Fall Conference. Hyatt Regency Rochester. October, 2006. Rochester, NY.

Teed, E. Treating substance abusing drivers. New York State Highway Safety Annual Fall Conference. October, 2005. Lake Placid, NY.

Teed, E. Measuring outcomes. Castle Point Veterans Administration Hospital telecast to the Montrose Campus of the Veteran's Administration. 2004. Fishkill, NY.

Teed, E. Using CBT with probationers. New York State Probation Officer's Association, Inc., Hudson Valley Community College. August, 2004. Albany, NY.

Teed, E. & McGahan, J. Outcome measures training. New York State Office of Children and Family Services. 2004. Albany, NY.

Teed, E. Aggression in youth. Dutchess Health 2000 Annual Conference. St Francis Hospital. 2004. Poughkeepsie, NY.

Teed, E. Cognitive Behavioral Coping Skills Therapy for recidivist DWI offenders. The 10<sup>th</sup> Annual New York State Probation Officers Association, Inc. Conference. August, 2003.

Teed, E. The importance of measuring outcomes. New York State Association Annual Conference. 2003. Buffalo, NY.

Teed, E. Measuring the outcomes of community mental health services. New York State Mental Health Association Annual Conference. 1999. Albany, NY.

**Online publication**

[www.myhelpinglab.com](http://www.myhelpinglab.com) (Allyn & Bacon) I authored two case studies with appropriate questions for this online professor resources website. These instructional materials were designed to enhance student learning about clinical issues in the area of chemical dependency.

**WORK HISTORY**

1996 -present MARIST COLLEGE, Poughkeepsie, NY.

**Associate Professor.** Courses include Chemical Dependency (Graduate), Cognitive Behavioral Psychology (Graduate), Program Evaluation (Graduate), Research Methods (Undergraduate), History and Systems of Psychology (Undergraduate). Also responsible for student academic advisement and mentoring.  
**Chair, Institutional Research Board.** Responsible for ensuring the protection of human subjects participating in any research conducted under the auspices of Marist College.

**Director, Office of Community Research.** Provided quality assurance through evaluation of programs and assist service providers in program development. Also conducted trainings on outcome measurement, stress management, team building, motivation, and other applied psychological topics. Supervised students as they learned to design and carry out all aspects of applied research.

2005 - 2008 DUTCHESS COUNTY HEALTH and HUMAN SERVICES CABINET,

Poughkeepsie, NY.

**Consultant.** Responsible for training staff of agencies funded by Dutchess County in outcome measurement, including data collection and the use of best practices.

2004 - present LEXINGTON CENTER for RECOVERY, Mt. Kisco, NY.

**Consultant.** Provide cognitive behavioral therapy to recidivist DWI offenders.

2000 to 2004 St. FRANCIS HOSPITAL, Poughkeepsie, NY.

**Psychotherapist.** Provide treatment to adolescents and adults in chemical dependency treatment clinic on part-time basis. Offer cognitive behavioral therapy to recidivist DWI offenders.

3rd Monday noon

15 people  
4yr terms

Mental Hygiene

2016042

### Family and Human Services Sub Committee Roll Call

District	Name	Yes	No
District 14 - Wappinger	Amparo*		
District 13 - Town of East Fishkill/LaGrange/Wappinger	Bolner*		
District 3 - Town of LaGrange	Borchert*		
District 21 - Town of East Fishkill	Horton	✓	
District 10 - City of Poughkeepsie	Jeter-Jackson	✓	
District 18 - City of Beacon/Fishkill	Landisi	✓	
District 17 - Town/Village of Fishkill	Miccio*		
District 20 - Red Hook	Strawinski*		
* = Ex Officio			
Total:			

Recommendations: John R. Ashtum Jr, PhD  
Elizabeth Quinn, PhD.

Please put Barbara Stapholz on a subcommittee

Please put Harriet Cole on a subcommittee  
re learning disabilities. She has one and  
is very interested in that.

Date: February 29, 2016

## **Wager, Leigh**

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**From:** Wager, Leigh  
**Sent:** Tuesday, March 01, 2016 2:27 PM  
**To:** Newman, Sonya  
**Cc:** Morris, Carolyn; Rapley, Carrie (Legislature)  
**Subject:** Mental Hygiene Subcommittee Candidates  
**Attachments:** Stapholz-Resume 2-29-2016.pdf; Cole Resume 10-2015.pdf

Per our phone conversation, please note the following individuals that are interested in being appointed to a Mental Hygiene Subcommittee:

Barbara Strapholz, general interest

Harriet Cole, subcommittee regarding learning disabilities

I have attached their resumes for your convenience. Thank you for your assistance.

**Leigh Wager**  
**Deputy Clerk**

Dutchess County Legislature  
22 Market Street  
Poughkeepsie, New York 12601  
Tel: (845) 486-2100 Fax: (845) 486-2113  
Email: [lwager@dutchessny.gov](mailto:lwager@dutchessny.gov)

## *Family and Human Services Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson (VC)		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

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>		

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present: 24  
 Absent: 1  
 Vacant: 0

Resolution: ✓  
 Motion:     

Total: 24 0  
           Yes      No  
 Abstentions: 0

2016042 REAPPOINTMENT AND APPOINTMENTS TO THE MENTAL HYGIENE BOARD

Date: March 14, 2016

FAMILY & HUMAN SERVICES

RESOLUTION NO. 2016043

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

Legislators THOMES, FLESLAND, SAGLIANO, BLACK, HORTON, and WASHBURN offer the following and move its adoption:

WHEREAS, the United States Congress enacted 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 2014 TAA funding for the period October 1, 2013, through September 30, 2016, 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 Program and amend the following account:

APPROPRIATIONS Increase (Decrease)

CD6292.2014.4813 TAA Participant Funding \$4,396

REVENUES Increase (Decrease)

CD6292.2014.47910.22 TAA Participant Funding \$4,396

CA-030-16  
G-1263  
2/16/16  
Fiscal Impact: Attached

APPROVED  
*Marcus J. Molinaro*  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 4/17/2017

STATE OF NEW YORK  
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 14th day of March 2016, 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 March 2016.

*Carole Morris*  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 4,396

Total Current Year Revenue \$ 4,396  
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: Larainé Kautz, Executive Director, DCWIB

Prepared On: 2-12-16



# NYS Department of Labor

## Trade Adjustment Act Report

NOTICE OF OBLIGATIONAL AUTHORITY

LWIA# 60

DUNS: 082282195

GRANTEE: LWIA: Dutchess

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

This NOA authorizes:

Program Year 2014 funding for the period (10/01/13 through 09/30/16). FAIN: TA253061455A36

CFDA# 17.245

TAA GRANT

PRIOR LEVEL

CHANGE THIS NOA

NEW LEVEL

FY14

Training

\$ 15,694.91

\$ 4,396.00

\$ 20,090.91

Approved By:

Karen A. Coleman

Deputy Commissioner for Workforce Development

Dated: 2/12/2016



# NYS Department of Labor

## Trade Adjustment Act Report

### TAA PARTICIPANT FUNDING REQUEST ADDITIONAL APPROVALS AND CHANGES TO PREVIOUSLY APPROVED FUNDS

As of: 2/8/2016

LWIA # 60

FY14

New Funding Requests Approved:

Training	
BECKER, KEVIN	\$ 4,396.00
Total by Account:	\$ 4,396.00

Changes to Previously Approved Funding Requests:

No Changes to Previous Funding

<u>Total For This Fiscal Year</u>	\$ 4,396.00
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## *Family and Human Services Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson (VC)		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

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>	

**2016043** AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

## 2016043 AUTHORIZING AMENDMENT OF FUNDING UNDER THE TRADE ADJUSTMENT ASSISTANCE ACT

Date: March 14, 2016

PULLED BY BUDGET OFFICE 3/10/16

RESOLUTION NO. 2016044

RE: AMENDING THE 2016 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF BEHAVIORAL & COMMUNITY HEALTH (A.4320)

Legislators THOMES, FLESLAND, SAGLIANO, INCORONATO, BLACK, TRUITT, HORTON, and WASHBURN offer the following and move its adoption:

WHEREAS, the Commissioner of Behavioral & Community Health has advised that the New York State Legislature has awarded through a New York State Senate Initiative funding for "Don't Mess With Stress" women's health issues, and

WHEREAS, it is necessary to amend the 2016 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 2016 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.4010.30.4412 Grant Project Costs \$20,000

REVENUES

Increase

A.4010.30.34010.36 Pub Hlth Don't Mess with Stress - HVAHA \$20,000

CA-032-16
CRC/kvh/G-1652-B
02/16/16
Fiscal Impact: See attached statement

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 14th day of March 2016, 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 March 2016.

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 \$ 20,000

Total Current Year Revenue \$ 20,000  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_

Over Five Years: \_\_\_\_\_

### Additional Comments/Explanation:

The NYS Legislature has provided \$20,000 in funding to the Department of Behavioral and Community Health for "Don't Mess with Stress" women's health issues.

Prepared by: Gerald A. Brisley, II, MBA

Prepared On: 1/8/16

## *Family and Human Services Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson (VC)		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

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

**2016044** AMENDING THE 2016 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF BEHAVIORAL & COMMUNITY HEALTH (A.4320)

Date: March 10, 2016

FAMILY & HUMAN SERVICES

RESOLUTION NO. 2016045

RE: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE ATTESTATION CONFIRMING THAT FUNDING INCREASES WILL BE USED TO SUPPORT SALARY AND SALARY RELATED FRINGE BENEFIT COSTS OF CERTAIN COUNTY STAFF AND/OR STAFF AT NOT-FOR-PROFIT PROVIDERS

Legislators FLESLAND, BORCHERT, MICCIO, BOLNER, PULVER, ROMAN, SAGLIANO, LANDISI, and TRUITT offer the following and move its adoption:

Pursuant to Part I of Chapter 60 of the New York State Laws of 2014.

WHEREAS, the New York State 2014-2015 enacted budget included funding for the provision of a 2 percent increase in annual salary and salary related fringe benefit costs for Direct Support and Direct Care staff and Clinical staff at municipal and not-for-profit providers that became effective on or after January 1, 2014, and paid during the period January 1, 2015 through March 31, 2015, and

WHEREAS, additionally, the statute provides funding for up to an additional 2 percent increases for these staff effective April 1, 2015, for any increases that became effective on or after January 1, 2014, and

WHEREAS, the statute requires each provider to submit an attestation confirming that the funding increases will be used solely to support salary and salary related fringe benefit increases, and, now therefore, be it

RESOLVED, that the County Executive or his designee be, and hereby is, authorized and directed to execute an attestation certifying that the State-aid funding for Direct Care Worker Program provided to the County will be used solely to provide salary increases and salary related fringe benefit increases for direct care staff and direct support professionals as defined by the Director of the New York State Office of the Aging.

CA-018-16  
kvh/G-0101  
02/10/16

Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

APPROVED

MARCUS J. MOLINARO  
COUNTY EXECUTIVE

Date

3/17/2016

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 March 2016, 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 March 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

**New York State Office for the Aging**  
**CERTIFICATION PURSUANT TO PART I OF CHAPTER 60 OF**  
**THE LAWS OF 2014**

Name of Organization: Dutchess County

Organization's Address: 22 Market St , Poughkeepsie, NY 12601

Name of Responsible Official: Marcus Molinaro

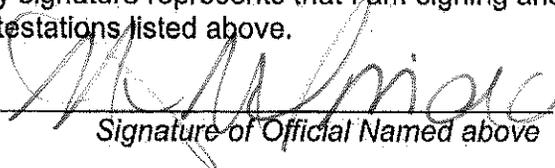
Title of Responsible Official: County Executive

Contact Phone Number/Email Address: (845)486-2000 countyexec@dutchessny.gov

The undersigned hereby certifies and attests to the following pursuant to Part I of Chapter 60 of the Laws of 2014 ("Part I of Chapter 60"):

- The undersigned is the above named official for the above named organization and duly authorized by the organization to provide this attestation and certification on its behalf.
- The funding provided to the above named organization pursuant to Part I of Chapter 60 for the period beginning January 1, 2015 will be or was used solely to provide salary increases and salary-related fringe benefit increases for direct care staff and direct support professionals as defined by the Director of the NYS Office for the Aging (Director) and in accordance with standards prescribed by the Director.
- The funding provided to the above named organization pursuant to Part I of Chapter 60 for the period beginning April 1, 2015 will be or was used solely to provide salary increases and salary-related fringe benefit increases for direct care staff, direct support professional and clinical staff as defined by the Commissioner and in accordance with standards prescribed by the Commissioner.
- Such funding will not be and was not used for any other purpose or expense.
- The County Legislature, Board of Supervisors, Board of Directors or otherwise named Governing Body of the above named organization have approved a resolution attesting that the funding received will be used solely to support salary and salary-related fringe benefit increases for the staff described above.

I understand that my signature represents that I am signing and responding to all certifications and attestations listed above.

Officer's Signature:   
Signature of Official Named above

Date: 3/17/2016

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ 32,000

Total Current Year Revenue \$ 32,000  
and Source

NYSOFA

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): \_\_\_\_\_

Over Five Years: \_\_\_\_\_

#### Additional Comments/Explanation:

Dutchess County Office for the Aging is eligible for \$32,000 in additional State funding to partially offset the cost of direct care worker raises which were budgeted in the 1010 positions line. Since the raises were included in the 2016 budget, this money will be used to offset the cost and no additional appropriations are required.

Prepared by: Mary Kaye Dolan

## *Family and Human Services Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner *		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson (VC)		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 21 - Town of East Fishkill	Horton		
District 23 - Towns of Pawling, Beekman and East Fishkill	Thomes (C)		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn		

Present: 11  
 Absent: 1  
 Vacant: 0

Resolution: ✓  
 Motion:     

Total : 11 0  
           Yes       No  
 Abstentions: 0

**2016045 AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE ATTESTATION CONFIRMING THAT FUNDING INCREASES WILL BE USED TO SUPPORT SALARY AND SALARY RELATED FRINGE BENEFIT COSTS OF CERTAIN COUNTY STAFF AND/OR STAFF AT NOT-FOR-PROFIT PROVIDERS**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

**2016045 AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE ATTESTATION CONFIRMING THAT FUNDING INCREASES WILL BE USED TO SUPPORT SALARY AND SALARY RELATED FRINGE BENEFIT COSTS OF CERTAIN COUNTY STAFF AND/OR STAFF AT NOT-FOR-PROFIT PROVIDERS**

Date: March 14, 2016

RESOLUTION NO. 2016046

RE: AUTHORIZING PAYMENT OF PRIOR YEARS  
FUNDS FROM 2015 FUNDS

Legislators FLESLAND, MICCIO, BOLNER, PULVER, FORMAN, SAGLIANO, LANDISI, and WASHBURN offer the following and move its adoption:

WHEREAS, Cindy Murphy is employed by the County of Dutchess as a Senior Assistant District Attorney, and

WHEREAS, in 2005, the County Legislature adopted the 2006 budget which included salary increases for certain County employees in Resolution 205379, and

WHEREAS, Resolution 205379 provided for an increase to Ms. Murphy's salary, and

WHEREAS, although Resolution 205379 appropriately adopted the budget to increase Ms. Murphy's salary, a clerical error later resulted in Ms. Murphy's actual base pay being reduced rather than increased, and

WHEREAS, any salary increases, merit awards, or longevities awarded to Ms. Murphy since then were awarded upon an incorrect base salary, and

WHEREAS, Sinead McLoughlin is employed by the County of Dutchess as a Senior Assistant District Attorney, and

WHEREAS, in 2006, Ms. McLoughlin was promoted to Senior Assistant District Attorney and a clerical error resulted in an underpayment of her salary, and

WHEREAS, the error was identified in February 2007 and a correction was made, however, it failed to account for a 1.00% merit increase effective January 1, 2007, and

WHEREAS, any salary increase, merit awards, or longevities awarded to Ms. McLoughlin since then were awarded upon an incorrect base salary, and

WHEREAS, pursuant to County Law 362, 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, now therefore, be it

RESOLVED, that payment from 2015 funds is hereby approved from the following accounts in the amounts indicated:

<u>Line Item No.</u>		<u>Amount</u>
A.1165.06.1010	Positions	\$71,766
A.1165.06.8200	Payments to State Social Security	\$ 5,490

CA-031-16

CEN/kvh/P-1515

2/17/16

Fiscal Impact: See attached statement

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3-17-2016

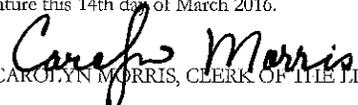
STATE OF NEW YORK

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 March 2016, 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 March 2016.

  
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 \$ 14,740

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

District Attorney 2016 Adopted Appropriations

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): \$14,740  
Over Five Years: \_\_\_\_\_

#### Additional Comments/Explanation:

As a result of clerical errors in 2006 and 2007 the salaries for two employees in the District Attorney's Office are incorrect. In order to correct the errors, salary increases, merit awards and longevities needed to be recalculated retroactively to 2006 resulting in a retroactive payment to each employee. We are requesting authorization to pay these retroactive salary corrections for the prior years out of prior year funds set aside for this purpose. The retroactive payment for Cindy Murphy will be \$63,134 and the payment for Sinead McLoughlin will be \$8,632 totaling \$71,766 in payments and \$5,490 in related taxes. The current year budget impact of \$13,692 to correct both employee's salaries for 2016 and \$1,048 for the related taxes totaling \$14,740 will be paid for with existing funds in the District Attorney's 2016 Adopted Budget.

Prepared by: Jessica White, Budget Director

# Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)		
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		

Present: 11  
 Absent: 1  
 Vacant: 0

Resolution: ✓  
 Motion:     

Total: 11 0  
           Yes      No  
 Abstentions: 0

2016046 AUTHORIZING PAYMENT OF PRIOR YEARS FUNDS FROM 2015 FUNDS

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

2016046 AUTHORIZING PAYMENT OF PRIOR YEARS FUNDS FROM 2015 FUNDS

Date: March 14, 2016

RESOLUTION NO. 2016047

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: NYS

Attn.: Commissioner of Finance

22 Market St.

Poughkeepsie NY 12601

ACCOUNT NO.: 132600-6959-00-375387-0000

Legislators FLESLAND, SURMAN, and SAGLIANO offer the following and move its adoption:

WHEREAS, there is a re-levied school tax bill on the tax roll for the Town of Dover for 2015 Levy under the name of NYS, Account No. 132600-6959-00-375387-0000, and

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

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the local School Tax Collector for the Pawling Central School District has made a clerical error in said re-levy, and

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

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

RESOLVED, that the application received January 26, 2016, relating to Account No. 132600-6959-00-375387-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

<u>Municipality</u>	<u>Assessed Value</u>	<u>Exempt Amt.</u>	<u>Taxable Value</u>	<u>Corrected Tax</u>
County	372,700	372,700	0	0.00
Town of Dover	372,700		372,700	2,044.25
Dover Library	372,700		372,700	275.44
Dover Fire	372,700		372,700	742.98
			TOTAL:	\$3,062.67

and be it further

RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

Resolved that the Commissioner of Finance be and hereby is authorized, empowered and directed to deduct the sum of \$15,701.35 from the payment to the School District in April 2016, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A342 Allowance for Uncollectible Taxes	\$ 1,099.09
A660 Due to School District	15,701.35

CA-019-16  
EA/MB/kvh G-0194  
02/08/16

Fiscal Impact: None

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2016

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**  
**COE Investigating Report**

LC Description (grid #) 132600-6959-00-375387-0000

Owner's Name NYS

Mailing Address C/O Commissioner of Finance 22 Market St. Poughkeepsie NY 12601

Property Location Sara Lane

School District Pawling Central School Dist. Special District \_\_\_\_\_

Total Assessed Value now on roll 372,700 Corrected to Same

Taxable Assessed Value now on roll 372,700 Corrected to Same

Exempt codes and amounts if applicable

State Reforested Land 372,700 County

Amount Levied \$19,863.11 Should be \$3,062.67

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

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

- Subdivision 2, Paragraph H (clerical error)
- Subdivision 3, Paragraph \_\_\_ (error in essential fact)
- Subdivision 7, Paragraph \_\_\_ (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll \_\_\_

Exemption amount incorrectly calculated \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

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

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other:  Incorrect School Tax bill re-levy.

Recommendation  APPROVE APPLICATION  DENY APPLICATION

Details: **It is recommended that the application for a corrected 2015/16 Cnty/Town tax bill be approved.**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Investigator Margaret Burns Director [Signature] Date 1/27/2016



RP-554 (9/04)

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

APPLICATION FOR CORRECTED TAX ROLL  
FOR THE YEAR 20\_\_

Part I: To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

REAL PROPERTY  
TAX SERVICES

2015 JAN 26 AM 11:16

RECEIVED

STATE OF NEW YORK Day (578) 530-4019 Evening ( )  
1a. Name of Owner 2. Telephone Number  
40 Dutchess Co. Treasurer  
22 Market Street  
Poughkeepsie NY 12601 TOWN OF DOVER  
1b. Mailing Address 3. Parcel Location (if different than 1b.)

Parcel ID 132600-6959-00-375387-00  
4. Description of real property as shown on tax roll or tax bill (Include tax map designation)

5. Account No. 6. Amount of taxes currently billed

7. I hereby request a correction of tax levied by Dutchess County  
(county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): incorrectly relieved Pauling Sept 2015  
School taxes of \$16,800.44. These were already paid.

1/25/16 Date Kenneth Tompkins Signature of Applicant

PART II: For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 1/26/16 Period of warrant for collection of taxes: 12/15/15  
Last day for collection of taxes without interest: 2/29/16

Recommendation: [X] Approve application\* [ ] Deny Application  
1/27/2017 Date Eric Cofelino Signature of County Director

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

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

APPLICATION APPROVED Amount of taxes currently billed: \$ \_\_\_\_\_

Notice of approval mailed to applicant on (enter date): \_\_\_\_\_ Corrected tax: \$ \_\_\_\_\_  
Order transmitted to collecting officer on (enter date): \_\_\_\_\_

APPLICATION DENIED Reason: \_\_\_\_\_

Seal of Office  
Date Signature of Chief Executive Officer or Official Designated by Resolution

**Part IV. For use by COLLECTING OFFICER:**

Payment may be made without interest and penalties ONLY if (1) the application has been filed with the County Director during the period when taxes may be paid without interest (see "Date application received" in Part II of this form) AND (2) the corrected tax is paid within eight days of the date on which the notice of approval is mailed to the applicant (see Part III of this form). If either of these conditions is not satisfied, interest and/or penalties must be paid on the corrected tax.

REAL PROPERTY  
TAX SERVICES

2015 JUN 26 AM 11:16

RECEIVED

Order from tax levying body received: \_\_\_\_\_

Date

Corrected tax due: \$ \_\_\_\_\_

Interest and penalties (if applicable): \$ \_\_\_\_\_

Total corrected tax due: \$ \_\_\_\_\_

Tax roll corrected: \_\_\_\_\_

Date

Tax bill corrected: \_\_\_\_\_

Date

Application and Order annexed to tax roll: \_\_\_\_\_

Date

Payment of corrected tax received: \_\_\_\_\_

Date

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Collecting Officer

**Burns, Margaret**

---

**From:** Neysa Sensenig [sensenig@pcsdny.org]  
**Sent:** Wednesday, January 27, 2016 1:12 PM  
**To:** Burns, Margaret  
**Subject:** Re: Incorrect Relevy

Maggie-

The Pawling Central School District did receive the payment of \$15,393.48 for grid # 13600-6959-00-375387-0000. The relevy was done in error.

I apologize for any confusion in this matter.

Neysa

On Wed, Jan 27, 2016 at 11:26 AM, Burns, Margaret <[mburns@dutchessny.gov](mailto:mburns@dutchessny.gov)> wrote:

Hi Neysa,

I've received an application for a corrected County/Town Tax bill due to an incorrect School tax re-levy.

It's a NYS parcel in the Town of Dover in the Pawling School Dist. It's grid #132600-6959-00-375387-0000.

Can you please supply me with the details of what happen with this payment and re-levy?

Please let me know if you have any questions.

Thank you,

Maggie

**Maggie Burns**

**Supervisor of Tax Services**

**Dutchess County Real Property Tax**

22 Market Street

Poughkeepsie, NY 12601

Phone: 486-2140 Fax: 486-2093

Email: [mburns@dutchessny.gov](mailto:mburns@dutchessny.gov)

[www.dutchessny.gov](http://www.dutchessny.gov)



STATE OF NEW YORK  
 COUNTY - Dutchess  
 SCHOOL - Pawling CSD  
 TOWN - Dover  
 SWIS - 132600

2 0 1 5 S C H O O L T A X R O L L  
 STATE OWNED LAND SECTION OF THE ROLL - 3  
 OWNERS NAME SEQUENCE  
 UNIFORM PERCENT OF VALUE IS 057.50

PAGE 40  
 VALUATION DATE-JUL 01, 2014  
 TAXABLE STATUS DATE-MAR 01, 2015

TAX MAP PARCEL NUMBER  
 CURRENT OWNERS NAME  
 CURRENT OWNERS ADDRESS  
 \*\*\*\*\*  
 6959-00-375387-0000  
 N Y S  
 Attn: Commissioner of Finance  
 22 Market St  
 Foughkeepsie, NY 12601

PROPERTY LOCATION & CLASS ASSESSMENT EXEMPTION CODE-----SCHOOL  
 SCHOOL DISTRICT LAND TAX DESCRIPTION TAXABLE VALUE  
 PARCEL SIZE/GRID COORD TOTAL SPECIAL DISTRICTS  
 \*\*\*\*\*  
 Sara Ln  
 322 Rural vac>10 School Taxes  
 Pawling CSD 134001 372,700 5% Installment Fee  
 ACRES 388.41 372,700  
 EAST-0693750 NRTH-0593870  
 DEED BOOK 21939 PG-11765  
 FULL MARKET VALUE 648,200

TOTAL TAX --- 15,393.48\*\*  
 DATE #1 09/15/15 DATE #2 03/15/16  
 AMT DUE 8,081.57 AMT DUE 8,081.58  
 \*\*\*\*\*

TAX AMOUNT  
 BILL 146  
 15,393.48  
 769.67

**IN PERSON PAYMENT**  
 Dover Town Hall  
 Thursdays in February 5:00 - 6:00PM  
 \*Please check website or call for additional hours\*  
 taxcollector@townofdovery.us

**MAKE CHECKS PAYABLE TO:**  
 Dina Yeno, Tax Collector  
 P.O. Box 123  
 Dover Plains, NY 12522  
 Ph: 845-877-0257

STATEMENT OF COUNTY/TOWN TAXES TOWN OF DOVER				
Page No.	Roll Sect.	SWIS Code	Bill No.	Sequence No.
1 of 1	3	132600	3162	3162
Fiscal Year		Warrant Dated	Bank Code	Account No.
1/1/2016 to 12/31/2016		12/15/2015		04375387
Estimated State Aid				
CNTY 76,067,645			TOWN 29,468	

NYS  
 Attn: Commissioner of Finance  
 22 Market St  
 Poughkeepsie, NY 12601

**FOR YOUR INFORMATION**

Last day to pay without penalty: February 29, 2016. After this date see Payment Schedule.

SEE REVERSE SIDE FOR MORE INFORMATION

PROPERTY IDENTIFICATION		The assessor estimates the Full Market Value of this property as of July 1, 2014 was: 848,200	
<b>PARCEL ID</b>	132600-6959-00-375387-0000	The Total Assessed Value of this property is:	372,700
<b>LOCATION</b>	Sara Ln	The Uniform Percentage of Value used to establish assessments was:	57.50
<b>ACREAGE</b>	388.41	For an explanation of the grievance process, please contact the local assessor and ask for the booklet entitled 'Contesting Your Assessment'. This booklet is also available from the Dutchess County Real Property Tax Service Agency or the NYS Office of Real Property Tax Services website at <a href="http://www.tax.ny.gov/pdf/publications/online/grievancebooklet.pdf">http://www.tax.ny.gov/pdf/publications/online/grievancebooklet.pdf</a> . Please note that the period for filing complaints on the above assessment has passed.	
<b>SCHOOL</b>	Pawling CSD		
<b>PROPERTY CLASS</b>	322 - Rural vac>10		

Exemption	Value	Tax Purpose	Full Value Estimate
ST REFRST	372,700	COUNTY	848,174

PROPERTY TAXES					
Taxing Purpose	Total Levy	% Change in Levy from Prior Year*	Taxable Assessed Value or Units	Rates per \$1000 or per Units	Tax Amounts
County Tax	106,070,429	-1.4	0.000	6.267593	0.00
Town Tax	2,043,894	2.4	372,700.00	5.484968	2,044.25
Dover Library	275,390	22.1	372,700.00	.739034	275.44
Dover Fire Prot	779,979	0.2	372,700.00	1.993520	742.88
Ret 2015 School Tax			0.000		16,800.34
<p>Error.            Already pd.            Application for            corrected bill needed.</p>					

\* This is the percent of increase or decrease of the current year's tax levy over the previous year's tax levy. This does not represent the total percent of your tax increase or decrease. The tax levy is the total amount to be raised by property taxes.

PENALTY SCHEDULE			
Pay By	Amount	Penalty/Interest	Total Due
2/29/2016	\$19,863.11	\$0.00	\$19,863.11
3/31/2016	\$19,863.11	\$397.26	\$20,260.37
4/30/2016	\$19,863.11	\$595.89	\$20,459.00

**PAY THIS AMOUNT: \$19,863.11**  
 By: 2/29/2016  
 After this date see penalty schedule at left

Taxes paid by \_\_\_\_\_ CACH

RECEIVER'S STUB MUST BE RETURNED WITH PAYMENT. INCLUDE YOUR PHONE NUMBER ON YOUR CHECK. FOR A RECEIPT OF PAYMENT, PLACE A CHECK MARK IN THIS BOX [ ] AND RETURN THE ENTIRE BILL WITH PAYMENT.

Town of: Dover  
 School: Pawling CSD  
 Property Address: Sara Ln

N.Y.S.  
 Attn: Commissioner of Finance  
 22 Market St  
 Poughkeepsie, NY 12601

**TOWN OF DOVER  
RECEIVER'S STUB**

PENALTY SCHEDULE	
Pay By	Total Due
2/29/2016	\$19,863.11
3/31/2016	\$20,260.37
4/30/2016	\$20,459.00

Bill No. 3162  
 132600 6959-00-375387-0000  
 Bank Code

**TOTAL TAXES DUE**  
 \$19,863.11



# *Budget, Finance, and Personnel Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)		
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		

Present: 11  
 Absent: 1  
 Vacant: 0

Resolution:   
 Motion:

Total : 11      0  
                   Yes            No  
 Abstentions: 0

**2016047 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL**

APPLICANT: NYS  
 Attn.: Commissioner of Finance  
 22 Market St.  
 Poughkeepsie NY 12601  
 ACCOUNT NO.: 132600-6959-00-375387-0000

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

## 2016047 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL

APPLICANT: NYS

Attn.: Commissioner of Finance  
 22 Market St.  
 Poughkeepsie NY 12601

ACCOUNT NO.: 132600-6959-00-375387-0000

Date: March 14, 2016

RESOLUTION NO. 2016048

RE: APPROVAL OF APPLICATION TO CORRECT TAX BILL  
AND TO ORDER THE LOCAL TAX COLLECTOR TO  
ISSUE A CORRECTED TAX BILL

APPLICANT: Dutchess County  
22 Market St.  
Poughkeepsie NY 12601  
ACCOUNT NO.: 134689-6161-08-814783-0000

Legislators FLESLAND, NESBITT, ROMAN, TRUITT, and SAGLIANO offer the following and move its adoption:

WHEREAS, there is a special district assessment on the assessment roll for the Town of Poughkeepsie for 2015 under the name of Dutchess County, Account No. 134689-6161-08-814783-0000, and

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

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property has investigated this claim and has found that the Town of Poughkeepsie has made a clerical error on said assessment roll, and

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

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

RESOLVED, that the application received February 8, 2016, relating to Account No. 134689-6161-08-814783-0000 for a corrected tax bill is hereby approved, and be it further

RESOLVED, that the Clerk of the County Legislature be and she hereby is authorized and directed to send a copy of this resolution to the applicant and to the Town Tax Collector, directing said Tax Collector to issue a corrected tax bill as follows and attach a copy of this resolution to the warrant:

Municipality	Assessed Value	Exempt Amt.	Taxable Value	Corrected Tax
County	1,238,500	1,238,500	0	0.00
Town of Poughkeepsie	1,238,500	1,238,500	0	0.00
Townwide Drain imp.	0 units		0 units	0.00
Arlington Fire	1,238,500	1,238,500	0	0.00
Arl Business Imp Dis	1,238,500	1,238,500	0	0.00
Arlington Sewer Main	0 units		0 units	0.00
Consolidated Light	0 units		0 units	0.00
Poughkeepsie Library	1,238,500	1,238,500	0	0.00
Town Wide Water Imp	10,000 units		10,100 units	369.10
			TOTAL	\$369.10

and be it further

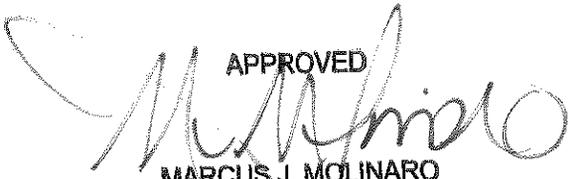
RESOLVED, that the Tax Collector be instructed to return the unpaid portion as being erroneous when the accounts are settled with the Commissioner of Finance at the expiration of the warrant, and be it further

RESOLVED, that the Commissioner of Finance be and hereby is authorized and directed to charge-back the erroneous taxes after settlement with the collector at the expiration of the warrant as follows:

A430 Townwide Drain Imp (999Y2)	50.80
A430 Arlington Sewer Main (AS0F5)	<u>4,724.39</u>
Total	\$4,775.19

CA-023-16  
MB/kvh G-194  
2/10/16

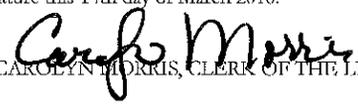
Fiscal Impact: None

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2016

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

**Dutchess County Real Property Tax Service Agency**

**COE Investigating Report**

LE Description (grid #) 134689-6161-08-814783-0000

Owner's Name County of Dutchess

Mailing Address 22 Market St. Poughkeepsie NY 12601

Property Location 503 Haight Ave.

School District Arlington Central School Dist. Special District Townwide Drain Imp/Arlington Sewer Main

Total Assessed Value now on roll 1,238,500 Corrected to Same

Taxable Assessed Value now on roll 0 Corrected to Same

Exempt codes and amounts if applicable  
County Owned 1,238,500

Amount Levied \$5,144.29 Should be \$369.10

Tax Bill Paid? \_\_\_ yes X no Verified with assessor? X yes \_\_\_ no

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

- X Subdivision 2, Paragraph E (clerical error)
- Subdivision 3, Paragraph    (error in essential fact)
- Subdivision 7, Paragraph    (unlawful entry)

Reason:

Exemption was approved by assessor, but not entered on roll \_\_\_

Exemption amount incorrectly calculated \_\_\_

Assessed value on roll does not match assessor's final work product \_\_\_

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

Assessment based on incorrect acreage \_\_\_

Parcel should be Wholly Exempt \_\_\_

Parcel Misclassified as homestead, non-homestead or portions misallocated \_\_\_

Other: X Parcel should not be taxed for maintenance of Special Districts.

Recommendation   X   APPROVE APPLICATION    DENY APPLICATION

Details: **It is recommended that the application for a corrected 2015/16 Cnty/Town tax bill be approved.**

**A430 Townwide Drainage \$50.80 / Arlington Sewer Main \$4,724.39**

Investigator Margaret Burns Director Eric A. [Signature] Date 2/10/2016



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

APPLICATION FOR CORRECTED TAX ROLL  
FOR THE YEAR 20     

**Part 1:** To be completed in duplicate by Applicant. APPLICANT MUST SUBMIT BOTH COPIES TO COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES. (In Nassau and Tompkins Counties, submit to Chief Assessing Officer). NOTE: To be used only prior to expiration of warrant for collection. For wholly exempt parcel, attach statement signed by assessor or majority of board of assessors substantiating that assessor(s) have obtained proof that parcel should have been granted tax exempt status on tax roll.

County of Dutchess Day (845) 486-2906 Evening ( )

1a. Name of Owner 22 Market St 2. Telephone Number 503 Haight Ave

Poughkeepsie, NY 12601 3. Parcel Location (if different than 1b.) 134689-6161-08-814783-0000

1b. Mailing Address 14814783 6. Amount of taxes currently billed \$5,144.29

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

7. I hereby request a correction of tax levied by Dutchess County / Town of Poughkeepsie  
(county/city/school district; town in Westchester County; non-assessing unit village)

for the following reasons (use additional sheets if necessary): Parcel should not pay special assessments for operation and maintenance districts "Town Wide Drain Imp." or "Arlington Sewer Main."

RECEIVED  
2016 FEB -9 PM 2:30  
REAL PROPERTY TAX SERVICES

2.4.16 Date Mary F. Aldrich Signature of Applicant DC DPW Director Budget + Finance

**PART II:** For use by COUNTY DIRECTOR: Attach written report (including documentation of error in essential fact) and recommendation. Indicate type of error and paragraph of subdivision 2, 3 or 7 of Section 550 under which error falls.

Date application received: 2/8/16 Period of warrant for collection of taxes: 12/15/15

Last day for collection of taxes without interest: 2/29/16

Recommendation:  Approve application\*  Deny Application

2/10/2016 Date Eric [Signature] Signature of County Director

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

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

     APPLICATION APPROVED Amount of taxes currently billed: \$     

Notice of approval mailed to applicant on (enter date): \_\_\_\_\_ Corrected tax: \$     

Order transmitted to collecting officer on (enter date): \_\_\_\_\_

     APPLICATION DENIED Reason: \_\_\_\_\_

Seal of Office \_\_\_\_\_ Date \_\_\_\_\_ Signature of Chief Executive Officer or Official Designated by Resolution

## Burns, Margaret

---

**From:** Axelsen, Eric  
**Sent:** Monday, February 08, 2016 3:22 PM  
**To:** Burns, Margaret  
**Subject:** FW: 503 Haight Ave- Spec Dists  
**Attachments:** 201602011540.pdf

**Eric Axelsen, IAO, CCD**  
**Director**  
**Dutchess County Real Property Tax Services**  
22 Market Street  
Poughkeepsie, NY 12601  
Phone: (845) 486-2140 Fax: (845) 486-2093  
email: [eaxelsen@dutchessny.gov](mailto:eaxelsen@dutchessny.gov)

[www.dutchessny.gov](http://www.dutchessny.gov)

---

**From:** Kathleen Taber [<mailto:ktaber@TownofPoughkeepsie-ny.gov>]  
**Sent:** Monday, February 01, 2016 3:27 PM  
**To:** Axelsen, Eric  
**Subject:** 503 Haight Ave- Spec Dists

ic,

The charges for Arlington Sewer Main (AS0F5). and Townwide Drainage (999Y2) have been incorrectly charged to the County. Please see the attached memo from April 2, 1986 referring to Drainage.

*Kathleen D. Taber*  
Assessor  
Town of Poughkeepsie  
1 Overocker Rd  
Poughkeepsie, NY 12603  
(845) 485-3600 x-2740

**TO THE DIRECTOR OF REAL PROPERTY TAX SERVICES:**

I, Kathleen D. Taber, Assessor of the Town of Poughkeepsie, Dutchess

County do hereby certify that the real property owned by

County of Dutchess      **Grid** 6161-08-814783-0000 503 Haight Ave

shown of the 2015 Tax Rolls of the Town of Poughkeepsie

School District of Arlington Central and assessed in the amounts of

1,238,500 is correct/incorrect due but to the clerical error/unlawful entry/  
error in essential fact resulting :

*Special Districts charge of Arlington Sewer Main and Town wide Drainage  
Imp should not have been charged to government agencies. left on by  
mistake.*

**Therefore**, I hereby do/do-not support a recommendation of the Director of  
Real Property Tax that a new bill or refund be issued for above said parcel.

Attached is documentation for the investigation of the report.

2/9/16  
DATE

\_\_\_\_\_  
ASSESSOR

TOWN OF POUGHKEEPSIE

**DOCUMENTATION REQUESTED**

- |  |  |
|--|--|
| <input type="checkbox"/> exemption application   | <input type="checkbox"/> assessor work book          |
| <input type="checkbox"/> Property record card  | <input type="checkbox"/> verified statement from BAR |
| <input type="checkbox"/> Tax Bill  | <input type="checkbox"/> Paid Tax Bill               |
| <input checked="" type="checkbox"/> Other_ Memo from 4/2/1986 referencing TW Drainage<br>charges _____ |  |

OFFICE OF

# Town of Poughkeepsie



P.O. BOX 3209  
DUTCHESS TURNPIKE

POUGHKEEPSIE, N. Y. 12603

April 2, 1986

## TOWN-WIDE DRAINAGE PROJECT

Proposed Benefit Assessment Formula by Town Engineer, Joseph Grogan

The base unit is one single family home:

9000 single family homes	1 unit each	=	9000 units
185 two family homes	1.9 unit each	=	351 "
28 three family home	2.8 unit each	=	78 "
4000 apt. / condo units	.95 unit each	=	3800 "
400 trailers	.7 unit each	=	280 "

Vacant Land: under .10 ac don't put on

2 acres or less	.9 per acre	=	6400 units
above 2 acres	.3 per acre		
<u>use also for 330</u>			

College Students:

.1 unit per head

Commercial & Industrial (1984 Tax Roll)

*public schools on for acreage  
church on for acreage*

\$220,925,200 Total C. & I. Assessment	=	8663 units
(83,000 - 1987)		
\$25,500 Avg. assessed value of single family homes in Town (Governmental, Institutional and Agricultural Districts exempt) No Limited or Partial Benefit Assessments permitted.		0
		0

Total 28,972 units

Amount of Bond: \$1,574,000 (assune 20-yr. Term at 9%)

\$ 78,800 Principal  
141,660 Interest

220,460 TOTAL

**IN PERSON PAYMENT**  
 Town of Poughkeepsie  
 One Overocker Road  
 Poughkeepsie, NY 12603  
 Monday - Friday  
 8:30AM - 4:00PM

**MAKE CHECKS PAYABLE TO:**  
 Receiver of Taxes  
 One Overocker Road  
 Poughkeepsie, NY 12603  
 PH: (845) 485-3611

**STATEMENT OF COUNTY/TOWN TAXES**  
**TOWN OF POUGHKEEPSIE**

Page No.	Roll Sect.	SWIS Code	Bill No.	Sequence No.
1	8	134689	12847	12859
Fiscal Year		Warrant Dated	Bank Code	Account No.
17/2016-12/31/2016		12/15/2015		14814783
Estimated State Aid				
CNTY 76,057,545		TOWN 670,818		

RECEIVED OF 1  
 DUTCHESS COUNTY  
 COMMISSIONER OF FINANCE  
 2016 JAN 15 11:59

County of Dutchess The  
 22 Market St  
 Poughkeepsie, NY 12601

**FOR YOUR INFORMATION**

*Last day to pay without penalty: February 29, 2016. After this date see Payment Information on back of tax bill.*

**SEE REVERSE SIDE FOR MORE INFORMATION**

**PROPERTY IDENTIFICATION**

<b>PARCEL ID</b>	134689-6161-08-814783-0000	The assessor estimates the Full Market Value of this property as of July 1, 2014 was:	1,238,500
<b>LOCATION</b>	503 Haight Ave	The Total Assessed Value of this property is:	1,238,500
<b>ACREAGE</b>	0.51	The Uniform Percentage of Value used to establish assessments was:	100.00
<b>SCHOOL</b>	Arlington CSD	For an explanation of the grievance process, please contact the local assessor and ask for the booklet entitled 'Contesting Your Assessment'. This booklet is also available from the Dutchess County Real Property Tax Service Agency or the NYS Office of Real Property Tax Services website at <a href="http://www.tax.ny.gov/pdf/publications/orpts/grievancebooklet.pdf">http://www.tax.ny.gov/pdf/publications/orpts/grievancebooklet.pdf</a> . Please note that the period for filing complaints on the above assessment has passed.	
<b>PROPERTY CLASS</b>	464 - Office bldg.		

Exemption	Value	Tax Purpose	Full Value Estimate	Exemption	Value	Tax Purpose	Full Value Estimate
County Own	1,238,500	CO/TOWN/SCH	1,238,500				

**PROPERTY TAXES**

Taxing Purpose	Total Levy	% Change in Levy from Prior Year *	Taxable Assessed Value or Units	Rates per \$1000 or per Units	Tax Amounts
<b>**NON-HOMESTEAD PARCEL**</b>					
County Tax	106,070,429	-1.4	0.000	3.603851	0.00
Town Outside Tax	22,642,539	0.1	0.000	9.652283	0.00
Townwide Drain Imp			5,800.00	.008759	50.80
Arlington Fire	16,817,219	5.8	0.000	6.289086	0.00
Arl Business Imp Dis	58,398	1.5	0.000	1.037275	0.00
Ar Sewer Main			31,900.00	.149100	4,724.39
Cl. ted Light	449,559	-1.3	0.000	.375265	0.00
Pok Loc District	1,786,059	4.9	0.000	1.494221	0.00
Town Wide Wat Imp			10,000.00	.036910	369.10

\* This is the percent of increase or decrease of the current year's tax levy over the previous year's tax levy. This does not represent the total percent of your tax increase or decrease. The tax levy is the total amount to be raised by property taxes.

\* 369.10

**TOTAL TAX DUE 2/29/2016 \$5,144.29**

Taxes paid by \_\_\_\_\_ CA CH

RECEIVER'S STUB MUST BE RETURNED WITH PAYMENT. FOR A RECEIPT OF PAYMENT RETURN ENTIRE BILL.

Town of: Poughkeepsie  
 School: Arlington CSD  
 Property Address: 503 Haight Ave  
 County of Dutchess The  
 22 Market St  
 Poughkeepsie, NY 12601

**TOWN OF POUGHKEEPSIE**  
**RECEIVER'S STUB**

Bill No. 12847  
 134689 6161-08-814783-0000  
 Bank Code

**FULL PAYMENT SCHEDULE**

Total Taxes Due on or Before 2/29/2016:	\$5,144.29
2% - 3/1/2016 through 5/31/2016:	\$5,247.18
4% - 6/1/2016 through 8/31/2016:	\$5,350.06

PLAN 1- SINGLE PAYMENT OPTION - SEE BACK OF TAX BILL

TOWN OF POUGHKEEPSIE		TOWN OF POUGHKEEPSIE		TOWN OF POUGHKEEPSIE	
INSTALLMENT 1	Bill No. 12847	INSTALLMENT 2	Bill No. 12847	INSTALLMENT 3	Bill No. 12847
Parcel 134689 6161-08-814783-0000		Parcel 134689 6161-08-814783-0000		Parcel 134689 6161-08-814783-0000	
County of Dutchess The		County of Dutchess The		County of Dutchess The	
Pay on or before: 2/29/2016:	\$1,714.77	Pay on or before: 2/29/2016:	\$1,714.76	Pay on or before: 2/29/2016:	\$1,714.76
2% 3/1/2016 - 5/31/2016:	\$1,749.06	2% 3/1/2016 - 5/31/2016:	\$1,749.06	2% 3/1/2016 - 5/31/2016:	\$1,749.06
4% 6/1/2016 - 8/31/2016:	\$1,783.36	4% 6/1/2016 - 8/31/2016:	\$1,783.35	4% 6/1/2016 - 8/31/2016:	\$1,783.35

PLAN 2 - 3 PAYMENT OPTION - SEE BACK OF TAX BILL

**CORRECTION**

Town of Poughkeepsie  
2015/16 C/T Tax Bill

**Grid Number:** 134689-6161-08-814783-0000

**Name:** County of Dutchess

**Location:** 503 Haight Ave.

Currently on Tax Roll	Assessed Value	Exemption Amount	Taxable Value	Tax Rate	Total
Dutchess County	1,238,500	1,238,500	0	0.003603851	0.00
Town of Poughkeepsie	1,238,500	1,238,500	0	0.009652283	0.00
Townwide Drain Imp. (999Y2)	5,800		5,800	0.008759000	50.80
Arlington Fire	1,283,500	1,283,500	0	0.006269096	0.00
Arlington Business Imp Dis	1,283,500	1,283,500	0.00	0.001037275	0.00
Arlington Sewer Main (AS0F5)	31,900		31900.00	0.1481	4,724.39
Consolidated Light	1,283,500	1,283,500	0.00	0.000375265	0.00
Pok Lib District	1,283,500	1,283,500	0.00	0.001494221	0.00
Town Wide Water Imp.	10,000		10000.00	0.03691	369.10
		School Interest (0 or 2%)		County Interest	
	Original amount	2%		7%	
Ret School		0	0.00	0	0.00
<b>Total Tax on Current Roll</b>					<b>5,144.29</b>

Corrected Tax Roll	Assessed Value	Exemption Amount	Taxable Value	Tax Rate	Total
Dutchess County	1,238,500	1,238,500	0	0.003603851	0.00
Town of Poughkeepsie	1,238,500	1,238,500	0	0.009652283	0.00
Townwide Drain Imp. (999Y2)	0		0	0.008759	0.00
Arlington Fire	1,283,500	1,283,500	0	0.006269096	0.00
Arlington Business Imp Dis	1,283,500	1,283,500	0	0.001037275	0.00
Arlington Sewer Main (AS0F5)	0		0	0.1481	0.00
Consolidated Light	1,283,500	1,283,500	0	0.000375265	0.00
Pok Lib District	1,283,500	1,283,500	0	0.001494221	0.00
Town Wide Water Imp.	10,000		10,000	0.03691	369.10
0		School Interest (0 or 2%)		County Interest	
	Original amount	2%		7%	
Ret School		0	0.00	0	0.00
<b>Total Tax on Corrected Roll</b>					<b>369.10</b>

**Chargeback**

A342 Allow. For Uncoil. Taxes 0.00  
A430 Town of Poughkeepsie 0.00  
A430 Townwide Drain Imp. (999Y2) 50.80  
A430 Arlington Sewer Main (AS0F5) 4,724.39

**TOTAL CHARGEBACK AMOUNT 4,775.19**

# *Budget, Finance, and Personnel Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)		
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		

Present: 11  
 Absent: 1  
 Vacant: 0

Resolution:   
 Motion:

Total: 11      0  
                   Yes            No  
 Abstentions: 0

**2016048 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL**

APPLICANT: Dutchess County  
 22 Market St.  
 Poughkeepsie NY 12601  
 ACCOUNT NO.: 134689-6161-08-814783-0000

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

**2016048 APPROVAL OF APPLICATION TO CORRECT TAX BILL AND TO ORDER THE LOCAL TAX COLLECTOR TO ISSUE A CORRECTED TAX BILL**

APPLICANT: Dutchess County  
 22 Market St.  
 Poughkeepsie NY 12601

ACCOUNT NO.: 134689-6161-08-814783-0000

Date: March 14, 2016

RESOLUTION NO. 2016049

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF UNION VALE  
ASSESSED UNDER THE NAME OF GRVC PROPERTIES LLC  
GRID: 135400-6862-00-922751-0000

Legislators FLESLAND, COVIELLO, SURMAN, and SAGLIANO  
offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of Union Vale assessed to  
GRVS Properties LLC for the levy year 2012 and described as Grid No. 135400-6862-00-  
922751-00000 amounting to \$185.10 was placed on a List of Delinquent Taxes filed in the  
Dutchess County Clerk's Office on November 1, 2013 for the tax lien year of 2013, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding, Index  
No. 2013/6228 to enforce the collection of delinquent tax liens for the levy year 2012 and the  
above property was not redeemed within the time prescribed by law, resulting in a judgment of  
foreclosure and a deed conveying title of the property to Dutchess County, which deed was  
recorded on in the Office of the Dutchess County Clerk, August 5, 2015, Document # 02 2015  
4734, and

WHEREAS, the sum of \$1,000.00 was tendered to the Dutchess County  
Commissioner of Finance in payment of all right, title and interest which the County may have  
acquired in and to the above property by reason of the above deed, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and they  
are hereby authorized, empowered and directed to make, execute and deliver in the name of the  
County of Dutchess and of the Legislature of said County, a quitclaim deed to TRAYNOR  
ROURK D at 338 State Route 37 New Fairfield CT 06812 of any and all interest which the  
County of Dutchess may have acquired in and to the said parcel by reason of the above deed.

CA-021-16  
HS/CM/kvh R-0324-D  
2/10/16

Fiscal Impact: None

STATE OF NEW YORK  
ss:  
COUNTY OF DUTCHESS

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2016

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 March 2016, 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 March 2016.

  
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 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)		
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		

Present: 11  
 Absent: 1  
 Vacant: 0

Resolution: ✓  
 Motion:     

Total : 11      0  
           Yes            No  
 Abstentions: 0

**2016049 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF UNION VALE ASSESSED UNDER THE NAME OF GRVC PROPERTIES LLC  
 GRID: 135400-6862-00-922751-0000**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total :	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>		Yes	No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2016049 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF UNION VALE ASSESSED UNDER THE NAME OF GRVC PROPERTIES LLC  
 GRID: 135400-6862-00-922751-0000

Date: March 14, 2016

RESOLUTION NO. 2016050

RE: QUIT CLAIM DEED, PROPERTY IN THE TOWN OF EAST FISHKILL ASSESSED UNDER THE NAME OF KARDIAS JAMES GRID: 132800-6755-04-627365-0000

Legislators FLESLAND, HORTON, METZGER, and SAGLIANO offer the following and move its adoption,

WHEREAS, unpaid tax on property in the Town of East Fishkill assessed to Kardias James for the levy year 2011 and described as Grid No. 132800-6755-04-627365-0000 amounting to \$4,315.59 was placed on a List of Delinquent Taxes filed in the Dutchess County Clerk's Office on November 1, 2012 for the tax lien year of 2012, and

WHEREAS, Dutchess County instituted an in rem foreclosure proceeding, Index No. 2012/6396 to enforce the collection of delinquent tax liens for the levy year 2011 and the above property was not redeemed within the time prescribed by law, resulting in a judgment of foreclosure and a deed conveying title of the property to Dutchess County, which deed was recorded on in the Office of the Dutchess County Clerk, July 15, 2014, Document # 02 2014 4088, and

WHEREAS, the sum of \$250.00 was tendered to the Dutchess County Commissioner of Finance in payment of all right, title and interest which the County may have acquired in and to the above property by reason of the above deed, now, therefore, be it

RESOLVED, that the County Executive and Clerk of the Legislature be and they are hereby authorized, empowered and directed to make, execute and deliver in the name of the County of Dutchess and of the Legislature of said County, a quitclaim deed to TRAYNOR ROURK D at 338 State Route 37 New Fairfield CT 06812 of any and all interest which the County of Dutchess may have acquired in and to the said parcel by reason of the above deed.

CA-022-16  
HS:CM:kvh R-0324-D  
2/10/16

Fiscal Impact: None

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

# Budget, Finance, and Personnel Committee Roll Call

District	Name	Yes	No
District 3 - Town of LaGrange	Borchert *		
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*	<i>absent</i>	
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano (VC)		
District 6 - Town of Poughkeepsie	Flesland (C)		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 22 - Towns of Beekman and Union Vale	Coviello		

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>	

2016050 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF EAST FISHKILL ASSESSED  
 UNDER THE NAME OF KARDIAS JAMES  
 GRID: 132800-6755-04-627365-0000

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total :	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

2016050 QUIT CLAIM DEED, PROPERTY IN THE TOWN OF EAST FISHKILL ASSESSED UNDER THE NAME OF KARDIAS JAMES  
 GRID: 132800-6755-04-627365-0000

Date: March 14, 2016

RESOLUTION NO. 2016051

RE: AMENDING THE 2016 ADOPTED COUNTY BUDGET AS  
IT PERTAINS TO THE DISTRICT ATTORNEY (A.1165.05)

LEGISLATORS ROMAN, FLESLAND, SAGLIANO, LANDISI, and HORTON  
offer the following and move its adoption:

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

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

WHEREAS, the District Attorney has requested that the sum of **\$36,304** be  
placed in various District Attorney Asset Forfeiture accounts to be used for the purchase of  
equipment, office supplies and training expenses, listed on the attached Asset Forfeiture  
Expenditure sheet, now therefore, be it

RESOLVED, that the Commissioner of Finance is authorized and directed to  
amend the 2016 Adopted County Budget as follows:

APPROPRIATIONS

Increase

A.1165.05.4160	Office supplies	<b>\$11,004</b>
<b>A.1165.05.4650</b>	<b>External Postage</b>	<b>15</b>
A.1165.05.4160.115	Office supplies, software prod. & licenses	600
A.1165.05.4631	Training/seminars & conferences	5,500
A.1165.05.4765.312	Asset Forf. Reimb. Exp. Municipality	<u>19,185</u>
		<b><u>\$36,304</u></b>

REVENUES

Increase

A.9998.95110.01	Approp. Res. Asset Forfeiture – State	<b><u>\$36,304</u></b>
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CA-024-16  
LDF/kvh/G-0135  
02/10/16 rev. 3/9/16  
Fiscal Impact: See attached statement

STATE OF NEW YORK

COUNTY OF DUICHESSE

ss:

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
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 \$ 36,304

Total Current Year Revenue \$ 36,304  
and Source

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

Identify Line Items(s):  
Please see attached spreadsheet

Related Expenses: Amount \$ \_\_\_\_\_  
Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

#### Additional Comments/Explanation:

This resolution is to appropriate Asset Forfeiture Funds to enable the purchase of equipment, ets. listed on the attached Asset Forfeiture Expenditure sheet.

Prepared by: Tiffanie Massey

Prepared On: 3/9/2016

**Asset Forfeiture Expenditures**

<b>4160 - Office Stat &amp; Supplies</b>		
.enovo Laptops @ \$298 each	1,192.00	Dutchess County District Attorney
1 Desk Chair	494.00	Dutchess County District Attorney
1 Desktop Storage	515.00	Dutchess County District Attorney
1 Bookcase	160.00	Dutchess County District Attorney
Ecopy license update renewal	600.00	Dutchess County District Attorney
Miscellaneous Office Supplies	5,000.00	Dutchess County District Attorney
32" Flat Screen TV with Stand	300.00	Dutchess County District Attorney
107 Pieces of Shelving @ 25.16 pp	2,693.00	Dutchess County Clerk
1 Bulletproof Vest for Investigator @ \$650.00	650.00	Dutchess County District Attorney
<b>TOTAL:</b>	<b>11,604.00</b>	
<b>4631 - TRAINING AND SEMINARS</b>		
Youth Firesetter Intervention Specialist	2,500.00	Department of Emergency Response
Training and CLE Credits for Assistant District Attorneys	3,000.00	Dutchess County District Attorney
<b>TOTAL:</b>	<b>5,500.00</b>	
<b>4765.312 - Asset Forfeiture Reimbursed Expense-Municipality</b>		
3 In-Car Video Cameras @ \$6,395 each	19,185.00	Town of Poughkeepsie Police
<b>TOTAL:</b>	<b>19,185.00</b>	
<b>4650 - EXTERNAL POSTAGE</b>		
Shipping for Shelving	15.00	Dutchess County Clerk
<b>TOTAL TO BE APPROPRIATED:</b>	<b>36,304.00</b>	
<b>TOTALS BY PROGRAM</b>		
Department of Emergency Response	2,500.00	
Dutchess County Clerk	2,708.00	
District Attorney's Office	11,911.00	
Town of Poughkeepsie Police	19,185.00	
<b>TOTAL TO BE APPROPRIATED:</b>	<b>36,304.00</b>	

## Asset Forfeiture Budget Amendments

<b>APPROPRIATION</b>		
<b>Increase</b>		
A.1165.05.4160	Office Stationary and Supplies	11,604
A.1165.05.4765.312	Reimbursed Expenses - Municipality	19,185
A.1165.05.4631	Training & Seminars	\$5,500
A.1165.05.4650	External Postage	\$15
<b>REVENUE</b>		
<b>Increase</b>		
A.9998.95110.01	Forfeiture - State Reserve	36,304



# Public Safety Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 1 - Town of Poughkeepsie	Nesbitt (VC)		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman (C)		
District 6 - Town of Poughkeepsie	Flesland		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 21 - Town of East Fishkill	Horton		

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>	

**2016051** AMENDING THE 2016 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY – **REVISED**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016051** AMENDING THE 2016 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DISTRICT ATTORNEY

Date: March 14, 2016

RESOLUTION NO. 2016052

RE: ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF PART COUNTY SEWER DISTRICT NO. 10 IN THE TOWNS OF RHINEBECK AND HYDE PARK

Legislators FORMAN, SAGLIANO, BLACK, TRUITT, and WASHBURN offer the following and move its adoption:

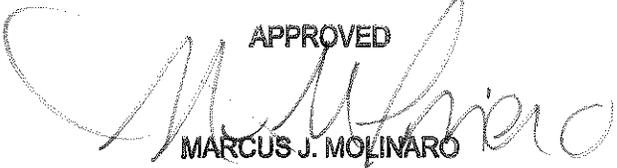
WHEREAS, this Legislature has before it a resolution together with a map, plan and report, all prepared by or on behalf of the Dutchess County Water and Wastewater Authority ("WWA") in support of the creation of Part County Sewer District No. 10, in the Towns of Rhinebeck and Hyde Park by the County of Dutchess ("County") to facilitate the payment of the costs of improvements to the facilities and the more efficient payment of those costs through the levy of benefit assessments, and

WHEREAS, as part of its review of the proposed actions the WWA prepared a Short Environmental Assessment Form and Negative Declaration dated December 16, 2015, on file with the Clerk of the Legislature, which concludes that the proposed project constitutes an unlisted action pursuant to Part 617 of the New York Code of Rules and Regulations (SEQR), and that the actions will not have a significant effect on the environment, and

WHEREAS, it appears that WWA made a careful review of the proposed action and this Legislature should confirm those findings, now, therefore, it is hereby

RESOLVED, that this Legislature adopts and confirms the findings of the WWA as set forth in the Short Environmental Assessment Form and Negative Declaration concluding that the proposed action will not have a significant effect on the environment.

CA-033-16  
CRC/kvh/G-1217-O  
2/17/16

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses:    Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

Additional Comments/Explanation:

Prepared by: Bridget Barclay

Prepared On: February 11, 2016

## *Environment Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (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>	

**2016052** ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF PART COUNTY SEWER DISTRICT NO. 10 IN THE TOWNS OF RHINEBECK AND HYDE PARK

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016052** ADOPTION OF NEGATIVE DECLARATION IN CONNECTION WITH THE ESTABLISHMENT OF PART COUNTY SEWER DISTRICT NO. 10 IN THE TOWNS OF RHINEBECK AND HYDE PARK

Date: March 14, 2016

RESOLUTION NO. 2016053

RE: APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 10

Legislators FORMAN, SAGLIANO, BLACK, TRUITT, and WASHBURN offer the following and move its adoption:

WHEREAS, this Legislature has before it a Resolution establishing Part County Sewer District No. 10 in the Towns of Rhinebeck and Hyde Park, and

WHEREAS, in addition, this Legislature, in connection with the establishment of Part County Sewer District No. 10, must approve a Service Agreement between Dutchess County (County) and the Dutchess County Water and Wastewater Authority (WWA), by the terms of which WWA will collect and process the sewerage in the area of the Part County Sewer District No. 10, and the County will levy benefit assessments to pay for the capital costs of the sewerage system and provide for the enforcement of delinquent sewer bills within the boundaries of the Part County Sewer District No. 10, and

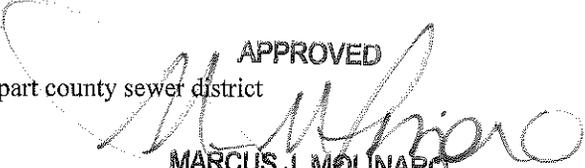
WHEREAS, this Legislature, by separate Resolution, has confirmed the findings of WWA made the 9th day of February, 2016, that the establishment of Part County Sewer District No. 10 will leave no significant effect on the environment, and

WHEREAS, the approval of the Service Agreement between the County and WWA for Part County Sewer District No. 10 is in the best interests of the citizens of Dutchess County, now, therefore, be it

RESOLVED, that the Service Agreement between Dutchess County and the Dutchess County Water and Wastewater Authority is hereby approved and the County Executive or his designee is authorized to execute said agreement on behalf of the County in substantially the same form as on file in the Office of the Clerk of the Legislature.

CA-034-16  
CRC/kvh/G-1217-O  
2/17/16

Fiscal impact: See Statement attached to Resolution establishing the part county sewer district

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
CAROLIN MORRIS, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

Additional Comments/Explanation:

Prepared by: Bridget Barclay

Prepared On: February 11, 2016

## *Environment Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		

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

**2016053** APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 10

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016053 APPROVING A SERVICE AGREEMENT BY AND BETWEEN THE COUNTY OF DUTCHESS AND THE DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY FOR PART COUNTY SEWER DISTRICT NO. 10**

Date: March 14, 2016

RESOLUTION NO. 2016054

RE: ESTABLISHING PART COUNTY SEWER DISTRICT NO. 10  
IN THE TOWNS OF RHINEBECK AND HYDE PARK

Legislators FORMAN, SAGLIANO, BLACK, TRUITT, and WASHBURN offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (§1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and

WHEREAS, the WWA is entering into an Agreement, with the Vanderburgh Cove Sewer System regarding the WWA's acquisition of that system which is located in the Towns of Rhinebeck and Hyde Park; and

WHEREAS, the WWA's ability to close on this acquisition and provide sewer service to the customers of the Vanderburgh Cove Sewer System contingent on the creation of a Part County Sewer District encompassing all properties in the said sewer system which will include a total of forty (40) residential customers, consisting of twenty-seven (27) located in the Town of Rhinebeck and thirteen (13) located in the Town of Hyde Park, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish A Part County Sewer District #10 for the Vanderburgh Cove Sewer System, located in the Towns of Rhinebeck and Hyde Park, and

WHEREAS, this Legislature has before it a Map, Plan and Report entitled "Map, Plan and Report, Part County Sewer District No. 10" which was submitted to it by the WWA with the Notice of Project pursuant to Section 1124, and

WHEREAS, WWA proposes to enter into a service agreement with Dutchess County (County), on behalf of the proposed Part County Sewer District No. 10 (District) whereby the District will provide sewer service to customers within the District at rates established by WWA, and

WHEREAS, said Map, Plan and Report identities the parcels to be included in the sewer district, describes the infrastructure to be constructed in order to provide sewer service, and provides the estimated annual cost for sewer service for the typical property in the proposed sewer district, and

WHEREAS, the first year cost to the typical one family home is estimated to be two thousand three hundred ninety three (\$2,393.00) dollars, and

WHEREAS, this Legislature must create Part County Sewer District No. 10 covering the area of Vanderburgh Cove Sewer System described in "Attachment A," and

WHEREAS, this Legislature will conduct a public hearing on this proposal on March 14, 2016, at 7pm and hear all persons interested, and

WHEREAS, the establishment of said Part County Sewer District No. 10 will ensure an efficient sewer system for all properties within the service area, now, therefore, be it

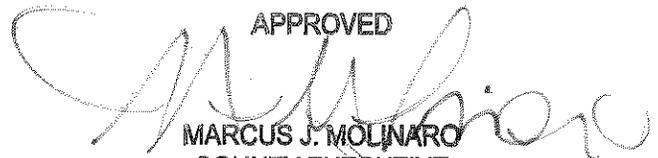
RESOLVED, that this Legislature hereby waives the notice provisions of Section 1124 of the Public Authorities Law and by this Resolution consents to this project, and be it further

RESOLVED, that it is hereby determined that all the property and property owners within the proposed Part County Sewer District No. 10 are benefited thereby and all the property and property owners benefited are included within the proposed Part County Sewer District No. 10 and it is in the public interest to create the Part County Sewer District No. 10, and be it further

RESOLVED, that a Part County Sewer District, to be known as Part County Sewer District No. 10 in the Towns of Rhinebeck and Hyde Park, more particularly described in "Attachment A" attached hereto, is hereby established, and be it further

RESOLVED, that this resolution is subject to permissive referendum.

CA-035-16  
CRC/kvh/G-1217-O  
2/17/16  
Fiscal Impact: See attached statement

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

Additional Comments/Explanation:

Prepared by: Bridget Barclay

Prepared On: February 11, 2016

**DUTCHESS COUNTY**

**Proposed Part County  
Sewer District #10**

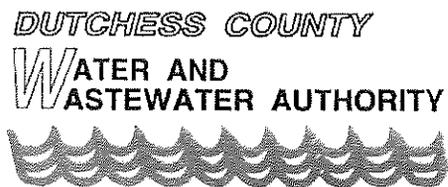
(Vanderburgh Cove Sewer System)

Towns of Rhinebeck and Hyde Park, NY

**MAP, PLAN AND REPORT**

January 2016

Dutchess County Water and Wastewater Authority  
Poughkeepsie, NY



January 2016

**PROPOSED PART COUNTY SEWER DISTRICT #10  
(VANDERBURGH COVE SEWER SYSTEM)**

**MAP, PLAN AND REPORT**

**INTRODUCTION**

This Map, Plan and Report provides the information required for the formation of the proposed Part County Sewer District #10. Part County Sewer District #10 is located in the northwest quadrant of the Town of Hyde Park and the southwest quadrant of the Town of Rhinebeck. The District has 50 individual properties; two (2) properties contain the treatment facilities, eight (8) vacant parcels and forty (40) connected customers. The development has reached full buildout.

Upon successful formation of proposed Part County Sewer District #10 (“the District”) by the Dutchess County Legislature, ownership and operation of the Vanderburgh Cove Sewer System will transfer to the Dutchess County Water and Wastewater Authority (“DCWWA”, “Authority”) in accordance with the terms and conditions set forth in an agreement between the Authority and the Towns of Hyde Park and Rhinebeck (Towns.) Information provided herein includes the proposed District boundaries and a list of the tax parcels that will comprise the future District, as well as a description of the current and proposed infrastructure by which sewer service will be provided to customers.

In addition, budgetary estimates for the first year operation and maintenance costs, and capital costs, as well as a cost allocation formula, have been included with this report.

DCWWA will enter into a contract (the “Service Agreement”) with Dutchess County on behalf of the District for the purpose of administering the provision of sewer services to all properties within the proposed District, with such service to be provided through the sewer system facilities as described below. The Authority will administer the District pursuant to guidelines established by the Service Agreement and collect sewer revenues. Sewer service rates will be set annually by the Authority.

**HISTORY**

The Vanderburgh Cove Subdivision was approved by the Towns of Rhinebeck and Hyde Park, NY in September of 1967. Prior to the Towns’ final approval, the Dutchess County Department of Health (DC DOH) approved the wastewater treatment facility design to incorporate 2 collection and treatment systems with each system to be rated at 8,000 gpd.

At the completion of construction of the collection and treatment systems and the subdivision, operation of the systems was the responsibility of a private sewage works corporation known as Fisherman’s Road, Inc. In 1989, the Towns were requested by Fisherman’s Road, Inc. to take over the ownership, operation and maintenance of the collection and treatment systems as of

January 1, 1990. In 2010 the Towns entered into an Intermunicipal Agreement granting the Town of Rhinebeck the operational and administrative control of the sewer system.

In August of 2014 the Rhinebeck Town Supervisor requested the Authority to consider acquiring the Vanderburgh Cove Sewer System from the Towns. DCWWA prepared a draft Evaluation Report, which was reviewed with Town Board members and residents, and finalized on November 20, 2015 (see Evaluation Report Appendix D.) On November 23, 2015 the Rhinebeck Town Board passed a resolution of intent to transfer ownership of the System to the DCWWA. In January of 2016 the Towns and the DCWWA entered into a Transfer Agreement to transfer ownership of the System to DCWWA.

### **PART COUNTY SEWER DISTRICT #10**

Part County Sewer District #10 is located along the northwest quadrant of the Town of Hyde Park and the southwest quadrant of the Town of Rhinebeck. The District has 50 individual properties; two (2) properties contain the treatment works, eight (8) vacant parcels and forty (40) connected customers. The development has reached full build out. (See Sewer District Map and Tax Parcel List – Appendix A.)

### **PHYSICAL FACILITIES**

#### **General**

The Vanderburgh Cove Sewer System consists of two separate wastewater collection and treatment facilities.

The North system is connected to 20 properties in the Town of Rhinebeck. The entire collection and treatment facility are located within the Town of Rhinebeck.

The South system is connected to 20 properties, 7 which lie in the Town of Rhinebeck and 13 which lie in Town of Hyde Park. The treatment facility lies within the Town of Rhinebeck while the collection system lies within both the Town of Rhinebeck and the Town of Hyde Park.

#### **Wastewater Treatment Facilities**

Each of the two Vanderburgh Cove Treatment facilities is similar in design and of the same capacity, 8,000 gpd.

At the North Treatment Facility, solids are settled and anaerobically digested in two (2) 6,000 gallon precast concrete septic tanks that are connected in series to the influent sewer. The effluent from the second septic tank then flows to the 6,000 gallon equalization (EQ) tank. The EQ Tank has combined mixer and aerator. (The EQ tank is also connected by an overflow line to the secondary EQ tank.) The wastewater is then pumped from the EQ tank to the Bioclere unit for further treatment. Sludge collected in the Bioclere unit is returned to the head of the plant. The effluent from the Bioclere unit has a primary path to the disinfectant injection manhole controlled by a manual 3-way valve and then to the 2,000 gallon disinfectant contact tank followed by passing through the effluent metering chamber and discharge to a stream. The secondary path of the Bioclere unit effluent is controlled by a manual 3-way control valve and

sends the effluent to a 6,000 gallon, Secondary EQ Tank. Over flow from the EQ tank also flows to the Secondary EQ Tank. The contents of the secondary EQ tank can be pumped into the sand filter system or overflowed into the sand filter. The effluent from the sand filter connects to the disinfectant injection manhole where it then enters the remainder of the primary treatment path

At the South Treatment Facility, solids are settled and anaerobically digested in two (2) 6,000 gallon precast concrete septic tanks that are connected in series to the influent sewer. The effluent from the second septic tank then flows to the 6,000 gallon equalization (EQ) tank. The EQ Tank has combined mixer and aerator. The wastewater is then pumped from the EQ tank to the Bioclere unit for further treatment. Sludge collected in the Bioclere unit is returned to the head of the plant. The effluent from the Bioclere unit has a primary path to the disinfectant injection manhole controlled by a manual 3-way valve and then to the 2,000 gallon disinfectant contact tank followed by passing through the effluent metering chamber and discharge to a stream. The secondary path of the Bioclere unit effluent is controlled by a manual 3-way control valve and sends the effluent to the EQ tank. The contents of the EQ tank can be pumped into the sand filter system or overflowed into the sand filter. The effluent from the sand filter connects to the disinfectant injection manhole where it then enters the remainder of the primary treatment path. Sludge is removed periodically from all septic and EQ tanks and disposed legally off site.

Both the North and South Treatment Facilities have LP Gas Fired Standby Generators to provide power to the treatment equipment in the case of loss of utility power.

### **Sewer Collection System**

The North Collection System is a network of gravity mains and manholes with a single trunk line connecting to the North Treatment Facility wastewater treatment plant and a lateral trunk main on Cove Road (south). The majority of the collection system is located in a drainage valley in easements. The initial section is located in Cove Road (North).

The South Collection System is a network of gravity mains and manholes with a single trunk line connecting to the South Treatment Facility wastewater treatment plant. The majority of the collection system is located in Cove Road. Two lateral mains are located in easements that serve customers on the south side of Clay Court.

## **SYSTEM CAPACITY EVALUATION**

### **Treatment Facilities**

The North and South Treatment Facilities are each permitted for 8,000 gallons per day. During the period of November 2014 through October 2015, flows measured at the discharge of the South Treatment Facility ranged from a monthly average of 3,000 gpd to 19,000 gpd. During the period of November 2014 through October 2015, flows measured at the discharge of the North Treatment Facility ranged from a monthly average of 5,000 gpd to 19,000 gpd.

### **Collection Systems**

The NYS DEC SPDES Permit requires that an Inflow and Infiltration (I&I) Analysis be

completed on an annual basis. The latest I&I Analysis available for the calendar year 2014 indicates that each system should have a baseline flow of 4,000 gpd. Each of the treatment systems has the capacity to exceed this baseline flow by 4,000 gpd. Each of the collection systems is constructed of 8" mains which have sufficient capacity to handle the flows to the treatment facilities.

### **FUTURE DEMAND**

All parcels within the Vanderburgh Cove Sewer System have been developed. There are no current or anticipated plans to expand the sewer system service area.

### **FUTURE CAPITAL ISSUES**

At the time of this report, the Town was in the process of completing known I&I repairs. The following items have been identified to be addressed during the first year of DCWWA ownership:

- Address site access issues
- Address site safety issues
- Fix damage to building and improve heating and ventilation at Metering and Chlorination Building at both Treatment Facilities
- Insert manhole ring inflow protectors in all manholes to reduce inflow
- Evaluate existing effluent metering systems at North and South Treatment Facilities
- Investigate effect of Hudson River storm surge on North Treatment Facility outlet and performance (Hurricane Sandy Storm Surge of 4' inundated outlet by 3' backing up flow in the treatment system.)
- Modify EQ tank pump system to allow a more uniform flow through the downstream treatment system components to allow manually adjusted return)
- Modify EQ tank pump system to allow a more uniform flow through the downstream treatment system components (options to include manually adjusted return and pump speed controlled by level and VFD)
- Install permanent precipitation monitoring station at one of the two treatment facilities
- Install hour meters in EQ Pumps and Sand Filter control panels for all pumps and blowers not currently having hour meters
- Require contract operator to develop written standard, wet weather, and emergency operation and maintenance procedures to perform and document activities; document training of all operators, and maintain documents on site for reference
- Require contract operator to maintain NYS DEC required and other pertinent documentation (work orders, tank cleaning records, sludge removal records, etc.) on site for the immediate past 3 years
- Require contract operator to maintain at least one each of all pumps and other items not readily obtainable on site for replacement

DCWWA Staff recommends the following items be addressed during years 2 through 5:

- Install influent flow metering at North and South Treatment Facilities
- Replace existing effluent metering systems at North and South Treatment Facilities with more robust and reliable system
- Modify North Treatment Facility as required to mitigate the effect of Hudson River Storm Surge
- Take corrective action to reduce infiltration into sand filters or eliminate sand filters.

### **PROJECTED CAPITAL COSTS AND ALLOCATIONS**

The estimated cost to complete the known I&I repairs is \$43,100. The estimated cost to complete the first year improvements, as described above, is \$39,400. The estimated cost to complete the additional improvements in years two through five, as described above, is \$116,200. Assuming the availability of approximately \$30,000 in system operational fund balance to offset improvement expenses, DCWWA intends to fund the remaining improvement items through a twenty year borrowing of approximately \$170,000. Assuming an interest rate of 4%, annual debt service would be approximately \$13,200 per year.

The Vanderburgh Cove Sewer District currently has outstanding bonded indebtedness, relating to major treatment plant and minor collection system improvements made circa 2005 to present. As of August 16, 2015 the amount of bonds outstanding was \$466,293.00. The maturity date of the bond is August 15, 2043. The annual debt service expense is approximately \$16,700.

The projected total annual debt service expense will be allocated equitably among all parcels within the District through the assignment of benefit units to each parcel. The methodology for the assignment of benefit units is attached (see Appendix C.) All benefit units will be charged the same rate. The annual benefit assessment would appear on the respective property owner's yearly property tax bill.

Assuming a total of 400 benefit units in the District, and a total annual debt service of approximately \$29,900 per year, the rate per benefit unit will be approximately \$74.75 for Year One under Authority ownership. In accordance with the attached Benefit Assessment Methodology, a single family residence on less than 6 whole acres (the "typical property") will be assigned ten (10) benefit units, and would expect to pay an annual benefit assessment charge of \$748 for the first year under Authority ownership.

### **OPERATION AND MAINTENANCE (O&M) COSTS**

The O&M Budget Projection is the total cost to the DCWWA to operate the Vanderburgh Cove Sewer System; chemicals, electricity, alarms, laboratory fees, labor, insurance, typical repairs and other ongoing costs. DCWWA has developed an O&M budget projection to illustrate estimated First Year costs of the Vanderburgh Cove Sewer System under DCWWA ownership, based on the DCWWA's prior operating expenses and history for comparable size sewer

systems, and possible anticipated repairs to the system. A copy of the O&M budget projection, using 2015 as a base year for demonstration purposes of those First Year costs, has been included as Appendix "B". The first year operational cost (2015 dollars) is estimated at \$65,784. With 40 connected customers, and assuming collection of late fees at historical levels, the cost per a typical single family residential customer would be one thousand, six hundred and forty-five dollars (\$1,645) per year.

Should the system ownership be transferred mid-year, the budget would be pro-rated for the portion of the year DCWWA would own the system. All future O&M system budgets, rates, fees and other charges are reviewed annually and subject to change by the DCWWA Board of Directors.

### **CONNECTION CHARGES**

As the all properties within the Vanderburgh Cove Sewer District are completely built out, no connection charges are anticipated.

### **Annual Cost per a Typical Property**

The total annual cost for a typical property in a district is generally a combination of the long-term capital charges (debt service) and sewer usage charges. Given the assumptions and estimates described above, the projected First Year total cost for a typical single family dwelling in Part County Sewer District #10 will be \$2,393.

#####

### **APPENDICES**

Appendix A – Description of Part County Sewer District 10 -  
(Tax Parcel List and Map)

Appendix B – Proposed Operation & Maintenance Budget

Appendix C – Proposed Benefit Assessment Methodology

Appendix D - Vanderburgh Cove Sewer Evaluation Report

**APPENDIX "A"**

**Dutchess County Sewer District #10  
Vanderburgh Cove Sewer System**

**DESCRIPTION OF ZONE**

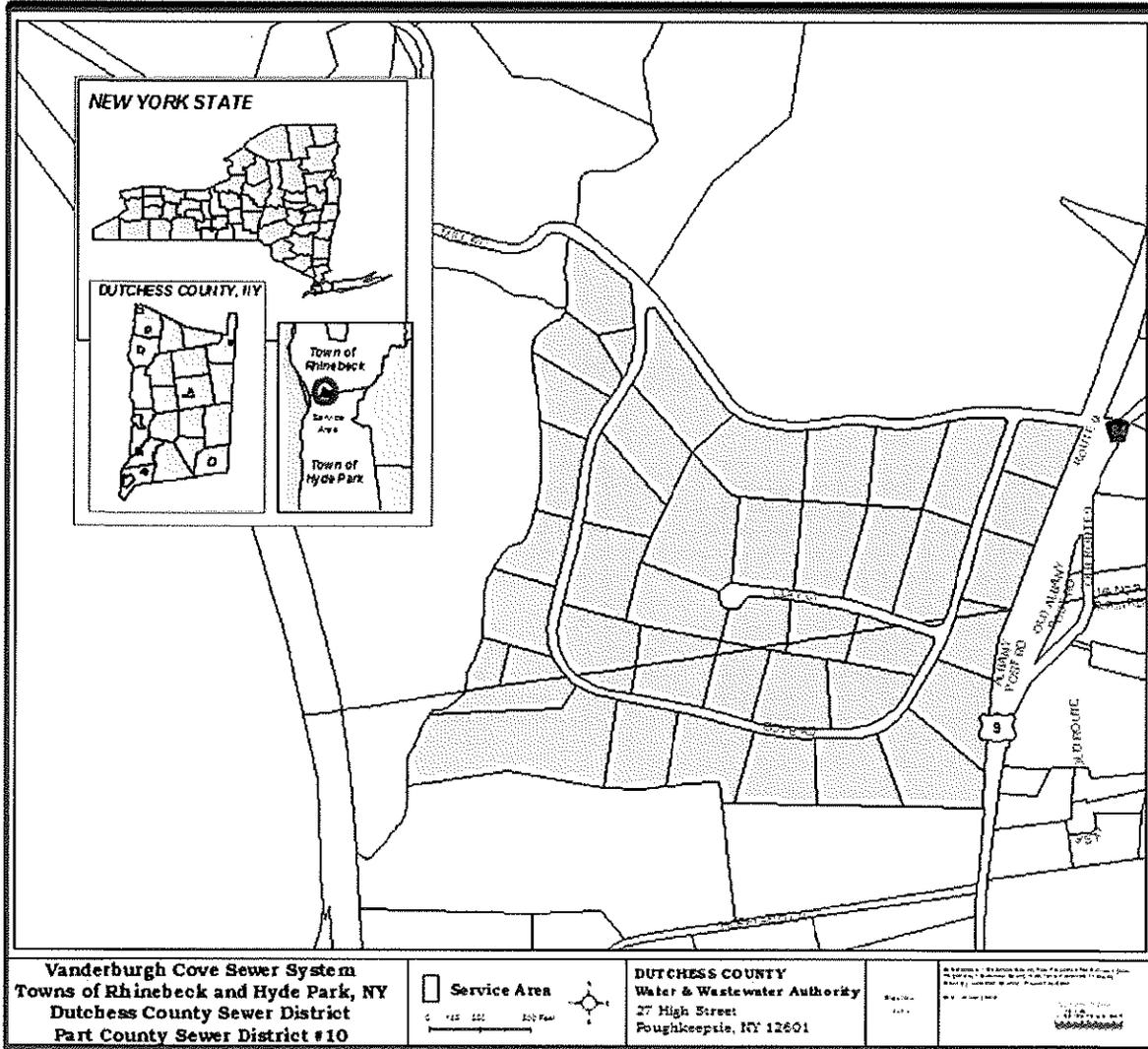
**(map and parcel listing)**

The Dutchess County Sewer District #10 shall include all those tax parcels presently indicated on the attached boundary map. These parcels are further described by the following list of tax parcel grid numbers:

**Tax Parcels**

133200-6168-03-341265-0000	135089-6168-00-142379-0000
133200-6168-03-292271-0000	135089-6168-00-134342-0000
133200-6168-03-214242-0000	135089-6168-00-200419-0000
133200-6168-03-325236-0000	135089-6168-00-210349-0000
133200-6168-03-251233-0000	135089-6168-00-200314-0000
133200-6168-03-286232-0000	135089-6168-00-275342-0000
133200-6168-03-180247-0000	135089-6168-00-384390-0000
133200-6168-03-273294-0000	135089-6168-00-170441-0000
133200-6168-03-248291-0000	135089-6168-00-240386-0000
133200-6168-03-123249-0000	135089-6168-00-281383-0000
133200-6168-03-308294-0000	135089-6168-00-163330-0000
133200-6168-03-348297-0000	135089-6168-00-245345-0000
133200-6168-03-258272-0000	135089-6168-00-345382-0000
133200-6168-03-166277-0000	135089-6168-00-295305-0000
133200-6168-03-228278-0000	135089-6168-00-198292-0000
133200-6168-03-120269-0000	135089-6168-00-104282-0000
133200-6168-03-197278-0000	135089-6168-00-225293-0000
135089-6168-00-304337-0000	135089-6168-00-348312-0000
135089-6168-00-145414-0000	135089-6168-00-118311-0000
135089-6168-00-149440-0000	135089-6168-00-272304-0000
135089-6168-00-171367-0000	135089-6168-00-330331-0000
135089-6168-00-158469-0000	135089-6168-00-363332-0000
135089-6168-00-374363-0000	135089-6168-00-242305-0000
135089-6168-00-315382-0000	135089-6168-00-124283-0000
135089-6168-00-185394-0000	135089-6168-00-160295-0000

**Map**



**Vanderburgh Cove Sewer System**  
**Towns of Rhinebeck and Hyde Park, NY**  
**Dutchess County Sewer District**  
**Part County Sewer District #10**

**Service Area**

0 100 200 Feet

**DUTCHESS COUNTY**  
**Water & Wastewater Authority**  
 27 High Street  
 Foughkeepie, NY 12501

**Map No.** 11-1  
**Date** 11/12/11  
**Scale** 1" = 100'

**APPENDIX "B"**

**Vanderburgh Cove Sewer System  
Proposed Operation & Maintenance Budget**

**DCWWA 2016 BUDGET PROJECTION**  
**Vanderburgh Cove Sewer District**

Item No.	Item Description	Budget
1	Accounting	\$ 100.00
2	Billing	\$ 904.00
3	Bookkeeping	\$ 1,812.50
4	Buildings and grounds	\$ 1,000.00
5	Chemicals	\$ 2,200.00
6	Computer Equip't./Tech. support	\$ 100.00
7	Electricity	\$ 4,300.00
8	Engineering	\$ 6,000.00
9	ERM (Treatment)	\$ 11,200.00
10	ERM (Collection)	\$ 2,000.00
11	Generator Fuel & Maintenance	\$ 2,025.00
12	Insurance	\$ 2,000.00
13	Laboratory Costs	\$ 3,500.00
14	Legal	\$ 250.00
15	Meter/Collection	\$ 500.00
16	Operation	\$ 12,300.00
17	Operation Support	\$ 2,500.00
18	Permit Fees	\$ 375.00
19	Postage	\$ 160.00
20	Sanitation	\$ -
21	Sludge Disposal	\$ 3,000.00
22	Supplies (Buildings)	\$ 100.00
23	Supplies (Office)	\$ 50.00
24	Telephone	\$ -
25	Testing Chemicals	\$ 250.00
	<b>Subtotal</b>	<b>\$ 56,627.50</b>
26	Operational Contingency	\$ 663.83
27	ADS 1 and 2	\$ 29,826.00
28	Administration	\$ 8,493.84
29	Capital Contingency	\$ -
	<b>Operational Totals</b>	<b>\$ 65,785.17</b>
	Per Customer	\$ 1,645

**APPENDIX "C"**

**PART COUNTY SEWER DISTRICT # 10  
BENEFIT ASSESSMENT METHODOLOGY**

**PART COUNTY SEWER DISTRICT # 10  
BENEFIT ASSESSMENT METHODOLOGY**

**DEVELOPED LAND** (Use the higher of either LAND USE/WATER USE or ACREAGE)

**LAND USE/WATER USE**

**RESIDENTIAL**

**FIRST DWELLING UNIT 10**  
**EACH ADDITIONAL DWELLING UNIT 8**

**COMMERCIAL/INSTITUTIONAL:**

**FIRST 500 GPD WATER USAGE 20**  
**EACH ADDITIONAL 100 GPD 4**

**ACREAGE**

**FIRST 6 ACRES 10**  
**EACH ADDITIONAL WHOLE ACRE 2**

**UNDEVELOPED LAND**

**FIRST 6 ACRES 8**  
**EACH ADDITIONAL WHOLE ACRE 2**

**Subdivision real property lots, as shown on the original file map but bisected by a municipal line for taxation purposes, will be treated as a single tax parcel.**

**APPENDIX "D"**

**Vanderburgh Cove Sewer  
Evaluation Report**

**Vanderburgh Cove Sewer Districts No. 1 & 2  
Towns of Rhinebeck and Hyde Park, NY**

**Collection and Treatment Systems  
Evaluation**

**November 2015**

**Dutchess County Water and Wastewater Authority  
27 High Street  
Poughkeepsie, NY**

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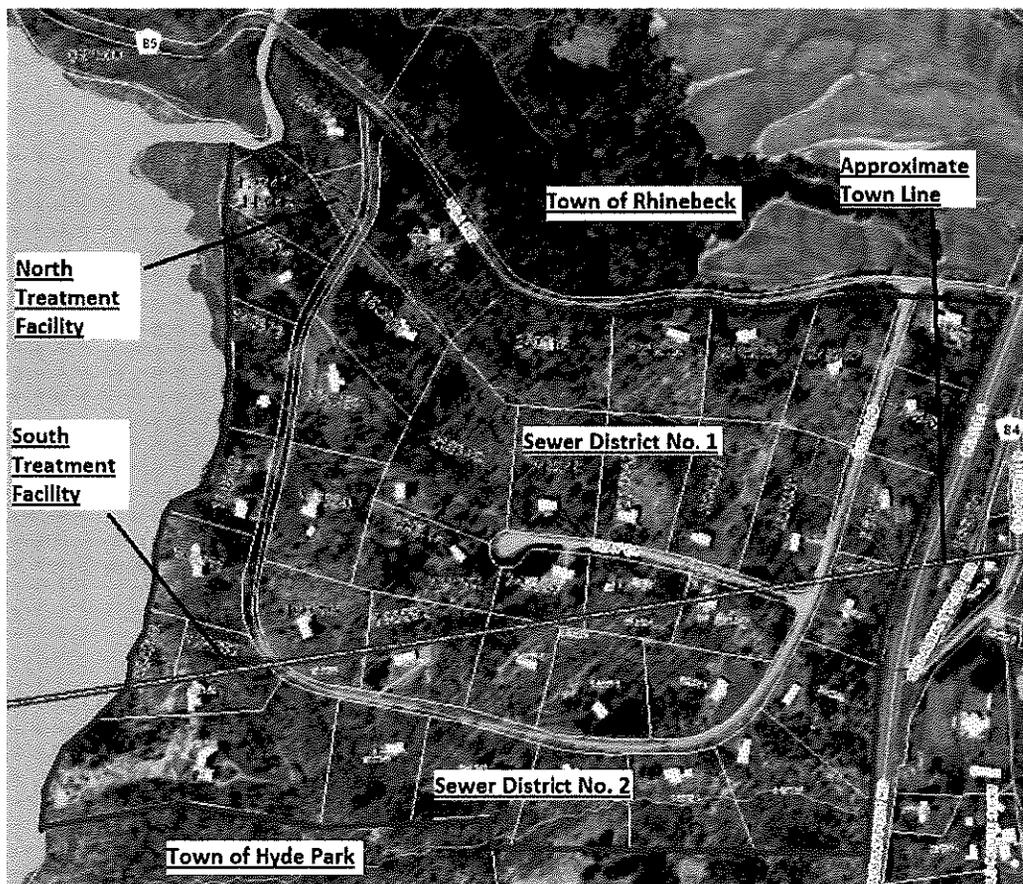
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# Vanderburgh Cove Sewer Districts Evaluation

## I. INTRODUCTION

During August of 2014, the Authority Board Chairperson Thomas LeGrand and Executive Director Bridget Barclay met with Elizabeth Spinza, the Town of Rhinebeck Supervisor. At this meeting, the Supervisor, as operator of the Vanderburgh Cove Sewer Districts, asked the Authority to consider acquiring the Vanderburgh Cove Sewer Districts 1 (Rhinebeck) and 2 (Hyde Park) (See Figure 1.) from the respective Towns.

**Figure 1**



The two districts serve the Vanderburgh Cove Subdivision which lies south of Mill Road, west of NYS Rte. 9 and east of the Hudson River. District No. 1 contains both the north and south treatment facilities. The North Treatment Facility is connected to 20 properties in the Town of Rhinebeck. The South Treatment facility is connected to 20 properties, 7 which lie in Rhinebeck and 13 which lie in Hyde Park.

## Vanderburgh Cove Sewer Districts Evaluation

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The Vanderburgh Cove Districts are currently operated by the Town of Rhinebeck under the intermunicipal agreement established in 2010 between the Towns.

### II. HISTORY

The Vanderburgh Cove Subdivision was approved by the Towns of Rhinebeck and Hyde Park, NY in September of 1967. Prior to the Towns' final approval, the Dutchess County Department of Health (DC DOH) approved the wastewater treatment facility design to incorporate 2 collection and treatment systems with each system to be rated at 8,000 gpd.

At the completion of construction of the collection and treatment systems and the subdivision, operation of the systems was the responsibility of a private sewage works corporation known as Fisherman's Road, Inc.

The original treatment facility design consisted of septic tanks and relied upon constructed sand filters for final treatment prior to chlorination and stream discharge. Issues with initial construction of the sand filters are documented in the DC DOH files. Since the original construction, the sand filters were problematic resulting in non-compliance reports for septage flowing out of the sand filters onto the ground surface at both facilities.

During November of 1989, the Towns were advised by legal counsel for Fisherman's Road, Inc. that Fisherman's Road, Inc. was requesting the Towns to take over the ownership, operation and maintenance of the collection and treatment systems as of January 1, 1990.

Because of the split of the collection and treatment facilities between the two Towns, each of the Towns took action to form Sewer Districts with District 1 (Rhinebeck) and District 2 (Hyde Park) during 1990. In June 1990 deeds were executed to transfer the respective portions of the collection and treatment systems from Fisherman's Road, Inc. to the Towns. (Deeds for the systems were recorded during February 1991 in the Dutchess County Clerk's office.)

In January 1991, the Town Engineer issued a report on the Operation, Maintenance Repairs and Financing for work on the collection and treatment facilities. In February 1991, the Towns jointly agreed to expenditures of \$57,613 to address issues with the collection systems and north and south filter fields and to reimburse Rhinebeck for previous emergency repairs

The Town Engineer in November 2002 reported the results of investigating the condition of the collection system during June 2001. Findings varied from inability

## Vanderburgh Cove Sewer Districts Evaluation

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to locate the manholes to complete replacement of manholes. The tanks and pump pits at the treatment facilities were found to have top slab structural deterioration, collapsed pipe, lack of sampling locations, inadequate chlorination and flow measurement. The report made 8 recommendations for the south collection system and 13 recommendations for the south treatment facility. For the north collection system, 7 recommendations were made. Eight recommendations were made for the north treatment facility. A probable cost estimate of \$1.76 M was presented to accomplish the recommendations.

The NYS Department of Environmental Conservation (NYS DEC) in July 2004 called for the replacement of the North Treatment System sand filter field.

During March of 2005, the Town Engineer issued an engineering report on the conditions of the existing collection and treatment systems. Both the north and south sand filters were noted as being in almost complete failure and in need of replacement. Significant inflow and infiltration in the collection system is cited as one significant issue in the failure of the sand filters. At this time, it was estimated to cost \$4.2 million to replace completely the collection and treatment systems.

On July 23, 2008, DC DOH issued approval letter for proposed sewage treatment system modifications. These improvements consist of:

- a. 2- 6,000 gallon septic tanks in series
- b. 1-6,000 gallon primary equalization tank with mixer
- c. 1-6,000 gallon secondary equalization tank with mixer (North facility only)
- d. Duplex pumps feeding the Bioclere Unit from the primary equalization tank
- e. Bioclere unit with sludge return to first septic tank and discharge to chlorine injection and contact chamber
- f. Duplex pumps feeding the remainder of the sand filter bed with discharge to chlorine injection and contact chamber. (from Primary Equalization Tank for South facility and secondary equalization tank for North facility)
- g. Emergency overflow from primary equalization tank to the sand filter bed for South facility
- h. Emergency overflow from secondary equalization tank to the sand filter bed for the North facility
- i. Discharge after chlorine contact chamber to stream
- j. New power distribution with Standby LP Gas Fired Generator.
- k. New instrumentation and controls

On July 16, 2009, NYS DEC issued a DEC initiated SPDES permit modification with compliance schedule for replacement of the treatment systems and implementation of a program for reduction in infiltration and inflow.

## Vanderburgh Cove Sewer Districts Evaluation

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On August 10, 2009, a Notice to Bidders was issued by the Town of Rhinebeck for Vanderburgh Cove Sewage Treatment System Replacement with quotations due on August 31, 2009. Electrical Contract Bid \$89,100.00. General Contract Bid \$779,450.00. This contract was for the North and South Treatment facilities which were completed.

On October 30, 2009, a Notice to Bidders was issued by the Town of Rhinebeck for Vanderburgh Cove Collection System – Phase 1 improvements with quotations due November 19, 2009. Contract Bid \$57,569.00. This contract addressed installation of new manholes number 31, 5, 6, 7, 8 and 32 and 23, 24, 25, 26, 27 & 28 to the North and South collection mains respectively and the work was completed.

In November 2009, the Town Engineer issued the “Vanderburgh Cove Sewer District Inflow and Infiltration Report” which provided a probable project cost of \$625,000 total. This report recommended the lining of 7,200 lf of sewer main, replacement of 12 manholes and the rehabilitation of 20 manholes. It recommended that Phase 1, the installation of 12 new manholes, be done initially to determine if any further infiltration and inflow work needed to be done. There is no evidence that the recommended lining was ever initiated. (Since 2014, the Town has been working on a list of other infiltration and inflow related repairs.)

During 2010, NYS EFC agreed to provide up to \$1,750,000.00 of financing for the collection and treatment system improvement project.

Town of Rhinebeck received a Water Quality Program Improvement Program State Assistance Contract No. C304417 from NYS DEC that was approved by the NYS Comptroller’s Office Department of Audit and Control on 8/27/2012. The project not to exceed cost of \$1,900,000.00 is to be shared on an 85%/15% DEC/Local matching share (\$1,550,000/\$350,000). This agreement indicates that the local matching amount will come from a NYS EFC 0% interest loan.

The Town of Rhinebeck Board authorized by resolution at its August 30, 2010 the execution of an Intermunicipal Agreement granting the Town of Rhinebeck operational and administrative control and defining each Town’s responsibilities under the agreement relative to Vanderburgh Cove Sewer District 2.

The Town of Hyde Park Board authorized by Resolution 8:23-3 of 2010 the execution of an Intermunicipal Agreement granting the Town of Rhinebeck operational administrative control and defining each Town’s responsibilities under the agreement relative to Vanderburgh Cove Sewer District 2.

During September 2010 the Intermunicipal Agreement for the operation of the Towns’ sewer districts was executed.

## Vanderburgh Cove Sewer Districts Evaluation

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The Town of Rhinebeck Board authorized by Resolution 2013-243 at its November 12, 2013 meeting the execution of Amendment No. 1 to the Intermunicipal Agreement establishing how sewer rents are to be determined.

The Town of Hyde Park Board authorized by Resolution 10:4-9 of 2013 the execution of Amendment No. 1 to the Intermunicipal Agreement establishing how sewer rents are to be determined.

The Hyde Park – Rhinebeck Intermunicipal Agreement Amendment No. 1 was executed during November, 2013.

The Town of Rhinebeck entered into agreement with NYS EFC for project funding in the amount of \$499,613.00 at 0% interest for a term of 40 years with bonds issued December 13, 2013. Annual payments are due on August 15, beginning in 2014 in the amount of \$16,660, through maturity in 2043.

On January 1, 2014 the Town of Rhinebeck assumed all budgeting, billing and accounting activities for Vanderburgh Cove Sewer Districts 1 and 2.

The Town received a NYS DEC Notice of Violation dated July 7, 2014 for failure to submit the annual Infiltration Management Program Report for 2013. (It is noted that though this notice of violation is the first official notice to the Town, the report was not submitted in previous years since the report became a SPDES Permit requirement.)

The Town Engineer issued on August 25, 2014 the “Vanderburgh Cove Infiltration and Inflow Investigation Report”. Highlighted in this report is the requirement of the SPDES Permit that an Inflow and Infiltration Management Program be implemented by the Town. As part of the Management Program, the Town is required to submit on the first day of each calendar year a report summarizing plant flows, and any inflow and infiltration investigations or repairs completed during the prior year. This report summarizes previous inflow and infiltration reports, new inspections of manholes, new smoke testing of collection system and analyzes rainfall for 2013 and the first half of 2014. Analysis of the effects of precipitation was conducted for the north treatment facility. A flow violation citation was issued by NYS DEC for July of 2012. Though an unusually high precipitation rate occurred during this period, the Town Engineer’s investigation indicated that there were issues with the flow meter as well as possible inundation of the outlet due to blockage of the tributary to the Hudson River to which the facility discharges. In analyzing the effects of rainfall on the south treatment facility, exceeding flow violation citations for June 2013 and March and April 2014 were correlated to rainfall, indicating that there continue to exist inflow and infiltration issues at the south treatment facility. The report recommends that other potential infiltration and inflow sources be investigated

## Vanderburgh Cove Sewer Districts Evaluation

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including the connection of residential sump pumps to the sewer system and the effect of the sand filters acting as “French drains” and contributing to the discharge volumes. Specific repairs to the collection system are also recommended including 8 spot pipe repairs, 3 lateral connection repairs, 7 cleanout repairs and 20 manhole repairs. The report notes that the Town intends to complete those repairs that can be done with its own forces by the end of 2014. The report indicates that the balance of the repairs will be completed in 2014. (By the date and context of the report it is assumed that this date should be 2015.)

The Town Supervisor submitted to NYS DEC a schedule for accomplishing the repairs addressed in the Town Engineer’s August 25, 2014 Report. (From the context of the letter, it is assumed that the failure to complete Phase 2 and 3 of the Infiltration and Inflow Repairs refers to those identified in the 2009 report.) Six (6) cleanout repairs were scheduled to be complete by December 20, 2014. One minor collection system cleanout repair and a chamber at 30 Cove Road were scheduled to be completed by January 20, 2015. One manhole repair is scheduled to be completed by March 20, 2015, with the balance of 8 manhole repairs completed by July 20, 2015. As of April 29, 2015, the Town has indicated that it has hired Tom Mannix to supervise the work.

The Town Engineer, on behalf of the Town, submitted on December 31, 2014 the first Annual Infiltration and Inflow Evaluation Report. It reports the status of its investigations and the efforts that occurred during 2014 to address identified issues.

In an e-mail communication between Jim Baker of the Vanderburgh Cove Sewer District Homeowners Association (VCSD HOA) to Bruce Washburn, Rhinebeck Town Board member dated January 22, 2015, it is indicated that all cleanout and chamber repairs had been completed with the manhole repairs pending. In addition, the e-mail indicates that the VCSD HOA survey in regards to connection of sump pumps to the collection system has had 28 out of 40 responses. On April 4, 2015, communication from Jim Baker of the VCSD HOA indicates that only 4 homes reported having sump pumps.

On January 29, 2015, DCWWA staff met with Bruce Washburn and Jim Baker to discuss the status of the collection system repairs and discuss briefly the activities that would be taking place to evaluate the Sewer District aspects.

On February 4, 2015 DCWWA staff met with the Town’s operations contractor, VRI, Inc. and Jim Baker to visually review the observable conditions of the north and south treatment systems and discuss current operation procedures and issues. The findings of that investigation included 11 recommendations that addresses site access issues; safety issues; prevention of freezing in disinfection and flow meter building; addition

## Vanderburgh Cove Sewer Districts Evaluation

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of hour meters on sand filter and EQ pump control panels; a detailed evaluation of the flow metering systems; preparation of written standard, wet weather and emergency operation procedures; maintenance of copies of all records at the site for the current 3 years; maintaining a spare parts inventory; modification of EQ pumps control and/or piping to provide a more uniform flow through the facilities.

### III. Contract Operations Agreement

Terms of the current operations agreement between the Town and VRI, Inc. is summarized as follows:

- 5 year duration of agreement commencing on January 1, 2012 (Terminates December 31, 2017.)
- 90 day notification for termination clause
- Scope of services provided is very typical to contract operations agreements prepared by the contract operator
- Initial Annual Cost is \$11,196.96, payable in 12 equal monthly installments of \$933.33
- Additional services or emergency callouts are billed separately at stated rates
- All pricing subject to annual adjustment based upon US Department of Labor Consumer Price Index for the Northeast Section of the United States (The current Town financials do not indicate that VRI has requested increased compensation.)
- General Liability Insurance - \$1M per occurrence, \$2M aggregate with a \$4M umbrella
- Worker's Compensation Insurance – Not less than \$1M per incident
- Automobile Liability Insurance – \$0.5M
- No pollution or professional liability insurance provided
- Owner is named as additional insured
- Indemnification, Third Party Claim and Force Majeure clauses favorable to contract operator are included
- Assignment of contract requires agreement of both parties
- No reference to NYS Department of Labor Prevailing Wage Rates is included in the document

If the systems are acquired, it is recommended that the current contract operator be retained by DCWWA during the transition period by execution of DCWWA's standard operator agreement. DCWWA should then obtain proposals during its next cycle of obtaining proposals for contract operators.

# Vanderburgh Cove Sewer Districts Evaluation

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## IV. Property

Investigation into the ownership status of the Towns to the collection and treatment facility properties was conducted via a search of Dutchess County, NY, Clerk Records.

The collection system located within the Town of Hyde Park, NY was transferred by Fisherman's Road, Inc. to the Town of Hyde Park, NY on June 27, 1990 as recorded by Deed located at Liber 1845, page 845 by the Dutchess County Clerk. Reference within the Deed is made to the original subdivision map, Map No. 3531, filed with the Dutchess County Clerk's office. This map indicates certain easements over private lands for the collection system.

The collection systems and treatment facility properties (Sewage Disposal Site No. 1 and 2) located within the Town of Rhinebeck, NY were transferred by Fisherman's Road, Inc. to the Town of Rhinebeck, NY on June 27, 1990 as recorded by Deed located at Liber 1886, page 225 by the Dutchess County Clerk. Reference within the Deed is made to the original subdivision map, Map No. 3531, filed with the Dutchess County Clerk's office. This map indicates certain easements over private lands for the collection system.

During review of DC DOH records by DCWWA staff, reference was found to the need for an easement for the North Treatment Facility due to encroachment of the treatment system on the property immediately to the south identified by the Town Engineer during the treatment facility redesign circa 2009. Search by the DCWWA staff could find no evidence of the filing of the easement document in the Dutchess County Clerk's records. DCWWA staff contacted the Town Clerk's office, whom was not able to locate an executed easement in the Town's records. The Town, working with the property Owner's attorney, has received and executed easement. The easement has been filed at the Dutchess County Clerk's office.

It is recommend if DCWWA acquires the treatment systems, that, as a condition of acquisition, plats be prepared for the two treatment properties by a Licensed Land Surveyor in NY State, permanent markers be set for the property and easement corners, and the plats be filed in the Dutchess County Clerk's office.

Based upon plans developed in 2009 for Collection System repairs, there are sections of the collection system that do not lie within the shown easements of the original file map. The north collection main was planned to run primarily through an easement

## Vanderburgh Cove Sewer Districts Evaluation

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located along property lines with small sections located within the public highway lines. Approximately 40% of the north collection main line lies on private property outside of the file map easements. The south collection main runs primarily within the public highway lines. A minor encroachment of the south collection main is indicated on lot 30 between MH#20 & 21 by the drawings. This needs to be verified in the field. Two branch mains are located within easements along property lines. There is no evidence on the drawings of encroachment by the branch mains.

### V. Financial Information

Financial statements for the years ending December 31, 2011, 2012, 2013 and 2014 were provided by the Town. Table 1 shows the Total Expenditures; Total Revenues; Surplus or Deficit; and cumulative fund balance for the most current four (4) years.

**Table 1**

<u>Category</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>
Expenditures	\$29,392.72	\$69,646.77	\$69,248.64	\$63,853.26
Revenues	\$59,305.00	\$40,741.54	\$48,542.12	\$127,058.70*
Surplus (Deficit)	\$29,912.28	(\$28,905.23)	\$(20,706.52)	\$63,205.44
Cumulative Fund Balance	\$0.00#	\$1,007.05	\$(19,669.47)	\$43,505.97

# Prior to 2014, Hyde Park was billed by Rhinebeck for Hyde Park customers, and Hyde Park billed and collected from its customers.

\*\$78,195.33 was transferred from the capital construction fund to the operating fund.

It appears that debt service is collected as part of the sewer rents, rather than through special district assessment via the Town and County annual property tax bill. Table 2 is a summary of the Town's Approved budget for the Districts for 2015.

**Table 2**

<u>Category</u>	<u>Amount</u>
Town Administration	\$13,465.00
Collection System	\$13,300.00
<u>Treatment/Disposal System</u>	<u>\$28,575.00</u>
Total Operating	\$55,340.00
<u>Debt Service</u>	<u>\$16,660.00</u>
Total Annual Cost	\$72,000.00

## Vanderburgh Cove Sewer Districts Evaluation

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The majority of the Town's Administration costs are set aside for Town Engineer and Attorney Services. Collection system costs are budgeted at \$13,300.00 which is attributed primarily to operator costs for both the collection and treatment systems. Treatment and Disposal System cost allocates \$11,200 for repairs with the balance being for normal operation costs. Principal debt service is allocated at \$16,660.00. Based upon a total budget of \$72,000 and 40 customers, total operational and debt repayment costs will be \$1,800 per customer (\$450 per quarter) for 2015.

Review of the NYS EFC/Town of Rhinebeck Bond Note indicates that the note is assignable based upon NYS EFC approval. As of January 1, 2015, 39 years remain on the Bond and indebtedness is \$482,953.00. It does not appear that EFC requires the Town to have a Debt Service Reserve Fund. It has yet to be determined whether EFC would require DCWWA to establish a Debt Service Reserve Fund as a condition of transfer of the loan agreement; should this be required, it will increase the total annual debt service expense.

### **VI. Operational Concerns**

The current contract operators indicated that approximately 1 hour per day is spent at each of the treatment facilities for standard operations. When monthly samples are required, the total time between the two facilities is from 3 to 4 hours. Based upon DCWWA operations experience, a minimum of 2 hours per day is required for normal operations. Due to the closeness of the two facilities, properly managed, the routine monthly sampling could still be accomplished in an additional 2 hours.

Interviews with the current operators indicate that no formal standard operation, maintenance, wet weather and emergency plans are written for the facility. Each operator depends upon their experience in performing daily activities. The need for these plans is obvious.

Examination of daily site log books indicates minimal data in regards to function of the treatment facilities are recorded. Such items as run time meters are not recorded daily to determine if equipment is functioning as expected. Sludge septic tank sludge levels are not periodically recorded, and sludge removal is not documented. Items such as these indicate that a thorough daily routine to maintain and operate the facility is not occurring.

# Vanderburgh Cove Sewer Districts Evaluation

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## VII. Regulatory Compliance

Regulatory Compliance prior to the completion of repair and improvements to the North and South Treatment Systems, and Collection Systems – Phase 1 are excluded from this review.

The NYS DEC is the regulatory body that oversees the operation of the treatment facilities. The NYS DEC's SPDES Permit for the Facilities is its primary basis for enforcement. The NYS DEC receives monthly operations reports for each facility indicating flow and compliance/non-compliance with SPDES permit requirements. In addition, NYS DEC performs annual compliance inspections of the each system as well as random reconnaissance inspections of all or part of the treatment systems. NYS DEC issues Notice of Violations regarding non-compliance with SPDES permit requirements.

NYS DEC Region 3 Files were reviewed by staff on February 24, 2015. The following is a summary of documents obtained:

- NYS DEC to T/Rhinebeck dated May 19, 2009 – Plan Approval for repairs and improvements to North and South Treatment Facilities: Required completion of all work within 5 years of letter date (May 19, 2014.)
- NYS DEC to T/Rhinebeck dated November 29, 2010 – SPDES Permit Renewal Notification
- Results of July 31, 2013 annual inspection: Facility found to be operating in a satisfactory manner and no major deficiencies were noted at time of inspection. Report indicates that there is no sewer use ordinance by Towns known to NYS DEC. (The Town Intermunicipal agreement references sewer use ordinances are required.)
- NYS DEC to T/Rhinebeck dated July 3, 2014 – Notice of Violation: Town has failed to schedule/complete Infiltration and Inflow Work phases 2 and 3. Discharge Monitoring Reports for the period of January 31, 2012 through April 30, 2014 Indicate 3 instances of exceeding permitted discharge flow for the South Treatment Facility and 1 instance for the North Treatment Facility. This notice required Town attendance at a meeting with DEC on July 14, 2014.
- Results of October 30, 2014 annual inspection: Town has failed to submit inflow and infiltration work schedule per phase 2 and 3 per the Infiltration and Inflow report Dated November 2009. The treatment systems at the North and South sites have had 70 violations for percent of removal for BOD<sub>5</sub> and Total Suspended Solids during the period between 1/31/2012 and 9/30/2014.

## Vanderburgh Cove Sewer Districts Evaluation

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- NYS DEC to T/Rhinebeck dated November 25, 2014 – Notice of Violation: The attachment cites 92 instances of violation of permit requirements between January 31, 2013 and September 30, 2014. This notice required Town attendance at a meeting with DEC on December 16, 2014.

Additional documentation from the NYS DEC provided by the Town includes the following:

- NYS DEC to T/Rhinebeck dated December 28, 2011 – Final, Modified SPDES Permit: This permit expires November 30, 2015.
- NYS DEC to T/Rhinebeck dated January 8, 2015 – Infiltration and Inflow Management Program Evaluation Report – Accepts 2014 report and implementation plan and appends the report to the SPDES Permit.
- NYS DEC to T/Rhinebeck dated February 24, 2015 – Reconnaissance Inspection: Facility was found to be operating in a satisfactory manner and no major deficiencies were noted at the time of inspection.

Review of Monthly Operation Reports for the years 2012, 2013, 2014 and 2015 through March 2015 indicated 23 self-reported SPDES permit violations; 11 for the North Treatment Facility and 12 for the South Treatment Facility. Violations reported include the following:

- Permit removal limits not being met due to low influent solids loading (i.e., too high of a hydraulic loading) – 16 instances
- Permit discharge flow exceeding permit limit – 1 instance
- Equipment failure – pumps – 2 instances
- Equipment failure – effluent meters – 1 instance
- Improper sampling techniques – 3 instances

Based upon review of reports and documentation by DCWWA staff, it is our opinion that SPDES Permit compliance issues are related to four broad categories:

1. Lack of completion of inflow and infiltration repairs to the collection system and prevention of infiltration into the sand filters.
2. Operational hardware issues such as maintenance of flow metering equipment, disinfection equipment, aeration equipment, pumps, etc.
3. Additional hardware modifications to control process (primarily flow) such as EQ pump return lines, hour meters and influent flow metering.
4. Operational activity deficiencies such as lack of formal operation procedures for normal, wet weather and emergency operations and training in some of the operations staff.

# Vanderburgh Cove Sewer Districts Evaluation

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It will be necessary to implement actions in all four categories to improve operations to address SPDES Permit violation reductions.

## VIII. Conditions to be Addressed

DCWWA staff recommends that the following actions, if not accomplished by the Town prior to acquisition, be addressed immediately upon acquisition:

- Complete all Inflow and Infiltration repairs currently identified to NYS DEC and obtain NYS DEC acknowledgement of completion of repairs.
- Complete Residential Sump Pump Connection Survey and implement disconnection of any found connections.

DCWWA staff recommends that the following conditions be corrected or initiated within the first year of DCWWA ownership:

- Address site access issues
- Address site safety issues
- Fix damage to building and improve heating and ventilation at Metering and Chlorination Building at both Treatment Facilities
- Insert manhole ring inflow protectors in all manholes to reduce inflow
- Evaluate existing effluent metering systems at North and South Treatment Facilities
- Investigate effect of Hudson River storm surge on North Treatment Facility outlet and performance (Hurricane Sandy Storm Surge of 4' inundated outlet by 3' backing up flow in the treatment system.)
- Modify EQ tank pump system to allow a more uniform flow through the downstream treatment system components to allow manually adjusted return)
- Modify EQ tank pump system to allow a more uniform flow through the downstream treatment system components (options to include manually adjusted return and pump speed controlled by level and VFD)
- Install permanent precipitation monitoring station at one of the two treatment facilities
- Install hour meters in EQ Pumps and Sand Filter control panels for all pumps and blowers not currently having hour meters
- Require contract operator to develop written standard, wet weather, and emergency operation and maintenance procedures to perform and document activities; document training of all operators, and maintain documents on site for reference

## Vanderburgh Cove Sewer Districts Evaluation

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- Require contract operator to maintain NYS DEC required and other pertinent documentation (work orders, tank cleaning records, sludge removal records, etc.) on site for the immediate past 3 years
- Require contract operator to maintain at least one each of all pumps and other items not readily obtainable on site for replacement

DCWWA Staff recommends the following items be addressed during years 2 through 5:

- Install influent flow metering at North and South Treatment Facilities
- Replace existing effluent metering systems at North and South Treatment Facilities with more robust and reliable system
- Modify North Treatment Facility as required to mitigate the effect of Hudson River Storm Surge
- Take corrective action to reduce infiltration into sand filters or eliminate sand filters.

DCWWA estimates the project cost to complete the known I&I repairs at \$43,100. Estimated expenditures to address identified concerns by DCWWA for year 1 corrective actions total \$39,400. Estimated expenditures for years 2 through 5 total \$116,200. See Appendices A & B for details.

### **IX. Capital Improvements**

Capital improvements needed for bringing the system up to good operating condition are included in Section VIII above. Including known I&I repairs, the total expenditure is estimated at \$198,700. Assuming that the 2015 projected fund balance less 15% of the projected 2015 budget (\$10,800) is used to pay for known I&I repairs, a total estimated expenditure of \$166,000 is expected to complete the remaining improvements. It is proposed that the cost of these improvements be bonded over a twenty year period.

Modifications to the Treatment System beyond that cited in Section VIII above would not be expected in the near term. Routine replacements of pumps, metering pumps, meters and blowers would be part of the annual operation budgets.

Due to the age of the collection system, it is expected that future repairs will continue to be needed to minimize infiltration and inflow. The determination of the timing of such repairs is difficult to predict. Based upon a permitted discharge of 8,000 gpd at

## Vanderburgh Cove Sewer Districts Evaluation

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each treatment facility, with 20 residential customers per unit, dry weather flow into the treatment facility would be expected to be approximately 3,200 gpd. Generally accepted standards for infiltration and inflow on the longest collection system would be approximately 1,800 gpd. This indicates that if the collection system is in generally tight condition, then the treatment facility should see approximately 5,000 gpd of peak flow. This leaves approximately 3,000 gpd for any unusual flow condition before the permitted discharge is exceeded. Typically, flow into the treatment facilities is monitored and correlated to precipitation. As this subdivision is completely built out, no new flows are anticipated. When trend analysis of flows indicates that influent flows are consistently above a set limit, say 6,000 gpd, investigation of the causes of the increase should be performed and corrective action taken. One way to address the cost of these future infiltration and inflow prevention repairs is to create a fund balance from general operating revenues. If repairs become extensive, costs most likely will need to be covered by bonding, low or no interest loans, or grants.

### **X. First Year Costs**

Table 3 below illustrates the estimated first year operational cost, inclusive of existing Town debt service plus the additional debt service for bonds to fund the remaining improvement items noted.

## Vanderburgh Cove Sewer Districts Evaluation

**Table 3**  
**First Year Operational Budget**

Item No.	Item Description	Budget
1	Accounting	\$ 100.00
2	Billing	\$ 904.00
3	Bookkeeping	\$ 1,812.50
4	Buildings and grounds	\$ 1,000.00
5	Chemicals	\$ 2,200.00
6	Computer Equip't./Tech. support	\$ 100.00
7	Electricity	\$ 4,300.00
8	Engineering	\$ 6,000.00
9	ERM (Treatment)	\$ 11,200.00
10	ERM (Collection)	\$ 2,000.00
11	Generator Fuel & Maintenance	\$ 2,025.00
12	Insurance	\$ 2,000.00
13	Laboratory Costs	\$ 3,500.00
14	Legal	\$ 250.00
15	Meter/Collection	\$ 500.00
16	Operation	\$ 12,300.00
17	Operation Support	\$ 2,500.00
18	Permit Fees	\$ 375.00
19	Postage	\$ 160.00
20	Sanitation	\$ -
21	Sludge Disposal	\$ 3,000.00
22	Supplies (Buildings)	\$ 100.00
23	Supplies (Office)	\$ 50.00
24	Telephone	\$ -
25	Testing Chemicals	\$ 250.00
	<b>Subtotal</b>	<b>\$ 56,626.50</b>
26	Operational Contingency	\$ 663.83
27	ADS 1 and 2	\$ 29,826.00
28	Administration	\$ 8,493.84
29	Capital Contingency	\$ -
	<b>Operational Totals</b>	<b>\$ 65,784.17</b>
	Per Customer	\$ 1,644.60
	<b>Per Customer with Debt Services</b>	<b>\$ 2,390.25</b>

## Vanderburgh Cove Sewer Districts Evaluation

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The costs indicated in Table 3 differ from the Sewer Districts' proposed 2015 budget in the following areas:

1. The most significant difference in the budgets is the inclusion of an additional \$13,166 for debt service on additional bonds included in the DCWWA budget.
2. The Town's budget does not include any cost of insurance for the facilities (\$2,400).
3. Operations Support, Item 17, does not exist in the Town's budget (\$2,500).
4. The Town's budget does not include any contingencies, Item 26 (\$675).
5. The Town's administrative costs include the cost of bookkeeping, billing and collection of customer charges.
6. The Town's budget does not include an administrative charge, Item 28 (\$11,080).

The 2015 Town budget for Operations is \$55,340 versus Table 3 total of \$65,784, a difference of \$10,444 or 20% greater.

Based upon the 40 customers, the annual per resident operational charge would be \$1,645 versus the Town's 2015 charge of \$1,384, an increase of \$261 (or 19%).

The Town is currently obligated to repay a zero interest loan to the NYS Environmental Facilities Corporation which has 29 years (\$482,953.00) remaining. Annual payments are due on or before August 15 of each year. Annual payment is \$16,660.00, or \$416.50 per customer. Debt service on additional bonds to be issued by DCWWA is estimated to be \$13,166 (assuming 20 year bonds at 4% interest.)

Total annual first year cost to each customer would be \$2,390 versus \$1,800.00 in 2015. This represents a total increase of \$590 or 33%. As noted above, should the NYS EFC require DCWWA to establish a Debt Service Reserve Fund as a condition of transferring the loan agreement, the annual debt service cost, and total cost per customer, would increase to provide the Debt Service Reserve Fund required.

### **XI. Summary**

The Vanderburgh Cove Sewer Districts serve 40 single family residences located in the Towns of Rhinebeck and Hyde Park. There are two separate collection and treatment systems, (North and South) each servicing 20 homes.

The Town of Rhinebeck administers the two districts as one entity under an Intermunicipal Agreement between the Towns of Rhinebeck and Hyde Park. Since 2014, the Town of Rhinebeck has been responsible for billing and collection.

## Vanderburgh Cove Sewer Districts Evaluation

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The collection and treatment systems have a history of operational issues dating back to the initial construction in the late 1960's. In 2009, NYS DEC issued plan approval for improvements at the North and South Treatment facilities. These Improvements were completed and placed in service. However, issues related to infiltration and inflow (I&I) into the collection and treatment systems have resulted in continued notices of violations at the facilities. The Town had committed to complete all identified I&I repairs by July 20, 2015. Current schedule is to complete by September 4, 2015.

DCWWA staff has identified security, safety and operational items which it recommends to be completed as soon as possible. Approximately \$78,000 was available to complete these and I&I repairs from the original construction funding. However, the Town transferred this amount to the operating fund in 2014, negating operational deficits for 2013 and 2014, leaving a remaining fund balance of \$43,500 to complete required work.

The facility is currently being operated by a contract operator. Improvements in the operations related to procedures, training and documentation have been identified by staff. The existing operations contract expires in December 2017. This agreement is assignable. As during past acquisitions, DCWWA would seek to continue the current contract operator under a DCWWA standard agreement during the transition. DCWWA will coordinate timing of initiation of its operation contract with the Town so that the Town can cancel the existing operations contract without penalty.

The Town of Rhinebeck has an outstanding 0% interest loan from the NYS EFC with 29 years (\$482,953.00) remaining. This loan is transferable, subject to NYS EFC approval and acceptance of all existing terms.

The estimated first year operational costs after acquisition per customer is estimated to be \$1,645 versus the Town's 2015 charge of \$1,384, an increase of \$261 (or 19%).

The increase is due primarily to the need for capital expenditures with Insurance, Operations Contractor supervision and support, and Authority Administrative Charges contributing.

With debt service expenses included, total annual first year cost to each customer would be \$2,390 versus \$1,800 in 2015. This represents a total increase of \$590, or 33%. As noted above, should the NYS EFC require DCWWA to establish a Debt Service Reserve Fund as a condition of transferring the loan agreement, the annual debt service cost and total cost per customer would increase.

## Vanderburgh Cove Sewer Districts Evaluation

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The major uncertainty in acquisition of the system is the collection systems. Repairs and or replacements to the collection systems are not predictable and could lead to significant additional debt for the systems. Close monitoring of the collection systems is currently a requirement of the SPDES Permits for the two treatment facilities. Future operation budgets should work to build a fund balance for the collection system future repairs. An annual review of the inflow and infiltration (I & I) into the collection system is a requirement of the SPDES permit and an active role in reduction of I & I is expected by NYS DEC. The collection system is the greatest, unknown liability of the Vanderburgh Cove collection and treatment works.

The staff does not see any of the issues identified throughout this report as insurmountable. The Town has taken major strides to overcome system deficiencies and the next responsible step is to place the systems under DCWWA ownership so the additional observed deficiencies can be addressed and the systems can be operated and maintained efficiently for the customers.

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# Vanderburgh Cove Sewer Districts Evaluation

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## **Appendix A** **Capital Cost Summary**

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# Vanderburgh Cove Sewer Districts Evaluation

Infrastructure Modifications							
Item No.	Description	Unit	Quantity	Unit Cost	Total Cost	Initiate	
1	Install stairs to access North WWTP Discharge Sampling point	LS	1	\$ 3,000.00	\$ 3,000.00	Year 1	
2	Install stairs to access South WWTP Discharge Sampling point	LS	1	\$ 3,000.00	\$ 3,000.00	Year 1	
3	Repair Damage to North WWTP Metering Building	LS	1	\$ 500.00	\$ 500.00	Year 1	
4	Repair Damage to South WWTP Metering Building	LS	1	\$ 500.00	\$ 500.00	Year 1	
5	Install adequate ventilation and heat at North WWTP Metering Building	LS	1	\$ 2,500.00	\$ 2,500.00	Year 1	
6	Install adequate ventilation and heat at South WWTP Metering Building	LS	1	\$ 2,500.00	\$ 2,500.00	Year 1	
7	Install Manhole ring inflow protectors on all manholes	EA	26	\$ 400.00	\$ 10,400.00	Year 1	
8	Install Inflow Meter at North WWTP	LS	1	\$ 17,600.00	\$ 17,600.00	Year 2-5	
9	Install Inflow Meter at South WWTP	LS	1	\$ 17,600.00	\$ 17,600.00	Year 2-5	
10	Upgrade Effluent Flow Meters at North WWTP	LS	1	\$ 17,600.00	\$ 17,600.00	Year 2-5	
11	Upgrade Effluent Flow Meters at South WWTP	LS	1	\$ 17,600.00	\$ 17,600.00	Year 2-5	
12	Corrective Action to reduce infiltration at North Sand Filter	LS	1	\$ 13,800.00	\$ 13,800.00	Year 2-5	
13	Corrective Action to reduce infiltration at South Sand Filter	LS	1	\$ 32,000.00	\$ 32,000.00	Year 2-5	
14	Install Permanent Precipitation Monitoring station at one of the WWTP	LS	1	\$ 1,000.00	\$ 1,000.00	Year 1	
15	Modify North WWTP EQ Pump system to allow for more uniform flow	LS	1	\$ 1,500.00	\$ 1,500.00	Year 1	
16	Modify South WWTP EQ Pump system to allow for more uniform flow	LS	1	\$ 1,500.00	\$ 1,500.00	Year 1	
17	Install Hour Meters on North WWTP EQ Pump and Sand Filter Control Panels	LS	1	\$ 1,500.00	\$ 1,500.00	Year 1	
18	Install Hour Meters on South WWTP EQ Pump and Sand Filter Control Panels	LS	1	\$ 1,500.00	\$ 1,500.00	Year 1	
				Total	\$ 145,600.00		

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# Vanderburgh Cove Sewer Districts Evaluation

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## **Appendix B** **Investigation Cost Summary**

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## Vanderburgh Cove Sewer Districts Evaluation

Investigations			
Item No.	Description	Estimated Cost	Initiate
1	Evaluate existing effluent metering systems at North & South Treatment Facilities	\$ 5,000.00	Year 1
2	Investigate the effect of Hudson river storm surge on North treatment Facility	\$ 5,000.00	Year 1
Total		\$ 10,000.00	

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## *Environment Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		

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

**2016054 ESTABLISHING PART COUNTY SEWER DISTRICT NO. 10 IN THE TOWNS OF RHINEBECK AND HYDE PARK**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016054 ESTABLISHING PART COUNTY SEWER DISTRICT NO. 10 IN THE TOWNS OF RHINEBECK AND HYDE PARK**

Date: March 14, 2016

RESOLUTION NO. 2016055

RE: SETTING A PUBLIC HEARING IN CONNECTION WITH  
THE ESTABLISHMENT OF A PART COUNTY SEWER  
DISTRICT #11 LOCATED IN THE TOWN OF HYDE PARK

Legislators FORMAN, SAGLIANO, BLACK, TRUITT, and WASHBURN offer the following and move its adoption:

WHEREAS, the New York State Legislature, by Chapter 592 of the Laws of 1991 (Section 1142, Public Authorities Law), created the Dutchess County Water & Wastewater Authority (WWA), and

WHEREAS, the WWA is entering into a sewer tenancy agreement with the Town of Poughkeepsie on behalf of commercial properties located along the Route 9G corridor in the Town of Hyde Park to enable the properties to receive sewer services from the Town of Poughkeepsie, and

WHEREAS, the WWA's ability to close on this sewer tenancy agreement and provide sewer service to the customers of the commercial properties is contingent on the creation of a Part County Sewer District encompassing all properties in the said sewer system area, and

WHEREAS, the WWA has presented to this Legislature a notice of project pursuant to Section 1124 of the Public Authorities Law which outlines the WWA's plan to establish A Part County Sewer District #11 for the commercial properties located in the Town of Hyde Park, and

WHEREAS, said notice of project also describes the Part County Sewer District that will be created which is more particularly described in Attachment A attached hereto, and

WHEREAS, it is necessary to conduct a public hearing on the establishment of such a District, now therefore, be it

RESOLVED, that this Legislature shall conduct a public hearing on the 11th day of April, 2016, at 7pm, in the afternoon of said day, at the Chambers of the Dutchess County Legislature, County Office Building, 22 Market Street, Poughkeepsie, New York, on a proposal to establish Part County Sewer District #11 for the commercial properties located in the Town of Hyde Park, Dutchess County, New York, described in Attachment A attached hereto, and be it further

RESOLVED, that the Clerk of the Legislature shall publish notice of said hearing in the official newspapers of the County and shall include therein a description, identifying the areas to be included within the District, the improvements proposed, the maximum amount to be expended for the improvements, the proposed method of assessment of the cost, the estimated cost of hook-up fees, if any, the cost to the typical property or one or two family home, all in accordance with Section 254 of the County Law.

CA-036-16

CRC/kvh/G-1217-N

2/17/16 Fiscal Impact:

Statement will be attached to resolution creating District when submitted to Legislature

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 March 2016, 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 March 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

# FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

## APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

Additional Comments/Explanation:

Prepared by: Bridget Barclay

Prepared On: February 11, 2016

## Viggiano, Diana

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**From:** Barclay, Bridget  
**Sent:** Thursday, March 10, 2016 12:40 PM  
**To:** Morris, Carolyn; Viggiano, Diana  
**Cc:** Baiano, Chris; Cullen, Christian  
**Subject:** RE: Resolution Request Part County Sewer District 11

Carolyn,

We are requesting that Resolution 2016055 (Setting a Public Hearing in Connection with the Establishment of part County Sewer District #11) be withdrawn from the Committee Agenda.

The owners of the 2 properties, on whose behalf we were requesting the district formation, have decided not to proceed.

Please let me know if there is any further action I need to take, or further information you need.

Thank you,  
Bridget

Bridget Barclay, Executive Director  
Dutchess County Water and Wastewater Authority  
27 High Street  
Poughkeepsie, NY 12601  
(845) 486-3601

---

**From:** Barclay, Bridget  
**Sent:** Thursday, February 11, 2016 4:58 PM  
**To:** White, Jessica; Pantano, Gina; Pillus, Colleen; Helmeyer, Kim; Massey, Tiffanie; Baiano, Chris; Cullen, Christian  
**Subject:** Resolution Request Part County Sewer District 11

Please find attached a Resolution Request for a Public Hearing for the Creation of Part County Sewer District #11.

Bridget Barclay, Executive Director  
Dutchess County Water and Wastewater Authority  
27 High Street  
Poughkeepsie, NY 12601  
(845) 486-3601

RESOLUTION NO. 2016056

RE: SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 20 ENCOMPASSING LANDS WITHIN THE TOWNS OF RED HOOK, MILAN, RHINEBECK, CLINTON, HYDE PARK AND PLEASANT VALLEY, AND THE VILLAGES OF RED HOOK AND RHINEBECK

Legislators FORMAN, MICCIO, BOLNER, FLESLAND, PULVER, SAGLIANO, BLACK, TRUITT, and WASHBURN offer the following and move its adoption:

WHEREAS, in accordance with New York State Agricultural and Markets Law Section 303-a and the recommendations of the Dutchess County Agricultural and Farmland Protection Board, the Legislature is considering the recertification of Agricultural District No 20, which includes the towns of Red Hook, Milan, Rhinebeck, Clinton, Hyde Park and Pleasant Valley, and the Villages of Red Hook and Rhinebeck, and

WHEREAS, the Legislature has before it a report and recommendations with respect thereto from the Dutchess County Agricultural and Farmland Protection Board which recommended minor changes to Agricultural District No. 20 as presently constituted, and

WHEREAS, a public hearing is required as part of this review process, now, therefore, be it

RESOLVED, that this legislature shall hold a public hearing on the 11<sup>th</sup> day of April, 2016, in the Dutchess County Legislative Chambers at 7pm to review Agricultural District No. 20 to determine if it should continue, modify or terminate such district and, be it, further

RESOLVED, that the Clerk of the Legislature is instructed to give public notice of such hearing in accord with the provisions of the Agriculture and Markets Law Article 25-AA.

CA-037-16  
G-0179  
CAB/kvh  
2/17/16  
Fiscal Impact: Attached

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

#### Additional Comments/Explanation:

Public hearing for the review/certification of Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets.

Prepared by: Eoin Wrafter

Prepared On: 2/11/16

## *Environment Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (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>	

**2016056** SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 20 ENCOMPASSING LANDS WITHIN THE TOWNS OF RED HOOK, MILAN, RHINEBECK, CLINTON, HYDE PARK AND PLEASANT VALLEY, AND THE VILLAGES OF RED HOOK AND RHINEBECK

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

**2016056 SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 20 ENCOMPASSING LANDS WITHIN THE TOWNS OF RED HOOK, MILAN, RHINEBECK, CLINTON, HYDE PARK AND PLEASANT VALLEY, AND THE VILLAGES OF RED HOOK AND RHINEBECK**

Date: March 14, 2016

RESOLUTION NO. 2016057

RE: SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 21 ENCOMPASSING LANDS WITHIN THE TOWNS OF PINE PLAINS, NORTH EAST, AMENIA, STANFORD, WASHINGTON AND THE VILLAGES OF MILLERTON AND MILLBROOK

Legislators FORMAN, MICCIO, BOLNER, FLESLAND, PULVER, SAGLIANO, and WASHBURN offer the following and move its adoption:

WHEREAS, in accordance with New York State Agricultural and Markets Law Section 303-a and the recommendations of the Dutchess County Agricultural and Farmland Protection Board, the Legislature is considering the recertification of Agricultural District No 21, which includes the Towns of Pine Plains, North East, Amenia, Stanford, Washington and the Villages of Millerton and Millbrook, and

WHEREAS, the Legislature has before it a report and recommendations with respect thereto from the Dutchess County Agricultural and Farmland Protection Board which recommended minor changes to Agricultural District No. 21 as presently constituted, and

WHEREAS, a public hearing is required as part of this review process, now, therefore, be it

RESOLVED, that this legislature shall hold a public hearing on the 11<sup>th</sup> day of April, 2016, in the Dutchess County Legislative Chambers at 7pm to review Agricultural District No. 21 to determine if it should continue, modify or terminate such district and, be it, further

RESOLVED, that the Clerk of the Legislature is instructed to give public notice of such hearing in accord with the provisions of the Agriculture and Markets Law Article 25-AA.

CA-038-16  
G-0179  
CAB/kvh  
2/17/16  
Fiscal Impact: Attached

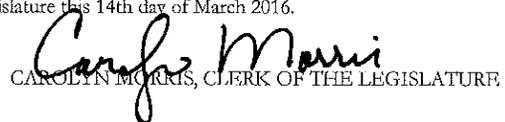
STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 14th day of March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

#### Additional Comments/Explanation:

Public hearing for the review/certification of Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets.

Prepared by: Eoin Wrafter

Prepared On: 2/11/16

# *Environment Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (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>

**2016057** SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 21 ENCOMPASSING LANDS WITHIN THE TOWNS OF PINE PLAINS, NORTH EAST, AMENIA, STANFORD, WASHINGTON AND THE VILLAGES OF MILLERTON AND MILLBROOK

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present: 24  
 Absent: 1  
 Vacant: 0

Resolution:   
 Motion:

Total: 24      0  
                   Yes            No  
 Abstentions: 0

**2016057 SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 21 ENCOMPASSING LANDS WITHIN THE TOWNS OF PINE PLAINS, NORTH EAST, AMENIA, STANFORD, WASHINGTON AND THE VILLAGES OF MILLERTON AND MILLBROOK**

Date: March 14, 2016

RESOLUTION NO. 2016058

RE: SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 22 ENCOMPASSING LANDS WITHIN THE TOWNS OF EAST FISHKILL, FISHKILL, LAGRANGE, WAPPINGER AND POUGHKEEPSIE, AND THE CITIES OF BEACON AND POUGHKEEPSIE AND THE VILLAGES OF WAPPINGERS FALLS AND FISHKILL

Legislators FORMAN, MICCIO, BOLNER, FLESLAND, PULVER, SAGLIANO, HORTON, and WASHBURN offer the following and move its adoption:

WHEREAS, in accordance with New York State Agricultural and Markets Law Section 303-a and the recommendations of the Dutchess County Agricultural and Farmland Protection Board, the Legislature is considering the recertification of Agricultural District No 22, which includes the Towns of East Fishkill, Fishkill, Lagrange, Wappinger and Poughkeepsie, and the Cities of Beacon and Poughkeepsie and the Villages of Wappingers Falls and Fishkill, and

WHEREAS, the Legislature has before it a report and recommendations with respect thereto from the Dutchess County Agricultural and Farmland Protection Board which recommended minor changes to Agricultural District No. 22 as presently constituted, and

WHEREAS, a public hearing is required as part of this review process, now, therefore, be it

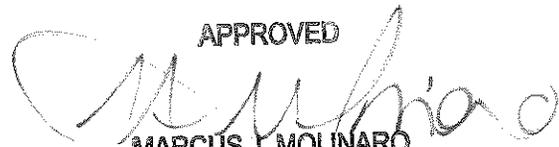
RESOLVED, that this legislature shall hold a public hearing on the 11<sup>th</sup> day of April, 2016, in the Dutchess County Legislative Chambers at 7pm to review Agricultural District No. 22 to determine if it should continue, modify or terminate such district and, be it, further

RESOLVED, that the Clerk of the Legislature is instructed to give public notice of such hearing in accord with the provisions of the Agriculture and Markets Law Article 25-AA.

CA-039-16  
G-0179  
CAB/kvh  
2/17/16  
Fiscal Impact: Attached

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE

3/14/2016

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

# FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

## APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_

Over Five Years: \_\_\_\_\_

### Additional Comments/Explanation:

Public hearing for the review/certification of Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets.

Prepared by: Eoin Wrafter

Prepared On: 2/11/16

Discussion on Resolution No. 2016058 proceeded as follows:

Legislator Metzger disclosed that his family owned property within this district.

Roll call vote on the foregoing resolution resulted as follows:

AYES:        24    Borchert, Miccio, Bolner, Strawinski, Amparo, Black, Brendli, Coviello, Forman, Horton, Incoronato, Jeter-Jackson, Landisi, Metzger, Nesbitt, Pulver, Rieser, Roman, Sagliano, Surman, Thomes, Truitt, Tyner, Washburn

NAYS:        0

ABSENT:    1     Flesland

Resolution adopted.

## *Environment Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		

Present: <u>12</u>	Resolution: <u>✓</u>	Total : <u>12</u>	<u>6</u>
Absent: <u>0</u>	Motion: <u>    </u>	Yes	No
Vacant: <u>0</u>		Abstentions: <u>0</u>	

**2016058** SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 22 ENCOMPASSING LANDS WITHIN THE TOWNS OF EAST FISHKILL, FISHKILL, LAGRANGE, WAPPINGER AND POUGHKEEPSIE, AND THE CITIES OF BEACON AND POUGHKEEPSIE AND THE VILLAGES OF WAPPINGERS FALLS AND FISHKILL

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

**2016058** SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 22 ENCOMPASSING LANDS WITHIN THE TOWNS OF EAST FISHKILL, FISHKILL, LAGRANGE, WAPPINGER AND POUGHKEEPSIE, AND THE CITIES OF BEACON AND POUGHKEEPSIE AND THE VILLAGES OF WAPPINGERS FALLS AND FISHKILL

Date: March 14, 2016

RESOLUTION NO. 2016059

RE: SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 23 ENCOMPASSING LANDS WITHIN THE TOWNS OF UNION VALE, DOVER, BEEKMAN AND PAWLING AND THE VILLAGE OF PAWLING

Legislators FORMAN, MICCIO, BOLNER, FLESLAND, PULVER, SAGLIANO, and WASHBURN offer the following and move its adoption:

WHEREAS, in accordance with New York State Agricultural and Markets Law Section 303-a and the recommendations of the Dutchess County Agricultural and Farmland Protection Board, the Legislature is considering the recertification of Agricultural District No 23, which includes the Towns of Union Vale, Dover, Beekman and Pawling and the Village of Pawling, and

WHEREAS, the Legislature has before it a report and recommendations with respect thereto from the Dutchess County Agricultural and Farmland Protection Board which recommended minor changes to Agricultural District No. 23 as presently constituted, and

WHEREAS, a public hearing is required as part of this review process, now, therefore, be it

RESOLVED, that this legislature shall hold a public hearing on the 11<sup>th</sup> day of April, 2016, in the Dutchess County Legislative Chambers at 7pm to review Agricultural District No. 23 to determine if it should continue, modify or terminate such district and, be it, further

RESOLVED, that the Clerk of the Legislature is instructed to give public notice of such hearing in accord with the provisions of the Agriculture and Markets Law Article 25-AA.

CA-040-16  
G-0179  
CAB/kvh  
2/17/16  
Fiscal Impact: Attached

STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

APPROVED  
*Marcus J. Molinaro*  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2016

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 March 2016, 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 March 2016.

*Carolyn Morris*  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

#### Additional Comments/Explanation:

Public hearing for the review/certification of Agricultural Districts #20, 21, 22 and 23 and submission thereof to the New York State Department of Agriculture and Markets.

Prepared by: Eoin Wrafter

Prepared On: 2/11/16

## *Environment Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 9 - City of Poughkeepsie	Rieser		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 16 - Town of Fishkill and City of Beacon	Forman (C)		
District 22 - Towns of Beekman and Union Vale	Coviello		
District 24 - Towns of Dover and Union Vale	Surman		
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (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>	

**2016059 SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 23 ENCOMPASSING LANDS WITHIN THE TOWNS OF UNION VALE, DOVER, BEEKMAN AND PAWLING AND THE VILLAGE OF PAWLING**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

**2016059 SETTING PUBLIC HEARING TO REVIEW AGRICULTURAL DISTRICT NO. 23 ENCOMPASSING LANDS WITHIN THE TOWNS OF UNION VALE, DOVER, BEEKMAN AND PAWLING AND THE VILLAGE OF PAWLING**

Date: March 14, 2016

ENVIRONMENT  
DEFEATED IN COMMITTEE 3/10/16

RESOLUTION NO. 2016061

RE: FOR INNOVATIVE ECONOMIC REVITALIZATION WITH THE  
DEMOCRACY COLLABORATIVE ASSISTING THE DUTCHESS COUNTY  
DEPARTMENT OF PLANNING AND DEVELOPMENT IN DUTCHESS  
COUNTY AND POUGHKEEPSIE

Legislators TYNER, STRAWINSKI, AMPARO, RIESER, and BRENDLI offer the following and move its adoption:

WHEREAS, Dutchess County recently added a new Community Development Coordinator position with and focus being revitalization efforts in the City of Poughkeepsie, in recognition of the fact that in many ways Dutchess County's future and success are tied inextricably to economic development efforts in the City of Poughkeepsie, and

WHEREAS, in contrast to luring companies from elsewhere, building community wealth is about developing under-utilized local assets of many kinds: social networks, the built environment, cultural riches, local ecology, anchor institutions, and doing so in a way that the wealth stays local and is broadly shared; developing assets is different from delivering social services; it's a shift from reducing poverty to building wealth; when families possess assets: skills, social networks, a home, savings, an ownership stake in a business, they are better able to withstand shocks like unemployment or illness; they can plan for their future, send a child to college, and feel secure in retirement; a job may start or stop; assets yield greater stability and security, and

WHEREAS, Dutchess County needs something like the Chicagoland Manufacturing Renaissance Council, a regional strategic collaborative started in 2005 to help rebuild Chicago's manufacturing base, and connect to those needing jobs; the collaborative engages many partners, including the City of Chicago, community leaders, labor, education, and business and manufacturing groups; its signature programs include: the Austin Polytechnical Academy, a partnership among Chicago Public Schools, local manufacturers, the Chicago Teachers' Union, and the Austin community that trains students; Manufacturing Works, an employer-demand-driven workforce center endorsed by the City of Chicago, which has resulted in an estimated additional annual payroll of \$25 million and 828 new manufacturing jobs; and the Austin Manufacturing Innovation District, started with a \$1.25 million grant in 2012 from the City of Chicago, which connects training, research, development, and hiring activities in Chicago's Austin neighborhood; this model is already being replicated successfully in San Francisco and the Bay area, with interest growing in New York City, Newark, Detroit, and Baltimore, and

WHEREAS, Dutchess County is also two years behind the City and County of Chicago's launching of Chicago Anchors for a Strong Economy (CASE) to anchor institutions to local suppliers; the initiative collects data on anchor purchasing needs and then coordinates opportunities to increase local procurement; at the same time, CASE, in partnership with merchant bank Next Street, works with local businesses to help them scale operations to meet these needs; CASE aimed to work with 100 local businesses in its first year, and

WHEREAS, Dutchess County should follow Cleveland's example, where officials there became disillusioned by traditional subsidy-driven approaches to economic development; the jobs often disappeared as companies moved away from the city, even after taking significant public money to support their operations; approaches like the Evergreen Cooperatives, which focus on anchored local wealth have proven quite effective there, built on LOIS (Locally Owned Import Substitution) strategies endorsed by the Northern Dutchess Alliance Blueprint for Economic Development report from 2008, creating worker-owned cooperatives (solar installation firm, green laundry service, and urban hydroponics greenhouse), after first pulling together Cleveland's large employers and institutions (colleges, universities, hospitals, and government), and

WHEREAS, here in New York State, Rochester in Monroe County is tackling the challenges of deindustrialization, poverty, and disinvestment with a comprehensive, place-based, and collaborative program of inclusive development, including a new initiative to kickstart the creation of worker cooperatives building off of the procurement opportunities presented by large area anchor institutions, in Buffalo, the city's small business development center is partnering with a local nonprofit, People United for Sustainable Housing, to ramp up worker-owned cooperative development, and New York City is investing over a million dollars to facilitate the development of worker-owned cooperatives, and

WHEREAS, Dutchess County sorely needs something like New Orleans Works (NOW), a workforce initiative led by the Greater New Orleans Foundation and supported by the City; it is also a local site of the National Fund for Workforce Solutions, which has sites in more than 30 cities, each seeking to help low-wage workers advance through employer engagement; NOW seeks to build long-lasting partnerships between employers, trainers, and workers to create a jobs pipeline that helps low-skilled workers advance and helps businesses compete; the initiative focuses on the health care sector, with partners that include Ochsner Health System, the Southeast Louisiana Veterans Healthcare System, and Delgado Community College; they together train workers for medical assistant positions, and provide wrap-around services to help participants succeed; in 2014, NOW's work resulted in pay raises for more than 400 Ochsner medical assistants, and

WHEREAS, Dutchess County needs an Office of Community Wealth Building; last year Richmond, Virginia, established the nation's first Office of Community Wealth Building; a city newsletter explained how they understood the term, "intended to show we are taking a positive approach building on assets, resources, and potential already present, the term 'community' indicating we care not just about a few but about everyone; 'building wealth' to be will allow families and households to escape poverty not just for a few months or years but in a lasting way; there's more to wealth than money; we are concerned with the development of all forms of capital in a community-- physical, human, social, and more," and

WHEREAS, similarly three years ago Philadelphia created an Office of Community Empowerment and Opportunity with the understanding that moving the needle on poverty was integral to the city's success, to align anti-poverty resources with wealth-building opportunities such as food access and asset building, and began implementation of the Shared Prosperity Philadelphia Plan, a common agenda to "to knock down systems-level barriers to opportunity," which had left 28 percent of the population in poverty; the poverty rate has already declined there, and

WHEREAS, Dutchess County needs involvement from local colleges along the lines of Boston's Northeastern University, who as part of a large-scale real estate development initiative, agreed to seed a \$2.5 million local economic development revolving loan fund; the purpose of the fund is to enable local businesses to expand, building their capacity to do business with the university; this initiative, finalized in a contractually binding community benefits agreement, was shepherded by a City Council member, who worked closely with the university and the community; in the CBA, Northeastern committed to purchasing 15 percent of its goods and services from Boston-based, minority-and women-owned businesses, and

WHEREAS, such innovative, proven-viable, bottom-up, economic development strategies were recently on display this January at a Democracy Collaborative/CUNY School of Law "Building Community Wealth" forum with participation from municipal leaders from Rochester, Cleveland, Madison, St. Paul, New York City, and the New York State Legislature, and

WHEREAS, Newark, New Jersey is emphasizing the need for bottom-up reconstruction of economic opportunity in the city's hardest hit neighborhoods and the strategic role that large nonprofit anchor institutions can and should play in this process; since these nonprofit universities and hospitals do not pay many taxes, they have an obligation to the public to be at the table as a part of coordinated and collaborative efforts to create good local jobs, and

WHEREAS, Madison, Wisconsin has committed five million dollars to help start worker-owned cooperatives over the next five years; New York City has committed over a million dollars towards the same purpose, underscoring the importance of an alternative framework that reorients public resources towards meeting key human needs, not towards the requirements of private wealth accumulation, requiring a real break with some of the received wisdom of "chasing smokestack" traditional economic development, and

WHEREAS, locally and across our nation, a few enjoy rising affluence while too many continue to struggle to get by; this situation is created in part by the practices of traditional economic development; current trends threaten to worsen, unless we can answer the design challenge before us; now more than ever we need to create an economy, beginning at the local level, that builds the wealth and prosperity of everyone, and

WHEREAS, now is the time for economic development professionals and local government here in Dutchess County to work in partnership with foundations, anchor institutions, unions, community organizations, progressive business networks, workers, and community residents to create a systems approach for an inclusive, sustainable economy where all can thrive, our efforts being place- based, fed by the power of anchor institutions, and built on locally rooted and broadly held ownership, to build true community wealth, and

WHEREAS, too often in economic development, we look mostly at data; we understand the educational attainment of a local workforce; we focus on buildable space; we consider connectivity to transit systems; we measure exports or count square feet of green space, but people and communities are often only referenced as units of measure, or as inputs to make businesses and economies thrive; too often this type of thinking has led to increasing disparities in wealth and prosperity; it has led to certain neighborhoods and populations thriving, as others remain in the shadows, struggling; our frameworks seem to miss this; economic development operates on an implicit assumption that everyone benefits from a city's prosperity and economic growth, but that's a sad fallacy, and

WHEREAS, there are fallacies in the traditional approaches of economic development, like the emphasis on strong downtown development and vibrant commercial district and the belief that big business drives employment and economic growth; these are the very approaches that are failing to reach many of the communities most in need of economic opportunity, but there are communities leading the way to a new paradigm of economic development; these communities are putting people first and pushing equity, inclusion, and sustainability to the fore; they're creating land trusts to ensure equitable development without displacement, and

WHEREAS, innovative counties across the U.S. are creating jobs and wealth through ownership models like worker-owned cooperatives, where the notion of maximizing shareholder value has been replaced with a commitment to workers and often the environment; they're also looking to anchor institutions as sources of local jobs, and as economic engines that can invest in local businesses and direct purchasing to businesses owned by people of color, women, and immigrants, and

WHEREAS, this new approach to economic development puts people and community first, and focuses on creating broadly held wealth; the Democracy Collaborative has coined the term "community wealth building" to describe this approach to systems-level change to create a more inclusive economy; at this time of growing inequality, it's time for people-focused economic development that leads to true community wealth building, and therefore be it

RESOLVED, that the Dutchess County Legislature requests that the Dutchess County Department of Planning and Development work with the Democracy Collaborative and Local Progress, the National Municipal Policy Network, to evaluate the cost and feasibility of implementing such innovative economic development strategies for Dutchess County and the City of Poughkeepsie, and be it further

RESOLVED, that a copy of this resolution be sent to the Dutchess County Executive, Dutchess County Department of Planning and Development, and the Mayor of the City of Poughkeepsie.

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 March 2016, 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 March 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

WORK WITH DEMOCRACY COLLABORATIVE: PLANNING DEPT.

EVALUATE COST + FEASIBILITY

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): 0  
Related Expenses: 0

Nature of Expenses: 0

Anticipated Savings to County: savings from economic rebound; less welfare; unemployment; more productive taxpayers

Net county Cost (this year): \$

(over five years): \$

Additional comments:

Rochester, NYC, Buffalo,  
Cleveland, municipalities all over  
prove this possible.

# *Environment Committee Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert *		1
District 17 - Town and Village of Fishkill	Miccio*		2
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		3
District 20 - Town of Red Hook	Strawinski*	1	
District 14 - Town of Wappinger	Amparo*	2	
District 9 - City of Poughkeepsie	Rieser	3	
District 11 - Towns of Rhinebeck and Clinton	Tyner	4	
District 12 - Town of East Fishkill	Metzger		4
District 16 - Town of Fishkill and City of Beacon	Forman (C)		5
District 22 - Towns of Beekman and Union Vale	Coviello		6
District 24 - Towns of Dover and Union Vale	Surman		7
District 25 - Towns of Amenia, Washington, Pleasant Valley	Washburn (VC)		8
Present:	<u>12</u>	Resolution: <input checked="" type="checkbox"/>	Total : <u>4</u>
Absent:	<u>0</u>	Motion: <input type="checkbox"/>	Yes <u>0</u>
Vacant:	<u>0</u>		No <u>8</u>
		Abstentions:	<u>0</u>

defeated

**2016061 FOR INNOVATIVE ECONOMIC REVITALIZATION WITH THE DEMOCRACY COLLABORATIVE ASSISTING THE DUTCHESS COUNTY DEPARTMENT OF PLANNING AND DEVELOPMENT IN DUTCHESS COUNTY AND POUGHKEEPSIE**

Date: March 10, 2016

RESOLUTION NO. 2016062

RE: AUTHORIZING THE COUNTY OF DUTCHESS TO ASSUME OWNERSHIP AND MAINTENANCE OF THE TRAFFIC SIGNAL AT THE INTERSECTION OF MIDDLEBUSH ROAD (CR93) AND OLD ROUTE 9 FROM THE TOWN OF WAPPINGER AND TRANSFER OWNERSHIP OF A LIMITED SECTION OF ALL ANGELS HILL ROAD AND THE EXTENSION OF ALPERT DRIVE TO THE TOWN OF WAPPINGER

Legislators PULVER, BOLNER, SAGLIANO, INCORONATO, and LANDISI offer the following and move its adoption:

WHEREAS, circa 1974, the Dutchess County Department of Public Works realigned All Angels Hill Road (CR 94) in the Town of Wappinger (Town), and

WHEREAS, as part of said realignment project, the County constructed the Alpert Drive extension, which is approximately 0.081 acre, and

WHEREAS, as a result of said realignment project, there is a section of the old county right of way (All Angels Hill Road, approximately 1.038 acres of land) that the Department of Public Works no longer needs and is thus surplus right of way, and

WHEREAS, the Department of Public Works has been maintaining said limited section of All Angels Hill Road and the Alpert Drive extension, and

WHEREAS, the Town has expressed an interest in owning and maintaining said limited section of All Angels Hill Road and the extension of Alpert Drive which is currently owned and maintained by the County, and

WHEREAS, a map and metes and bounds description of the section of the roads that are to be transferred by the County to the Town are exhibits to the copy of the Agreement that is annexed hereto, and

WHEREAS, the Town is the owner of the traffic signal located at the intersection of Middlebush Road (CR 93) and Old Route 9, and

WHEREAS, the Town has expressed an interest in transferring ownership and maintenance responsibilities to the Department of Public Works of the traffic signal located at the intersection of Middlebush Road (CR 93) and Old Route 9, and

WHEREAS, the Department of Public Works has expressed an interest in acquiring ownership and maintenance responsibilities of said traffic signal; and

WHEREAS, pursuant to New York State Highway Law Section 115-b the County and Town must enter into an agreement to effectuate the transfer of ownership to the Town of said limited section of All Angels Hill Road and the extension of Alpert Drive, and

WHEREAS, the Town adopted a Resolution, No. 2016-23, dated January 4, 2016, in which the Town authorized the Town Supervisor and/or the Highway Superintendent of the Town to execute the Agreement, a copy of which is annexed hereto, that concerns the transfer of the sections of the roads mentioned previously and the traffic signal, now therefore, be it

RESOLVED, that the Legislature hereby authorizes the transfer of a limited section of All Angels Hill Road and the extension of Alpert Drive as described in the Agreement annexed to this resolution, and be it further

RESOLVED, that the Legislature hereby authorizes the Department of Public Works to assume ownership and maintenance responsibilities of the traffic signal located at the intersection of Middlebush Road (CR 93) and Old Route 9, and be it further

RESOLVED, that the County Executive is authorized to execute the Agreement attached hereto and any other such documents as may be necessary to effectuate such transfers.

CA-020-16  
CAB/kvh/R-0959  
02/10/16

Fiscal Impact: See attached statement

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS

*(To be completed by requesting department)*

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_

Over Five Years: \_\_\_\_\_

Additional Comments/Explanation:

Prepared by: Robert H. Balkind

Prepared On: 2/03/16

# TOWN OF WAPPINGER

HIGHWAY  
SUPERINTENDENT  
Vincent Bettina

10 HIGHWAY DRIVE  
WAPPINGERS FALLS, NY 12590

[vbettina@townofwappinger.us](mailto:vbettina@townofwappinger.us)  
(845) 297-9451 Office  
(845) 298-0524 Fax

SECRETARY  
Karol Kelly



## OFFICE OF THE SUPERINTENDENT OF HIGHWAYS

SUPERVISOR  
Lori A. Jiava  
(845) 297-4158

TOWN BOARD  
William H. Beale  
William Ciccarelli  
John Fenton  
Michael Kuzmicz

TOWN CLERK  
Joseph Paoloni

January 13, 2016

Dutchess County DPW  
626 Dutchess Turnpike  
Poughkeepsie, NY 12603  
Attn: Robert Balkind, P.E., Deputy Commissioner

Dear Mr. Balkind,

Enclosed is the original copy of the Resolution Authorizing Execution Of An Agreement Between Dutchess County and The Town Of Wappinger Regarding A Transfer Of Ownership And Maintenance Responsibilities.

The key for the traffic signal is at our office, you may pick it up at your convenience.

Also, enclosed are two copies of the Agreement for the Expenditure of Highway Monies. I understand they are to be signed by you. One copy for your records and one copy returned to our office for our records.

Thank you.

Sincerely,

Karol Kelly, Secretary  
Town of Wappinger  
Highway Department

Filed  
1/13/16

**Resolution Authorizing Execution Of An Agreement Between Dutchess County And The Town Of Wappinger Regarding A Transfer Of Ownership And Maintenance Responsibilities**

At a Reorganization Meeting of the Town Board of the Town of Wappinger, Dutchess County, New York, held at Town Hall, 20 Middlebush Road, Wappingers Falls, New York, on January 4, 2016.

The meeting was called to order by Lori A. Jiava, Town Supervisor, and upon roll being called, the following was recorded:

✓ Vote Record - Resolution RES-2016-23		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William H. Beale Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Ciccarelli Mover	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	John J. Fenton Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Michael Kuzmicz Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Lori A. Jiava	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The following Resolution was introduced by Councilman Ciccarelli and seconded by Councilman Kuzmicz.

WHEREAS, in accordance with Resolution No. 150-2015 adopted by the Town Board on June 22, 2015, the Town of Wappinger agreed to take ownership and maintenance responsibilities for a portion of All Angels Hill Road (CR 94), a County road, near its intersection with Alpert Drive under the express condition that Dutchess County will take ownership and maintenance responsibilities of the traffic signal located at the intersection of Old Route 9 and Middlebush Road (CR 93); and

WHEREAS, in accordance with said Resolution the County of Dutchess has prepared an agreement concerning the transfer of ownership of a portion of All Angels Hill Road (CR 94) to the Town of Wappinger in exchange for the County assuming ownership and maintenance responsibilities of the traffic signal located at the intersection of Old Road 9 and Middlebush Road (CR 93) in the form as attached hereto.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The recitations above set forth are incorporated in this Resolution as if fully set forth and adopted herein.
2. The Town Board hereby authorizes the Supervisor of the Town and/or the Highway Superintendent of the Town to execute the Agreement attached hereto, which has been reviewed and approved by the Superintendent of Highways and the Attorney to the Town.

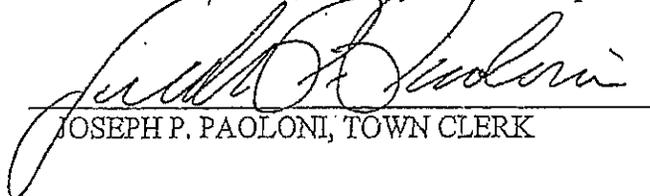
The foregoing was put to a vote which resulted as follows:

The foregoing was put to a vote which resulted as follows:

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** William Ciccarelli, Councilman  
**SECONDER:** Michael Kuzmicz, Councilman  
**AYES:** William H. Beale, William Ciccarelli, John J. Fenton, Michael Kuzmicz

Dated: Wappingers Falls, New York  
 1/4/2016

The Resolution is hereby duly declared Adopted.

  
 JOSEPH P. PAOLONI, TOWN CLERK

## AGREEMENT

This Agreement dated the \_\_\_\_\_ of \_\_\_\_\_ 2016 between the County of Dutchess, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York, 12601 (hereinafter the County) and the Town of Wappinger, a municipal corporation, with offices at 20 Middlebush Road, Wappingers Falls, New York, 12590 (hereinafter the Town).

WHEREAS, in 1978, the County conducted a highway improvement project involving All Angels Hill Road (CR94) in the Town of Wappinger, and

WHEREAS, as a result of that highway improvement project, the County Superintendent of Highways has determined that a limited section of Old All Angels Hill Road and the extension of Alpert Drive, as shown on Exhibit A, annexed hereto and made a part hereof, can be removed from the county road system pursuant to New York State Highway Law Section 115-b, and

WHEREAS, the Town has expressed an interest in owning and maintaining, the limited section of Old All Angels Hill Road and the extension of Alpert Drive as shown on Exhibit A, and

WHEREAS, pursuant to New York State Highway Law Section 115-b, the County and the Town need to enter into an agreement in connection with the transfer of the limited section of Old Angels Hill Road and the extension of Alpert Drive as shown on Exhibit A, and

WHEREAS, the Town owns and maintains a traffic signal located at the intersection of Middlebush Road (CR 93) and Old Route 9, and

WHEREAS, the Town wishes to transfer ownership and maintenance responsibilities of the traffic signal to the County, and

WHEREAS, the County has expressed an interest in acquiring ownership and maintenance responsibilities of the traffic signal, and

WHEREAS, the Town adopted Resolution No. 2015-150 on June 22, 2015 in which the Town agreed to acquire and maintain from the County the limited section of Old Angels Hill Road and the extension of Alpert Drive in return for the County acquiring and maintaining the traffic signal at Middlebush Road (CR 93) and Old Route 9,

NOW, therefore, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the parties agree as follows:

1. The County of Dutchess agrees to transfer to the Town of Wappinger by Quit Claim deed that limited section of Old All Angels Hill Road and the extension of Alpert Drive as described in Exhibit A. The transfer of this property shall be subject to a Permanent Easement in favor of the County for maintenance and repair of a drainage system.

All that piece or parcel of land situated in the Town of Wappinger, County of Dutchess, State of New York, bounded and described as follows:

PARCEL "A"

Beginning at point on the westerly boundary of Alpert Drive (Town road), said point being 112± feet, distant southwesterly, measured at right angles, from R5+61 of the hereinafter described survey base line and center line of the reconstructed All Angels Hill Road, C.R. 94; thence S 85°-38'-30" E 27± feet to a point, said point being 88± feet, distant southwesterly, measured at right angles, from R5+74 of said base line; thence N 63°-24' E 54 feet to a point, said point being 54 feet, distant southwesterly, measured at right angles, from R5+74 of said base line; thence S 24°-18'-40" E 50.04 feet to a point, said point being 56 feet, distant southwesterly, measured at right angles, from R6+24 of said base line; thence S 63°-24' W 46 feet to a point, said point being 102± feet, distant southwesterly, measured at right angles, from R6+24 of said base line; thence N 85°-58'-30" W 35± feet to a point on the easterly boundary of Alpert Drive (Town road) aforesaid, said point being 132± feet, distant southwesterly, measured at right angles, from R6+06, of said base line; thence along said boundary northwesterly 50± feet to the point of beginning, containing 0.081 acres more or less.

PARCEL "B"

Beginning at a point on the easterly boundary of Alpert Drive (Town road), said point being 132± feet, distant southwesterly, measured at right angles, from R6+06 of the hereinafter described survey base line and center line of the reconstructed All Angels Hill Road, C.R. 94; thence S 85°-38'-30" E 35± feet to a point, said point being 102± feet, distant southwesterly, measured at right angles, from R6+24 of said base line; thence N 63°-24' E 18± feet to a point where the easterly boundary of the Old All Angels Hill Road, C.R. 94, intersects the southerly boundary of the Alpert Drive extension; thence along the easterly boundary of the Old All Angels Hill Road aforesaid, in a general southerly direction 76± feet to a point, said point being 56± feet, distant southwesterly, measured at right angles, from R13+40 of said base line; thence N 30°-17' E 27± feet to a point on the westerly boundary of the reconstructed All Angels Hill Road, C.R. 94, said point being 33 feet, distant southwesterly, measured at right angles, from R13+25 of said base line; thence along said westerly boundary of All Angels Hill Road, C.R. 94, S 26°-36' E 186 feet to a point, said point being 33± feet, distant southwesterly, measured at right angles, from R15+11 of said base line and center line; thence along the westerly boundary of the Old All Angels Hill Road, C.R. 94, in a general northerly direction 971± feet to the point of beginning, containing 1.038 acres more or less.

The above mentioned survey base line and center line is a portion of the survey base line and center line of the reconstructed All Angels Hill Road leading from New Hackensack to S.B. 8453 Swartoutville, Town of Wappinger, County of Dutchess, and is described as follows:

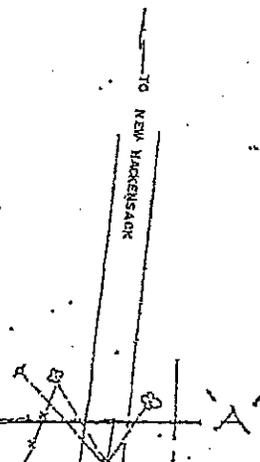
Beginning at base line station 3 + 31.00 = center line station R 3 + 31.00, thence S 26°-36' E 1369.00 feet to station R 17 + 00.00 = G 0 + 00; thence S 26°-36' E 98.65 feet to station R 17 + 98.65.

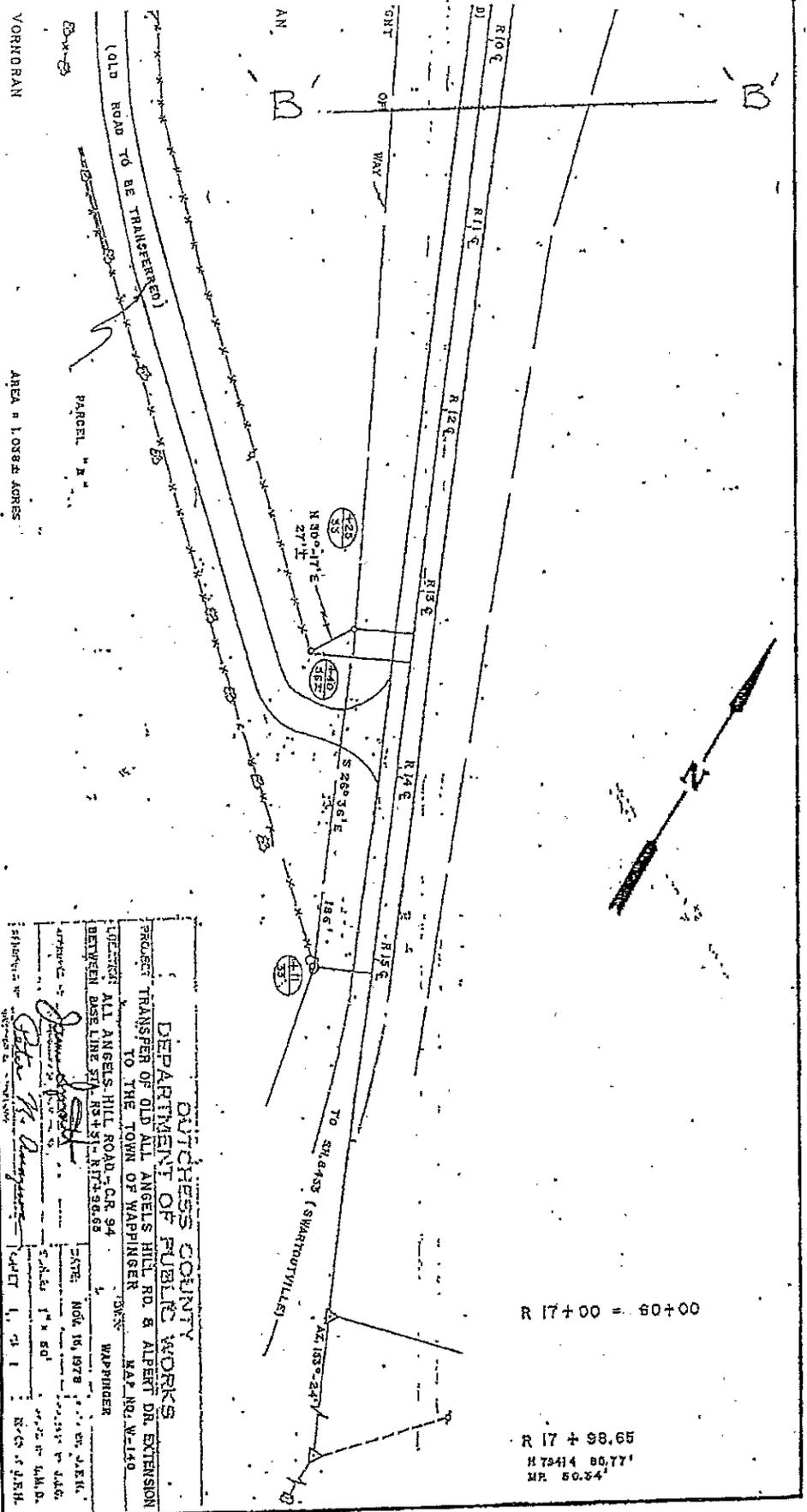
Described by: John F. Hinrichs  
Checked by: John J. Givens

ASH 38.54'  
ASH 54.62'  
N.Y.T. 42 65.90'

△ R 3 + 31 = R 3 + 31

Exhibit A





**DITCHES COUNTY**  
**DEPARTMENT OF PUBLIC WORKS**

PROJECT TRANSFER OF OLD ALL ANGELS HILL RD. & ALPERT DR. EXTENSION  
 TO THE TOWN OF WAPPINGER MAP NO. W-140

DATE: NOV 19, 1978 BY: J.E.H.  
 SCALE: 1" = 50'

APPROVED: *[Signature]*  
 SUPERVISOR: *[Signature]*  
 DATE: OCT 1, 1978 BY: J.E.H.

VORNORAN  
 AREA & LOSS AGRES

(OLD ROAD TO BE TRANSFERRED)  
 PARCEL # 2

R 17+00 = 60+00

R 17 + 98.65  
 N 79° 44' 00" E 80.77'  
 MP 60.34'

# Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

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>	

**2016062** AUTHORIZING THE COUNTY OF DUTCHESS TO ASSUME OWNERSHIP AND MAINTENANCE OF THE TRAFFIC SIGNAL AT THE INTERSECTION OF MIDDLEBUSH ROAD (CR93) AND OLD ROUTE 9 FROM THE TOWN OF WAPPINGER AND TRANSFER OWNERSHIP OF A LIMITED SECTION OF ALL ANGELS HILL ROAD AND THE EXTENSION OF ALPERT DRIVE TO THE TOWN OF WAPPINGER

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016062 AUTHORIZING THE COUNTY OF DUTCHESS TO ASSUME OWNERSHIP AND MAINTENANCE OF THE TRAFFIC SIGNAL AT THE INTERSECTION OF MIDDLEBUSH ROAD (CR93) AND OLD ROUTE 9 FROM THE TOWN OF WAPPINGER AND TRANSFER OWNERSHIP OF A LIMITED SECTION OF ALL ANGELS HILL ROAD AND THE EXTENSION OF ALPERT DRIVE TO THE TOWN OF WAPPINGER**

Date: March 14, 2016

RESOLUTION NO. 2016063

RE: AUTHORIZING SHARED SERVICES AGREEMENT FOR  
AUTOMOTIVE REPAIR AND MAINTENANCE SERVICES  
AND FUEL STORAGE OFFERED THROUGH THE  
DUTCHESS COUNTY AUTOMOTIVE SERVICE CENTER TO  
REQUESTING MUNICIPAL CORPORATIONS

Legislators PULVER, FLESLAND, SAGLIANO, INCORONATO, BLACK,  
LANDISI, and TRUITT offer the following and move its adoption:

WHEREAS, General Municipal Law Section 119-o authorizes municipal corporations to enter into agreements for the performance among themselves or one for the other in their respective functions, powers and duties on an individual, cooperative, joint or contract basis, and

WHEREAS, the County operates an Automotive Service Center through its Department of Public Works that provides a wide variety of services including but not limited to brake repair, tire replacement and repair and preventative maintenance, and

WHEREAS, the Department of Public Works has offered to provide the aforementioned variety of services by its automotive maintenance facility to municipal corporations, and

WHEREAS, various municipalities have indicated a desire to purchase gasoline through a bid issued by New York State Office of General Services (NYSOGS), and

WHEREAS, various municipal corporations do not have any fuel tanks where the gasoline that it purchases through the NYSOGS bid can be stored, and

WHEREAS, the County operates a fuel farm system at several locations in various parts of the County, and

WHEREAS, the County can provide storage space in its fuel farm system so that the municipal corporation's gasoline can be stored and dispensed when needed, and

WHEREAS, the attached sample agreement is proposed to be used for those instances when a municipal corporation requests the above services, therefore, and

WHEREAS, it is necessary for the Legislature to approve the annexed sample shared services agreement and to authorize the County Executive or his designee to execute the agreement, now, therefore, be it

RESOLVED, that this Legislature hereby approves the proposed shared services agreement so that the Department of Public Works can provide automotive repair and maintenance services as well as fuel storage to those municipal corporations that request such services and authorizes the County Executive or his designee to execute such agreements in substantially the same form as attached hereto.

CA-025-16  
CAB/kvh/G-0188  
2/16/16  
Fiscal Impact: None.

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/12/16

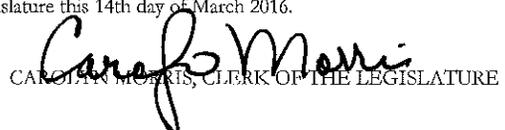
STATE OF NEW YORK

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 March 2016, 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 March 2016.

  
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:

The 2016 budget includes anticipated appropriations and offsetting revenue related to these shared services agreements.

Prepared by: Rachel Kashimer, Budget Office

Prepared On: 2/11/2016

## SHARED SERVICES AGREEMENT

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2016, by and between the **COUNTY OF DUTCHESS**, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "COUNTY") and \_\_\_\_\_, a Municipality within the County of Dutchess, whose address is \_\_\_\_\_, mailing address P.O. Box \_\_\_\_\_, NY \_\_\_\_\_ (hereinafter referred to as the "MUNICIPALITY").

### *WITNESSETH:*

WHEREAS, the County operates an Automotive Service Center that provides a wide variety of services including but not limited to brake repair, tire replacement and repair and preventative maintenance, and

WHEREAS, the Municipality is interested in obtaining certain services from the County's automotive maintenance facility, and

WHEREAS, the County is willing to provide these services as outlined below: and/or

WHEREAS, the Municipality purchases gasoline through a bid issued by New York State Office of General Services (NYSOGS), and

WHEREAS, the Municipality does not have any fuel tanks where the gasoline that it purchases through the NYSOGS bid can be stored, and

WHEREAS, the County operates a fuel farm system at several locations in various parts of the County, and

WHEREAS, the County can provide storage space in its fuel farm system so that the Municipality's gasoline can be stored and dispensed when needed, now, therefore, it is mutually agreed by and between the parties hereto as follows:

1. SERVICE TO BE PROVIDED BY COUNTY.

- (a) Fuel Farm Storage Services: The County agrees to provide storage space in its fuel farm located at the County's DPW Highway Outpost facility in the Town of \_\_\_\_\_ in strict compliance with all applicable federal, state and local laws, regulations and procedures. The Municipality shall order gasoline from the authorized NYSOGS vendor and request delivery to be made to Dutchess County's fuel farm at the \_\_\_\_\_ DPW Highway Outpost. The Municipality shall be responsible to pay for all gasoline it orders from the NYSOGS fuel vendor. Dutchess County shall use its automated fuel management system to track the amount of gasoline delivered on behalf of the Municipality and track the amount of gasoline dispensed into Municipality vehicles. Dutchess County shall provide an annual report to the Municipality that summarizes both gasoline delivered on

behalf of, and gasoline used by the Municipality. Municipality vehicles are only authorized to use gasoline up to the amount paid for by, and delivered on behalf of the Municipality.

(b) Automotive Maintenance Facility Services: The County agrees to provide any of the services outlined in Exhibit A annexed hereto.

2. TERM OF AGREEMENT. This Agreement shall be effective \_\_\_\_\_, 20\_\_ and shall terminate on \_\_\_\_\_, 20\_\_, unless otherwise terminated as set forth herein.

3. PAYMENT.

(a) Fuel Farm Storage Fee: The Municipality agrees to pay to the County, as a rental fee, the sum of \_\_\_\_\_ and no/100 (\$ .00) Dollars per year due at the beginning or renewal of the contract term for the storage space in the County's facility for the Municipality's gasoline. The rental fee may increase at renewal of the contract term.

(b) Automotive Maintenance Facility Services: The charges for these services are also outlined in Exhibit A. The Municipality agrees to pay to these charges to the County within thirty (30) days of receipt of an invoice. The charges for these services may increase at renewal of the contract term.

4. DEFENSE AND INDEMNIFICATION:

GENERAL LIABILITY: The Municipality agrees to the fullest extent permitted by law to defend, indemnify and hold the County and its employees harmless from any and all such losses, claims, liens, demands and causes for action, including but not limited to, judgments, penalties, interest, court costs, and legal fees incurred by the County on behalf of any party, in connection with or arising directly or indirectly from this Agreement. The Municipality shall investigate, handle, respond to and defend any such claims, demands or suits at its sole expense, and shall bear all other related costs and expenses even if such claims, demands or suits are groundless, false or fraudulent. This indemnification section shall survive the expiration or termination of this Agreement.

In any matter in which indemnification hereunder for either professional or non-professional services would violate Section 5-322.1 of the New York General Obligations Law or any other applicable legal prohibition, the foregoing provisions shall not be construed to indemnify the County for damage arising out of bodily injury to persons or to property caused by or resulting from the sole negligence of Dutchess County employees. The term "employee" shall include all officers, advisory board members and/or volunteers serving the County.

5. INSURANCE REQUIREMENTS. At all times during the term of this Agreement, the Municipality, if any, shall maintain at its own cost the following insurance and shall provide proof thereof to the County, in the form of a Certificate of Insurance, prior to commencing work under this Agreement:

**Worker's Compensation Employer's Liability** (statutory limits). In compliance with the Workers' Compensation Law of the State of New York, each contractor shall provide:

- a. a certificate of insurance on an Acord form indicating proof of coverage for Worker's Compensation, Employer's Liability, **OR**
- b. a New York State Workers Compensation Notice of Compliance (Form C-105, Form U-26.3, Form SI-12 or Form SI-105.2P).
- c. In the event that the Contractor is exempt from providing coverage, he must provide a properly executed copy of the Certificate of Attestation of Exemption from NYS Workers' Compensation Board, Form CE-200.

**Commercial General Liability** Insurance coverage including blanket contractual coverage for the operation of the program under this Agreement with limits not less than \$1,000,000 per occurrence and \$2,000,000 in the aggregate. This insurance shall be written on an occurrence coverage form and include bodily injury and property damage liability. The County must be listed as additional insured. The additional insured endorsement for the Commercial General Liability insurance required above shall not contain any exclusion for bodily injury or property damage arising from completed operations.

The Acord form certificate of insurance must contain the following provisions:

- (A) The County of Dutchess must be listed as certificate holder and additional insured on the commercial general. In addition, the commercial general liability policy must include the additional insured endorsement forms cg 2037 July 2004 edition and the cg 2010 April 2013 edition or their equivalent.
- (B) The commercial general is primary and noncontributory.
- (C) The commercial general liability and workers compensation policies must contain a waiver of subrogation in favor of the County of Dutchess.
- (D) If the workers compensation Notice of Compliance is used instead of the Acord certificate of insurance, the Notice of Compliance must indicate that a waiver of subrogation in favor of the County of Dutchess is provided.

All policies of insurance referred to above shall be underwritten by companies authorized to do business in the State of New York with an A.M. Best financial strength rating of A- or better. In the alternative, the policies of insurance referred to above may be underwritten by Non-Admitted companies with an A.M. Best financial strength rating of A+ or higher. In addition, every policy required above shall be primary and noncontributory. Any insurance carried by the County, its officers, or its employees shall be excess and noncontributory insurance to that provided by the Contractor. The Municipality, shall be solely responsible for any deductible losses under each of the policies required above.

Prior to cancellation or material change in any policy, a thirty (30) day notice shall be given to the County Attorney at the address listed below:

Dutchess County Attorney  
County Office Building  
22 Market Street  
Poughkeepsie, New York 12601

On receipt of such notice, the County shall have the option to cancel this Agreement without further expense or liability to the County, or to require the Municipality to replace the cancelled insurance policy, or rectify any material change in the policy, so that the insurance coverage required by this paragraph is maintained continuously throughout the term of this Agreement in form and substance acceptable to the County. Failure of the Municipality to take out or to maintain, or the taking out or the maintenance of any required insurance, shall not relieve the Municipality from any liability under this Agreement nor shall the insurance requirements be construed to conflict with or to limit the obligations of the Municipality concerning indemnification.

All losses of County property shall be adjusted with and made payable directly to the County. All Certificates of Insurance shall be approved by the County's Director of Risk Management or designee prior to commencement of any work under this Agreement.

6. NON-ASSIGNMENT. (a) This Agreement may not be assigned by the Municipality nor its right, title or interest therein assigned, transferred, conveyed, sublet or disposed of without the previous written consent of the County.

7. TERMINATION. Either party may terminate this Agreement upon thirty (30) days' prior written notice to the other party of its intent to terminate.

8. EXTENSION. This contract may be extended for additional periods of one year each, not exceeding in total five (5) years, upon such terms and conditions as may be agreed between the parties.

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

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

APPROVED AS TO FORM:

ACCEPTED: COUNTY OF DUTCHESS

\_\_\_\_\_  
County Attorney's Office

BY: \_\_\_\_\_  
Marcus J. Molinaro,  
County Executive

APPROVED AS TO CONTENT:

ACCEPTED: (MUNICIPALITY)

\_\_\_\_\_  
Department of Public Works

BY: \_\_\_\_\_  
Print Name \_\_\_\_\_  
Title \_\_\_\_\_

**EXHIBIT "A"**

**Automotive Maintenance Services  
Offered by the Dutchess County Automotive Service Center**

Services offered by the Automotive Service Center include:

- Preventative maintenance
- Brake system maintenance and repair
- Tire replacement and repair
- Electrical system maintenance and repair
- Engine maintenance and repair
- Air conditioning maintenance and repair
- Belt replacement
- Fuel system maintenance and repair
- Heating repair
- Steering system repairs
- Battery replacement
- Light bulb replacement
- Suspension system maintenance and repair
- Coolant system maintenance and repair
- Law enforcement vehicle accessory installation
- Exhaust system maintenance and repair

Other repairs and maintenance services may be available as needed. There is a mark-up on all parts and supplies. Labor rates are established through the county's annual budget approval process.

# Public Works and Capital Projects Roll Call

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

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>	

**2016063 AUTHORIZING SHARED SERVICES AGREEMENT FOR AUTOMOTIVE REPAIR AND MAINTENANCE SERVICES AND FUEL STORAGE OFFERED THROUGH THE DUTCHESS COUNTY AUTOMOTIVE SERVICE CENTER TO REQUESTING MUNICIPAL CORPORATIONS**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016063 AUTHORIZING SHARED SERVICES AGREEMENT FOR AUTOMOTIVE REPAIR AND MAINTENANCE SERVICES AND FUEL STORAGE OFFERED THROUGH THE DUTCHESS COUNTY AUTOMOTIVE SERVICE CENTER TO REQUESTING MUNICIPAL CORPORATIONS**

Date: March 14, 2016

RESOLUTION NO. 2016064

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

Legislators PULVER, BOLNER, SAGLIANO, INCORONATO, and LANDISI offer the following and move its adoption:

WHEREAS, by Resolution Numbers 208397, 2010224, 2012189 and 2014085 this Legislature approved Intermunicipal Agreements with the Town of Wappinger (Town) for maintenance of the Town of Wappinger portion of the William R. Steinhaus Dutchess Rail Trail, and

WHEREAS, the County and Town desire to continue their agreement and enter into a new Intermunicipal Agreement for the term January 1, 2016 to December 31, 2017, a copy of which is attached hereto, and

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

WHEREAS, the Town has already approved the Intermunicipal Agreement, and

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

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

CA-026-16  
CAB/kvh/G-1391-K  
2/16/16  
Fiscal Impact: See attached statement

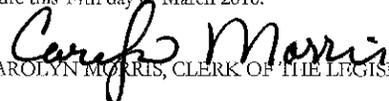
APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

# FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

## APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0 \_\_\_\_\_

Total Current Year Revenue \$ 0 \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

### Additional Comments/Explanation:

The County has inter-municipal agreements with multiple towns, including Wappingers, East Fishkill, and Poughkeepsie, for maintenance on the WRS Dutchess Rail Trail. These agreements are at no cost to the County and provide an annual cost savings in routine trail maintenance as well as considerable efficiency savings for parks staff.

Prepared by: Rachel Kashimer, Budget Office

Prepared On: 2/10/2016

## INTERMUNICIPAL AGREEMENT

THIS AGREEMENT, bearing the date set forth on the signature page, by and between the COUNTY OF DUTCHESS, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "COUNTY") and the TOWN OF WAPPINGER, a municipal corporation with its offices at 20 Middlebush Road, Wappingers Falls, NY 12590 (hereinafter referred to as the "TOWN")

### *WITNESSETH:*

WHEREAS, the County has completed construction of the William R. Steinhaus Dutchess Rail Trail ("WRSVRT") which traverses through the Towns of Poughkeepsie, LaGrange, Wappinger and East Fishkill, and,

WHEREAS, it was envisioned that the maintenance responsibilities for the WRSVRT would be shared by the Towns and the County

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

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

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

2. TERM OF AGREEMENT. The term of this Agreement is January 1, 2016-December 31, 2017. Representatives of the County and Town will meet on or about November 1, 2017 to review each party's maintenance responsibilities.

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

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

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

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

(b) Commercial General Liability Insurance coverage including blanket contractual coverage for the scope of work connected to this Agreement with limits of not less than five million dollars (\$5,000,000.00) per occurrence. The insurance shall be written on an occurrence coverage form and include for bodily injury and property damage liability. The parties agree to list each other as additional insured, provide each other with waivers of subrogation and notice of cancellation from their respective policies.

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

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

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

APPROVED AS TO FORM:

ACCEPTED : COUNTY OF DUTCHESS

\_\_\_\_\_  
County Attorney's Office

BY: \_\_\_\_\_  
Marcus J. Molinaro  
County Executive

APPROVED AS TO CONTENT:

TOWN OF WAPPINGER

\_\_\_\_\_  
Department of Public Works

BY: \_\_\_\_\_  
Lori Jiava, Supervisor

STATE OF NEW YORK    )  
                                  )  
COUNTY OF                )        SS:

On this        day of                                   , 2016, before me, the undersigned, personally appeared Marcus J. Molinaro, County Executive, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that (s)he executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public

STATE OF NEW YORK    )  
                                  )  
COUNTY OF                )        SS:

On this        day of                                   , 2016, before me, the undersigned, personally appeared Lori Jiava, Supervisor, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that (s)he executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public

## SCOPE OF SERVICE - Wappinger

1. **Repairs.** The County shall be responsible for all repairs, replacements, and improvements associated with the William R. Steinhaus Dutchess Rail Trail (WRSDRT).
2. **Inspection and Monitoring.** The County will conduct regular inspections of the WRSDRT to identify obstacles, hazards, or items needing repair or maintenance. The Town will also inspect the respective Town sections of the WRSDRT for same on at least a monthly basis and will report to the County any obstacles, hazards, or items needing repair and maintenance as soon as practical.
3. **Vegetation Removal.** The County shall be responsible for a regular schedule of vegetation maintenance, including cutting, clearing, and removal, to limit encroachment on the WRSDRT. This work shall be performed a minimum of three times a year from April to October. The Town shall perform light trimming and removal of small tree limbs, branches and weed whacking at the trail heads and parking lots associated with the WRSDRT four (4) times per year between April and October.
4. **Mowing.** The County shall mow the shoulder of the WRSDRT a minimum of four (4) times per year. The Town shall mow the areas around the trail heads and parking lots associated with the WRSDRT a minimum of four (4) times per year between April and November.
5. **Litter Removal.** The Town shall empty garbage from the trash can at Diddell Road and parking lot on a weekly basis. The County shall install signs which indicate that the WRSDRT is a carry-in/carry-out linear park.
6. **Graffiti.** The Town shall notify the County of the existence of any graffiti on the WRSDRT as soon as it is noticed. The Town is not responsible for removal of graffiti on the WRSDRT.
7. **Surface Maintenance During Winter Months.** The WRSDRT shall be kept in its natural condition during winter months, with neither the WRSDRT nor the access walkways being plowed or sanded by the County. The Town agrees to plow and sand the designated WRSDRT parking area at Diddell Road, as soon as practical after a weather event, based on the Town's road plowing and sanding scheduling. The Town shall sweep the parking areas on an annual basis during the spring of each year.
8. **Sign Repair.** The County shall inspect the condition and placement of required signs in its periodic inspections of the WRSDRT. It shall be the County's responsibility to maintain, repair and/or replace any signs. The Town shall notify the County of any necessary sign repairs that are seen on their monthly inspections (or reported at any time) as soon as practical.

- 9. Drainage/Stormwater Management Facilities.** The County shall inspect and maintain all of the drainage culverts and storm water management facilities on the WRSDRT on an annual basis and shall undertake any necessary repairs or replacements. The Town shall notify the County of any potential drainage or storm water issues that are seen on their monthly inspections (or reported at any time) as soon as practical.
- 10. Emergencies.** Both the County and the Town shall have the right to close any section of the WRSDRT for emergency or safety purposes. The Town official who makes the decision to close any portion of the WRSDRT shall be responsible for immediately contracting the appropriate fire, police and/or rescue authorities, post a "WRSDRT closed" sign, and contact the County Parks Duty Officer (914-456-6403) and the Park Director (845-249-8986). The following information should be provided when reporting a closure: the nature and location of the incident, the end points of the closed portion of the WRSDRT, the time and expected duration of the closures, and what, if any, assistance is required from the County. The County will also notify the Town should closure of the WRSDRT be required. Town shall designate those Town officials authorized to close the WRSDRT and take the above action.

## *Public Works and Capital Projects Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

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>	

**2016064 AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF WAPPINGER FOR MAINTENANCE OF THE TOWN OF WAPPINGER PORTION OF THE WILLIAM R. STEINHAUS DUTCHESS RAIL TRAIL**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

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

**2016064 AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF WAPPINGER FOR MAINTENANCE OF THE TOWN OF WAPPINGER PORTION OF THE WILLIAM R. STEINHAUS DUTCHESS RAIL TRAIL**

Date: March 14, 2016

RESOLUTION NO. 2016065

RE: AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF EAST FISHKILL FOR MAINTENANCE OF THE TOWN OF EAST FISHKILL PORTION OF THE WILLIAM R. STEINHAUS DUTCHESS RAIL TRAIL

Legislators PULVER, BOLNER, SAGLIANO, LANDISI, and HORTON offer the following and move its adoption:

WHEREAS, by Resolution Numbers 208332 and 2014040 this Legislature approved Intermunicipal Agreements with the Town of East Fishkill (Town) for maintenance of the Town of East Fishkill portion of the William R. Steinhaus Dutchess Rail Trail, and

WHEREAS, the County and Town desire to continue their agreement and enter into a new Intermunicipal Agreement, a copy of which is attached, for the term January 1, 2016 through December 31, 2017, and

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

WHEREAS, the Town has approved this Intermunicipal Agreement, and

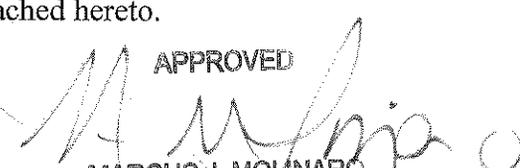
WHEREAS, the proposed agreement will benefit both the Town and the County, now, therefore, be it

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

CA-027-16  
CAB/kvh/G-1391-L  
2/16/16  
Fiscal Impact: See attached statement

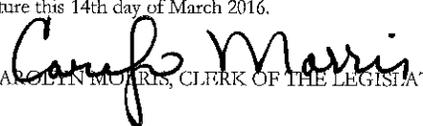
STATE OF NEW YORK  
COUNTY OF DUTCHESS

ss:

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

# FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

## APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_

Over Five Years: \_\_\_\_\_

### Additional Comments/Explanation:

The County has inter-municipal agreements with multiple towns, including Wappingers, East Fishkill, and Poughkeepsie, for maintenance on the WRS Dutchess Rail Trail. These agreements are at no cost to the County and provide an annual cost savings in routine trail maintenance as well as considerable efficiency savings for parks staff.

Prepared by: Rachel Kashimer, Budget Office

Prepared On: 2/10/2016

## INTERMUNICIPAL AGREEMENT

THIS AGREEMENT, bearing the date on the signature page, by and between the COUNTY OF DUTCHESS, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "COUNTY") and the TOWN OF EAST FISHKILL, a municipal corporation with its offices at 330 Route 376, Hopewell Junction, NY 12533 (hereinafter referred to as the "TOWN")

### *WITNESSETH:*

WHEREAS, the County has completed construction of the William R. Steinhaus Dutchess Rail Trail ("WRSDRT") which traverses through the Towns of Poughkeepsie, LaGrange, Wappinger and East Fishkill, and,

WHEREAS, it was envisioned that the maintenance responsibilities for the WRSDRT would be shared by the Towns and the County

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

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

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

2. TERM OF AGREEMENT. The term of this Agreement is January 1, 2016-December 31, 2017. Representatives of the County and Town will meet on or about November 1, 2017 to review each party's maintenance responsibilities.

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

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

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

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

(b) Commercial General Liability Insurance coverage including blanket contractual coverage for the scope of work connected to this Agreement with limits of not less than five million dollars (\$5,000,000.00) per occurrence. The insurance shall be written on an occurrence coverage form and include for bodily injury and property damage liability. The parties agree to list each other as additional insured, provide each other with waivers of subrogation and notice of cancellation from their respective policies.

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

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

IN WITNESS WHEREOF, the parties hereto have executed this Agreement made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

APPROVED AS TO FORM:

ACCEPTED : COUNTY OF DUTCHESS

\_\_\_\_\_  
County Attorney's Office

BY: \_\_\_\_\_  
Marcus J. Molinaro  
County Executive

APPROVED AS TO CONTENT:

TOWN OF EAST FISHKILL

\_\_\_\_\_  
Department of Public Works

BY: \_\_\_\_\_  
John Hickman, Supervisor

STATE OF NEW YORK    )  
                                  )  
COUNTY OF                )    SS:

On this            day of                                   , 2016, before me, the undersigned, personally appeared Marcus J. Molinaro, County Executive, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that (s)he executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public

STATE OF NEW YORK    )  
                                  )  
COUNTY OF                )    SS:

On this            day of                                   , 2016, before me, the undersigned, personally appeared John Hickman, Supervisor, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that (s)he executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public

## SCOPE OF SERVICE-East Fishkill

1. **Repairs.** The County shall be responsible for all repairs, replacements, and improvements associated with the William R. Steinhaus Dutchess Rail Trail (WRSDRT).
2. **Inspection and Monitoring.** The County will conduct regular inspections of the WRSDRT to identify obstacles, hazards, or items needing repair or maintenance. The Town will also inspect the respective Town sections of the WRSDRT for same on at least a monthly basis and will report to the County any obstacles, hazards, or items needing repair and maintenance as soon as practical.
3. **Vegetation Removal.** The County shall be responsible for a regular schedule of vegetation maintenance, including cutting, clearing, and removal, to limit encroachment on the WRSDRT. This work shall be performed a minimum of three times a year from April to October. The Town shall perform light trimming and removal of small tree limbs, branches and weed whacking at the trail heads and parking lots associated with the WRSDRT four (4) times per year between April and October.
4. **Mowing.** The County shall mow the shoulder of the WRSDRT a minimum of four (4) times per year. The Town shall mow the areas around the trail heads and parking lots associated with the WRSDRT a minimum of four (4) times per year between April and November.
5. **Litter Removal.** The Town shall empty garbage from the trash can at Hopewell Depot and parking lot on a weekly basis. The County shall install signs which indicate that the WRSDRT is a carry-in/carry-out linear park.
6. **Graffiti.** The Town shall notify the County of the existence of any graffiti on the WRSDRT as soon as it is noticed. The Town is not responsible for removal of graffiti on the WRSDRT.
7. **Surface Maintenance During Winter Months.** The WRSDRT shall be kept in its natural condition during winter months, with neither the WRSDRT nor the access walkways being plowed or sanded by the County. The Town agrees to plow and sand the designated WRSDRT parking area at Van Wyck Lane as soon as practical after a weather event, based on the Town's road plowing and sanding scheduling. The Town shall sweep the parking areas on an annual basis during the spring of each year.
8. **Sign Repair.** The County shall inspect the condition and placement of required signs in its periodic inspections of the WRSDRT. It shall be the County's responsibility to maintain, repair and/or replace any signs. The Town shall notify the County of any necessary sign repairs that are seen on their monthly inspections (or reported at any time) as soon as practical.

9. **Drainage/Stormwater Management Facilities.** The County shall inspect and maintain all of the drainage culverts and storm water management facilities on the WRSDRT on an annual basis and shall undertake any necessary repairs or replacements. The Town shall notify the County of any potential drainage or storm water issues that are seen on their monthly inspections (or reported at any time) as soon as practical.
10. **Emergencies.** Both the County and the Town shall have the right to close any section of the WRSDRT for emergency or safety purposes. The Town official who makes the decision to close any portion of the WRSDRT shall be responsible for immediately contracting the appropriate fire, police and/or rescue authorities, post a "WRSDRT closed" sign, and contact the County Parks Duty Officer (914-456-6403) and the Park Director (845-249-8986). The following information should be provided when reporting a closure: the nature and location of the incident, the end points of the closed portion of the WRSDRT, the time and expected duration of the closures, and what, if any, assistance is required from the County. The County will also notify the Town should closure of the WRSDRT be required. Town shall designate those Town officials authorized to close the WRSDRT and take the above action.
11. **Police Presence-** The Town's responsibility to maintain a police presence on the WRSDRT and associated parking areas shall consist of : emergency responses, patrols by automobile or bicycle, and as mandated by the Town of East Fishkill Police Chief. These patrols shall be coordinated by the Town with the County Sheriff's Office. The County Sheriff's office shall also provide patrols of the WRSDRT. The Town Police Chiefs or their designee and the County Sheriff staff shall meet to discuss issues as they arise.

## *Public Works and Capital Projects Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

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>	

**2016065 AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF EAST FISHKILL FOR MAINTENANCE OF THE TOWN OF EAST FISHKILL PORTION OF THE WILLIAM R. STEINHAUS DUTCHESS RAIL TRAIL**

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016065** AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF EAST FISHKILL FOR MAINTENANCE OF THE TOWN OF EAST FISHKILL PORTION OF THE WILLIAM R. STEINHAUS DUTCHESS RAIL TRAIL

Date: March 14, 2016

RESOLUTION NO. 2016066

RE: AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF POUGHKEEPSIE FOR MAINTENANCE OF THE TOWN OF POUGHKEEPSIE PORTION OF THE WILLIAM R. STEINHAUS DUTCHESS RAIL TRAIL

Legislators PULVER, BOLNER, FLESLAND, SAGLIANO, BLACK, LANDISI, and TRUITT offer the following and move its adoption:

WHEREAS, by Resolution Numbers 209229, 2010223, 2012014 and 2014039 this Legislature approved Intermunicipal Agreements with the Town of Poughkeepsie (Town) for maintenance of the Town of Poughkeepsie portion of the William R. Steinhaus Dutchess Rail Trail, and

WHEREAS, the County and Town desire to continue their agreement and enter into a new Intermunicipal Agreement for the term January 1, 2016 through December 31, 2017, a copy of which is attached hereto, and

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

WHEREAS, the Town has already approved the Intermunicipal Agreement, and

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

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

CA-028-16  
CAB/kvh/G-1391-I  
2/16/16  
Fiscal Impact: See attached statement

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

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 March 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have herunto set my hand and seal of said Legislature this 14th day of March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

# FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

## APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ 0 \_\_\_\_\_

Total Current Year Revenue \$ 0 \_\_\_\_\_  
and Source

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

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

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

### Additional Comments/Explanation:

The County has inter-municipal agreements with multiple towns, including Wappingers, East Fishkill, and Poughkeepsie, for maintenance on the WRS Dutchess Rail Trail. These agreements are at no cost to the County and provide an annual cost savings in routine trail maintenance as well as considerable efficiency savings for parks staff.

Prepared by: Rachel Kashimer, Budget Office

Prepared On: 2/10/2016

## INTERMUNICIPAL AGREEMENT

THIS AGREEMENT, bearing the date set forth on the signature page, by and between the COUNTY OF DUTCHESS, a municipal corporation with offices at 22 Market Street, Poughkeepsie, New York 12601 (hereinafter referred to as the "COUNTY") and the TOWN OF POUGHKEEPSIE, a municipal corporation with its offices at 1 Overocker Road, Poughkeepsie, NY 12601 (hereinafter referred to as the "TOWN")

### *WITNESSETH:*

WHEREAS, the County has completed construction of the William R. Steinhaus Dutchess Rail Trail ("WRSDRT") which traverses through the Towns of Poughkeepsie, LaGrange, Wappinger and East Fishkill, and,

WHEREAS, it was envisioned that the maintenance responsibilities for the WRSDRT would be shared by the Towns and the County

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

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

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

2. TERM OF AGREEMENT. The term of this Agreement is January 1, 2016-December 31, 2017. Representatives of the County and Town will meet on or about November 1, 2017 to review each party's maintenance responsibilities.

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

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

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

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

(b) Commercial General Liability Insurance coverage including blanket contractual coverage for the scope of work connected to this Agreement with limits of not less than five million dollars (\$5,000,000.00) per occurrence. The insurance shall be written on an occurrence coverage form and include bodily injury and property damage liability. The parties agree to list each other as additional insured, provide each other with waivers of subrogation and notice of cancellation from their respective policies.

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

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

IN WITNESS WHEREOF, the parties hereto have executed this Agreement made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

APPROVED AS TO FORM:

ACCEPTED : COUNTY OF DUTCHESS

\_\_\_\_\_  
County Attorney's Office

BY: \_\_\_\_\_  
Marcus J. Molinaro  
County Executive

APPROVED AS TO CONTENT:

TOWN OF POUGHKEEPSIE

\_\_\_\_\_  
Department of Public Works

BY: \_\_\_\_\_  
Todd Tancredi, Supervisor



## SCOPE OF SERVICE- Poughkeepsie

1. **Repairs.** The County shall be responsible for all repairs, replacements, and improvements associated with the William R. Steinhaus Dutchess Rail Trail (WRSDRT).
2. **Inspection and Monitoring.** The County will conduct regular inspections of the WRSDRT to identify obstacles, hazards, or items needing repair or maintenance. The Town will also inspect the respective Town sections of the WRSDRT for same on at least a monthly basis and will report to the County any obstacles, hazards, or items needing repair and maintenance as soon as practical.
3. **Vegetation Removal.** The County shall be responsible for a regular schedule of vegetation maintenance, including cutting, clearing, and removal, to limit encroachment on the WRSDRT. This work shall be performed a minimum of three times a year from April to October. The Town shall perform light trimming and removal of small tree limbs, branches and weed whacking at the trail heads and parking lots associated with the WRSDRT four (4) times per year between April and October.
4. **Mowing.** The County shall mow the shoulder of the WRSDRT a minimum of four (4) times per year. The Town shall mow the areas around the trail heads and parking lots associated with the WRSDRT a minimum of four (4) times per year between April and November.
5. **Litter Removal.** The Town shall empty garbage from the trash can at Overocker Road parking lot on a weekly basis. The County shall install signs which indicate that the WRSDRT is a carry-in/carry-out linear park.
6. **Graffiti.** The Town shall notify the County of the existence of any graffiti on the WRSDRT as soon as it is noticed. The Town is not responsible for removal of graffiti on the WRSDRT.
7. **Surface Maintenance During Winter Months.** The WRSDRT shall be kept in its natural condition during winter months, with neither the WRSDRT nor the access walkways being plowed or sanded by the County. The Town agrees to plow and sand the designated WRSDRT parking area at Overocker Road as soon as practical after a weather event, based on the Town's road plowing and sanding scheduling. The Town shall sweep the parking areas on an annual basis during the spring of each year.
8. **Sign Repair.** The County shall inspect the condition and placement of required signs in its periodic inspections of the WRSDRT. It shall be the County's responsibility to maintain, repair and/or replace any signs. The Town shall notify the County of any necessary sign repairs that are seen on their monthly inspections (or reported at any time) as soon as practical.

- 9. Drainage/Stormwater Management Facilities.** The County shall inspect and maintain all of the drainage culverts and storm water management facilities on the WRSDRT on an annual basis and shall undertake any necessary repairs or replacements. The Town shall notify the County of any potential drainage or storm water issues that are seen on their monthly inspections (or reported at any time) as soon as practical.
- 10. Emergencies.** Both the County and the Town shall have the right to close any section of the WRSDRT for emergency or safety purposes. The Town official who makes the decision to close any portion of the WRSDRT shall be responsible for immediately contracting the appropriate fire, police and/or rescue authorities, post a "WRSDRT closed" sign, and contact the County Parks Duty Officer (914-456-6403) and the Park Director (845-249-8986). The following information should be provided when reporting a closure: the nature and location of the incident, the end points of the closed portion of the WRSDRT, the time and expected duration of the closures, and what, if any, assistance is required from the County. The County will also notify the Town should closure of the WRSDRT be required. Town shall designate those Town officials authorized to close the WRSDRT and take the above action.
- 11. Police Presence-** The Town's responsibility to maintain a police presence on the WRSDRT and associated parking areas shall consist of : emergency responses, patrols by automobile or bicycle, and as mandated by the Town of Poughkeepsie Police Chief. These patrols shall be coordinated by the Town with the County Sheriff's Office. The County Sheriff's office shall also provide patrols of the WRSDRT. The Town police Chiefs or their designee and the County Sheriff staff shall meet to discuss issues as they arise.

# *Public Works and Capital Projects Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

Present: 12  
 Absent: 0  
 Vacant: 0

Resolution: ✓  
 Motion:     

Total : 12      0  
           Yes        No  
 Abstentions: 0

**2016066** AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF POUGHKEEPSIE FOR MAINTENANCE OF THE TOWN OF POUGHKEEPSIE PORTION OF THE WILLIAM R. STEINHAUS DUTCHESS RAIL TRAIL

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
District 17 - Town and Village of Fishkill	Miccio		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner		
District 20 - Town of Red Hook	Strawinski		
District 14 - Town of Wappinger	Amparo		
District 1 - Town of Poughkeepsie	Nesbitt		
District 2 - Towns of Pleasant Valley and Poughkeepsie	Sagliano		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
District 11 - Towns of Rhinebeck and Clinton	Tyner		
District 12 - Town of East Fishkill	Metzger		
District 15 - Town of Wappinger	Incoronato		
District 16 - Town of Fishkill and City of Beacon	Forman		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver		
District 21 - Town of East Fishkill	Horton		
District 22 - Towns of Beekman and Union Vale	Coviello		
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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016066 AUTHORIZING INTERMUNICIPAL AGREEMENT WITH THE TOWN OF POUGHKEEPSIE FOR MAINTENANCE OF THE TOWN OF POUGHKEEPSIE PORTION OF THE WILLIAM R. STEINHAUS DUTCHESS RAIL TRAIL**

Date: March 14, 2016

RESOLUTION NO. 2016067

RE: AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2016 WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964

Legislators PULVER, BOLNER, FLESLAND, SAGLIANO, TRUITT, and WASHBURN offer the following and move its adoption:

WHEREAS, the Federal Transit Administration is authorized to make grants for mass transportation projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including provision by it of the local share of project costs and the Commissioner of Public Works will be advised that the Federal Transit Administration will grant funds to Dutchess County under Section 5307, and

WHEREAS, the Federal Transit Administration requires, in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the Federal Transit Administration requirements thereunder, and

WHEREAS, it is the goal of the applicant that minority business enterprises be utilized according to the goals of the disadvantaged business enterprises (DBE) program in connection with mass transportation projects and that definite procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring contracts for construction, supplies, equipment or consultant and other services, and

WHEREAS, grant applications will be filed with the Federal Transit Administration for capital assistance under Section 5307 will be up to \$2,552,500 to be used to assist in funding Dutchess County Mass Transit for Preventive Maintenance and Project Administration (80% federal, 10% state, and 10% local), and Operating Assistance (50% federal and 50% local), and

WHEREAS, the State matching portion of the grants for capital assistance under Section 5307 will be up to a total of \$200,000 for Preventative Maintenance and Project Administration, and

WHEREAS, State Mass Transportation Capital Aid is available to fund projects approved by the Commissioner of Transportation, now, therefore, be it

RESOLVED, that the County Executive or his designee be and is hereby authorized to execute and file applications with the Federal Transit Administration for Section 5307 Capital project funds under the Urban Mass Transportation Act of 1964, as amended and to furnish such additional information as the Federal Transit Administration may require in connection with the applications, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to execute such grant agreements arising from such applications on behalf of Dutchess County with the Federal Transit Administration to aid in the financing of capital projects pursuant to Section 5307 of the Urban Mass Transportation Act of 1964, as amended, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to set forth and execute affirmative action minority business policies in connection with the projects' procurement needs, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to receive on behalf of the County, financial assistance for capital projects pursuant to Section 5307 of the Urban Mass Transportation Act of 1964, as amended, and

RESOLVED, that the County Executive or his designee be and he is hereby authorized to execute any necessary agreements arising from such applications on behalf of Dutchess County with the New York State Department of Transportation to aid in the financing of capital projects.

CA-029-16  
CAB/kvh/G-0188  
02/16/16  
Fiscal Impact: See attached statement

APPROVED  
  
MARCUS J. MOLINARO  
COUNTY EXECUTIVE  
Date 3/17/2017

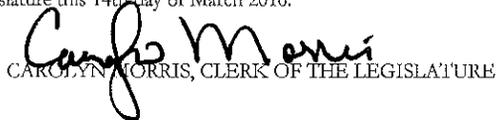
STATE OF NEW YORK

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 March 2016, 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 March 2016.

  
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 \$ 3,905,000

Total Current Year Revenue \$ 2,752,500

and Source  
\$2,552,500 Federal 5307  
\$ 200,000 State  
\$ 1,152,500 County

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: \$2,752,500

Net County Cost (this year): \$500,000

Over Five Years: \_\_\_\_\_

### Additional Comments/Explanation:

This resolution will authorize the County Executive or his designee to apply for, accept, and sign agreements for up to \$2,552,500 federal 5307 and up to \$200,000 New York State funding to support preventive maintenance & project administration (80% federal, 10% state, and 10% local), and operating assistance (50% federal and 50% local) for the Dutchess County Public Transit System.

This funding, which is included in the 2016 budget will reimburse eligible expenses already included in the 2016 budget and authorize grant funds for operating expenses in 2017 & 2018 as well.

Prepared by: Cynthia Ruiz

Prepared On: 2/10/16

# *Public Works and Capital Projects Roll Call*

<i>District</i>	<i>Name</i>	<i>Yes</i>	<i>No</i>
District 3 - Town of LaGrange	Borchert*	✓	
District 17 - Town and Village of Fishkill	Miccio*		
District 13 - Towns of LaGrange, East Fishkill, and Wappinger	Bolner*		
District 20 - Town of Red Hook	Strawinski*		
District 14 - Town of Wappinger	Amparo*		
District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 15 - Town of Wappinger	Incoronato (VC)		
District 18 - City of Beacon and Town of Fishkill	Landisi		
District 19 - Towns of North East, Stanford, Pine Plains, Milan	Pulver (C)		

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>	

**2016067** AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2016 WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964

Date: March 10, 2016

# Roll Call Sheets

District	Last Name	Yes	No
District 3 - Town of LaGrange	Borchert		
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District 4 - Town of Hyde Park	Black		
District 5 - Town of Poughkeepsie	Roman		
District 6 - Town of Poughkeepsie	Flesland	<i>absent</i>	
District 7 - Towns of Hyde Park and Poughkeepsie	Truitt		
District 8 - City and Town of Poughkeepsie	Brendli		
District 9 - City of Poughkeepsie	Rieser		
District 10 - City of Poughkeepsie	Jeter-Jackson		
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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	Washburn		

Present:	<u>24</u>	Resolution:	<input checked="" type="checkbox"/>	Total:	<u>24</u>	<u>0</u>
Absent:	<u>1</u>	Motion:	<input type="checkbox"/>	Yes		No
Vacant:	<u>0</u>			Abstentions:	<u>0</u>	

**2016067 AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2016 WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964**

Date: March 14, 2016

**RESOLUTION TO EXTEND THE TIME PERIOD FOR THE DUTCHESS COUNTY  
LEGISLATURE TO REVIEW POTENTIAL ENVIRONMENTAL IMPACTS RELATING  
TO THE CONSTRUCTION OF A NEW JUSTICE AND TRANSITION CENTER AND  
SHERIFF'S COMPLEX**

**Legislators: Strawinski, Amparo, Black, Reiser, Tyner, Brendli**

**Date: 3/14/2016**

**Moved By:**

**Resolution: # 2016068**

**Seconded By:**

WHEREAS, Dutchess County has recognized its current jail facility is overcrowded and inefficient to operate, and its Sheriff's Office building is out of date, and

WHEREAS, Dutchess County desires to replace its current jail and sheriff's facilities with a transitional center campus where a variety of co-located services can be provided to better house inmates and reduce criminal recidivism, and

WHEREAS, Dutchess County, after evaluating several options for the location of the new Justice and Transition Center (DCJTC), has elected to utilize five land parcels including ones where the existing jail and Sheriff's Office are located and remove the existing Sheriff's Office building, remove portions of the current jail, dismantle temporary inmate housing pods and repurpose sections of the former Taylor Manufacturing Building, and

WHEREAS, the Dutchess County Legislature declared itself Lead Agency by resolution number 2016023 on February 8, 2016, for the purposes of conducting an environmental review of the project and classified the action as Type I, pursuant to 6 NYCRR §617.4, and

WHEREAS, an Expanded Full Environmental Assessment Form (FEAF), prepared by The Chazen Companies, dated August 7, 2015, was provided to Legislators on February 4, 2016, and

WHEREAS, the FEAF identifies potential impacts to the surrounding neighborhood and community, and includes a Phase 1A Literature Search and Sensitivity Assessment, as well as a Traffic Impact Assessment, and

WHEREAS, the lead agency is required under state law (State Environmental Quality Review Act – SEQRA) to undertake a thorough analysis of potential impacts and ensure that where any are anticipated, that project changes are enacted or appropriate mitigation measures are established, and,

WHEREAS, when the lead agency is also the project sponsor, the SEQR review should begin early in the planning phase so that issues and concerns may be identified and plans changed more readily; and if there is more than one agency involved, the SEQR review should start either when the first involved agency receives a request for approval or funding, or begins to plan a direct action, and

WHEREAS, County Legislators have in effect been given only six weeks to determine whether all potential impacts – including traffic, conformance with City of Poughkeepsie's Walkway-Gateway zoning district, stormwater, municipal resources including fire, and visual – have been thoroughly addressed and assessed, and

WHEREAS, the State Commission of Correction has, by a letter dated February 3, 2016, indicated that the temporary inmate housing ("the pods") is acceptable as a measure to end placement of inmates outside the County only to April 1, 2016, and

WHEREAS, a majority of County Legislators has determined that six weeks is insufficient to undertake the required thorough review and believes that a more careful analysis of increased vehicle trips could be conducted based on the projected functioning of the entire complex, and more accurate projected trip numbers could then be incorporated into the Traffic Impact Assessment. While it is unlikely that a serious impact on service levels would result, the projected increase in vehicle on neighborhood streets has a cumulative impact on residents' quality of life, and it may be appropriate to incorporate mitigation measures to calm traffic and make roadways safer for pedestrians, and

WHEREAS, the presence of the Dutchess County Justice and Transition Center is likely to affect the viability of the envisioned uses in City of Poughkeepsie's new zoning district "Walkway-Gateway" (primarily tourism and low-intensity employment centers), and a majority of County Legislators has determined that mitigation measures should be included to match the intent of the district, which could include streetscape amenities such as trees, benches, and pedestrian-scale lighting to be more amenable to tourism, and a bicycle/walking trail through the CSX corridor to advance the goal of a network of transportation choices and increased greenspace.

NOW, THEREFORE, BE IT RESOLVED, that the Dutchess County Legislature requests an extension of 90 days from the New York State Commission of Correction, to allow the "pods" to remain in place, and permit the County Legislature to carry out its duty to thoroughly examine all potential environmental impacts from the proposed Dutchess County Justice and Transition Center.

Legislator Amparo offered the foregoing Resolution No. 2016068,  
Resolution to Extend the Time Period for the Dutchess County Legislature  
to Review Potential Environmental Impacts Relating to the Construction of  
a New Justice and Transition Center and Sheriff's Complex, for unanimous  
consent

Legislator Miccio denied unanimous consent.

**Resolution Amending the 2016 Adopted County Budget as it Pertains to Youth Services Development Program (A.7130.56)**

**Legislators: Black, Strawinski, Amparo, Tyner, Reiser, Brendli**

**Resolution: # 2016069**

WHEREAS, the County has identified its desire to decrease the number of youth remanded and detained in the Dutchess County jail; and

WHEREAS, the County will continue to work with consultants as needed, to assist with programming and design of the Justice and Transition Center to meet the needs of special populations including: women, youth and individuals with behavioral health issues; and

WHEREAS, the County has included in the 2016 capital plan \$1 million for a youth center (project and location to be determined) and the County Executive has advised his intent to increase the County's capital commitment for a youth center to \$1.5 million; and

WHEREAS, it has been proven that evidence based youth programming can have a positive impact by reducing the number of youth on track to enter the criminal justice system when they become adults; and

WHEREAS, the County shall perform a Countywide study related to the integration of existing crime prevention efforts and youth services, and develop a youth services plan for Dutchess County municipalities to determine the needs, scope and uses for a Youth Center; and

WHEREAS, the County has projected that the sum of \$500,000 will be required to evaluate the needs and programming for Youth Service Program Assessment and Schematic Design in their proposal related to the Justice and Transition Center; and

WHEREAS, the County Legislature feels it is necessary to eliminate the sum of \$500,000 from the project cost of the Dutchess County Justice and Transition Center, and \$500,000 study that is specific to youth services and crime prevention will best serve as a stand-alone resolution; and

WHEREAS, the City of Poughkeepsie did a comprehensive Youth Study entitled Youth Program Census in 2010 that can be used as a starting point and model for a county wide study of youth needs; and

WHEREAS, it is necessary to amend the Adopted 2016 County Budget to provide funds to meet the County's obligation to fund Youth Services Program Assessment and Schematic Design, now therefore be it

RESOLVED, that the Commissioner of Finance is authorized, empowered and directed to amend the 2016 Adopted County Budget as follows:

**APPROPRIATIONS:**

Increase

A.7310.56	Youth Services Development Program	\$500,000
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Decrease

.9998	Fund Balance	\$500,000
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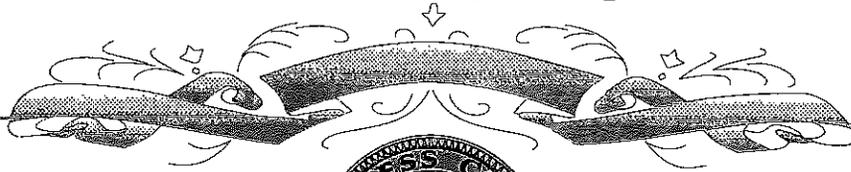
Or

A.1990.4007	General Contingency	\$500,000
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Legislator Strawinski offered the foregoing Resolution No. 2016069, Resolution Amending the 2016 Adopted County Budget as it Pertains to Youth Services Development Program, for unanimous consent.

Legislator Miccio denied unanimous consent.

# Dutchess County Legislature



Commendation: Sam Patton

Legislator Horton offers the following and moves its adoption:

WHEREAS, the Dutchess County Legislature seeks to acknowledge the contributions of individuals that enhance the quality of life in Dutchess County, and

WHEREAS, Sam Patton was born in Virginia into a library oriented family, was a proficient reader/library user before grade school, and as a freshman at Washington & Lee College, he volunteered to drive the bookmobile up, down, and across the Shenandoah Valley, and

WHEREAS, Sam Patton then went on to serve 3 years in the United States Army counter-intelligence unit in the Japan post-Korean conflict, then 3 years at Syracuse University gaining a Master's Degree in mathematics, and in 1968, IBM moved Sam and his family to Hopewell Junction in Dutchess County, and

WHEREAS, soon after moving to Hopewell Junction, Sam found the then tiny predecessor to today's modern East Fishkill Community Library, and was asked to join the Board of Trustees, a commitment he has honored for the ensuing 48 years, except during a brief IBM assignment in Belgium, and when he served 4 years as Town Supervisor, and

WHEREAS, when the library temporarily moved into the second floor of a building that today is used by the Town of East Fishkill Police Department, the load bearing requirement for the library on that second floor was greater than the existing structure offered, so Sam used his skills and ability to weld, and welded extra steel beams into place to reinforce the existing supports, and

WHEREAS, during Sam's tenure as a trustee for the East Fishkill Community Library, he witnessed growth and a journey from a free association library to special legislative library district where he served as Board President, overseeing a director search and major expansion, and attended many Albany Library Advocacy Day events, and

WHEREAS, Sam also served 10 years on the Mid-Hudson Library System's Board of Trustees, 9 years on the Board of the Library Trustees Association of New York State, teaching at Trustee Institutes, and for 7 years he served as the Editor of its newsletter, "Trustee," and

WHEREAS, Sam Patton retired on December 31, 2015, and completed his service to the East Fishkill Community Library, and the Library is proclaiming April 3, 2016, as Sam Patton Day in his honor, now, therefore, be it

RESOLVED, that the Dutchess County Legislature, on behalf of all people of Dutchess County, does hereby commend, congratulate, and thank Sam Patton for his many years of dedication to the East Fishkill Community Library, and, be it further

RESOLVED, that the Dutchess County Legislature hereby extends its best wishes to Sam Patton in all his future endeavors.  
Resolution No. 2016069A

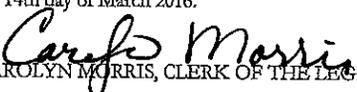
STATE OF NEW YORK

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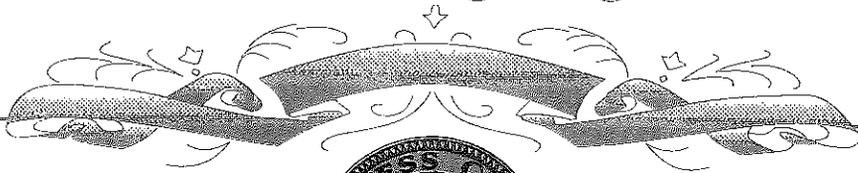
COUNTY OF DUTCHESS

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 March 2016, 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 March 2016.

  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

# Dutchess County Legislature



Condolence: J. Tracy Hermann

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 J. Tracy Hermann, on March 3, 2016, at the age of 52, and

Whereas, Tracy Hermann was born in Corpus Christi, Texas, the second child of the late James Tracy and Sharon Hermann, and he grew up in Owensboro, Kentucky, and

Whereas, Tracy received his B.A. from Western Kentucky University in Journalism and pursued a career in publishing, and on November 13, 2004, Tracy married his beloved husband Matthew McNamara, and in 2006, they adopted their beloved daughter Roxanne, and

Whereas, Tracy and his family moved to the New York area in 2009, and while pursuing his Master's Degree at Marist College in Public Administration he became a small business owner, an adjunct professor at Marist College, and most recently was named the Executive Director of the LGBTQ Center in Kingston, New York, and was an active member of the Christ Episcopal Church, and

Whereas, in 2013 Tracy Hermann was elected to the Common Council of Poughkeepsie representing the 8<sup>th</sup> Ward, and was reelected in 2015, and the "Franklin D. Roosevelt" Mid-Hudson Bridge was lit in rainbow colors in loving memory and gratitude on March 3, 2016, and

Whereas, Tracy Hermann is survived by his loving husband Matthew McNamara and daughter Roxanne Hermann-McNamara, and he is also survived by his sister, Christina Smith, and brothers Jonathan and Brett Hermann, 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 Tracy Hermann and the entire City of Poughkeepsie, and, be it further

Resolved, that the meeting of the Dutchess County Legislature be adjourned in memory of the late J. Tracy Hermann.

Resolution No. 2016069 B  
STATE OF NEW YORK

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 14th day of March 2016, 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 March 2016.

*Carolyn Morris*  
CAROLYN MORRIS, CLERK OF THE LEGISLATURE

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

Ian Daley, Rhinebeck resident, stated that spending money on the jail could be better spent on youth program or senior programs.

Pastor Curtis Whitted stated that money was being spent on the jail when nothing was being spent on youth. He asked for funding to establish a youth center at the YMCA building.

Kristen Plankoney, Town of Poughkeepsie resident, spoke regarding her son's substance abuse and mental health issues. She urged the county to use vacant buildings in the City of Poughkeepsie to create halfway houses. She also spoke in opposition to building a jail and in favor of education programs for teens.

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

There being no further business, the Chairman adjourned the meeting at 7:52 p.m. in memory of J. Tracy Hermann.

Legislator Amparo offered the foregoing Resolution No. 2016068,  
Resolution to Extend the Time Period for the Dutchess County Legislature  
to Review Potential Environmental Impacts Relating to the Construction of  
a New Justice and Transition Center and Sheriff's Complex, for unanimous  
consent

Legislator Miccio denied unanimous consent.